

Superior Court of Washington, County of _____

In the Guardianship of:

Respondent/s (*minors/children*)

No. _____
Residential Schedule (Guardianship)
(PRS / RS) Clerk's action required: **1**

Residential Schedule (Guardianship)

1. This residential schedule is a (*check one*):

Proposal (request) by a party (*name/s*): _____
It is not a signed court order. (PRS)

Court order signed by a judge or commissioner. This is a Final order. (RS)

This final residential schedule changes the last final residential schedule.

2. **Custody** – The Guardian/s is/are granted custody of the following children:

Child's name	Age	Child's name	Age
1.		2.	
3.		4.	

3. **Reasons for limiting a parent's visitation** (under RCW 26.09.191)

a. **Abandonment, neglect, child abuse, domestic violence, assault, or sex offense.** (*If a parent has any of these problems, the court must limit that parent's contact with the children and right to make decisions for the children.*)

Neither parent has any of these problems. (*Skip to 3b.*)

Mandatory limiting factors from RCW 26.09.191(2) – A parent has one or more of these problems as follows (*check all that apply*):

Abandonment – (*Parent's name/s*): _____
intentionally abandoned a child listed in **2** for an extended time.

Neglect – (*Parent's name/s*): _____
substantially refused to perform their parenting duties for a child listed in **2**.

Child abuse – (*Parent's name/s*): _____
(or someone living in that parent's home) abused or threatened to abuse

a child. The abuse was (*check all that apply*): physical sexual
 repeated emotional abuse.

Domestic violence – (*Parent’s name/s*): _____
(or someone living in that parent’s home) has a history of domestic violence as defined in RCW 7.105.010.

Assault – (*Parent’s name/s*): _____
(or someone living in that parent’s home) has assaulted or sexually assaulted someone causing grievous physical harm, causing fear of such harm, or resulting in a pregnancy.

Sex offense –
 (*Parent’s name/s*): _____
has been convicted of a sex offense as an adult.

Someone living in (*parent’s name/s*): _____’s home has been convicted as an adult or adjudicated as a juvenile of a sex offense.

b. Other problems that may harm the children’s best interests. (*If a parent has any of these problems, the court may limit that parent’s contact with the children and right to make decisions for the children.*)

Neither parent has any of these problems. (*Skip to 4.*)

A parent has one or more of these problems as follows (*check all that apply*):

Neglect – (*Parent’s name/s*): _____
neglected their parental duties towards a child listed in **2**.

Emotional or physical problem – (*Parent’s name/s*): _____
_____ has a long-term emotional or physical problem that gets in the way of their ability to parent.

Substance abuse – (*Parent’s name/s*): _____
has a long-term problem with drugs, alcohol, or other substances that gets in the way of their ability to parent.

Lack of emotional ties – (*Parent’s name/s*): _____
has few or no emotional ties with a child listed in **2**.

Abusive use of conflict – (*Parent’s name/s*): _____
uses conflict in a way that may cause serious damage to the psychological development of a child listed in **2**.

Withholding the child – (*Parent’s name/s*): _____
has kept the other parent away from a child listed in **2** for a long time, without a good reason.

Other (specify): _____

4. Limitations on contact

a. (Parent 1’s name): _____

Does not apply. There are no reasons for limitations checked in section **3.a** or **3.b.** above. (*Skip to 5.*)

No limitations despite reasons (*explain why there are no limitations on a parent even though there are reasons for limitations checked in 3.a. or 3.b. above*):

The following limits or conditions apply to *(parent's name)*: _____
_____ *(check all that apply)*:

No contact with the children.

Limited contact as shown in the Parents' Visitation Schedule (**5 – 8**) below.

Limited contact as follows *(specify schedule, list all contact here instead of in a Parents' Visitation Schedule, skip sections 5 – 8)*: _____

Supervised visitation. All visits shall be supervised. Any costs of supervision must be paid by *(name)*: _____

The supervisor shall be:

a professional supervisor *(name)*: _____

a non-professional supervisor *(name)*: _____

The dates and times of supervised contact will be:

as shown in the Parents' Visitation Schedule (sections **5 – 8**) below.

as follows *(specify)*: _____

(Specific rules for supervision, if any): _____

Other limitations or conditions during visitation *(specify)*: _____

Evaluation or treatment required. This parent must:

be evaluated for: _____

start (or continue) and comply with treatment:

as recommended by the evaluation.

as follows *(specify kind of treatment and any other details)*: _____

provide a copy of the evaluation and compliance reports *(specify details)*: _____

If this parent does not follow the evaluation or treatment requirements above, then *(what happens)*: _____

b. (Parent 2's name): _____

Does not apply. There are no reasons for limitations checked in section **3.a** or **3.b.** above. *(Skip to 5.)*

No limitations despite reasons *(explain why there are no limitations on a parent even though there are reasons for limitations checked in 3a. or 3.b. above):*

The following limits or conditions apply to *(parent's name):* _____
_____ *(check all that apply):*

No contact with the children.

Limited contact as shown in the Parents' Visitation Schedule (**5 – 8**) below.

Limited contact as follows *(specify schedule, list all contact here **instead** of in a Parents' Visitation Schedule, skip sections 5 – 8):* _____

Supervised visitation. All visits shall be supervised. Any costs of supervision must be paid by *(name):* _____

The supervisor shall be:

a professional supervisor *(name):* _____

a non-professional supervisor *(name):* _____

The dates and times of supervised contact will be:

as shown in the Parents' Visitation Schedule (sections **5 – 8**) below.

as follows *(specify):* _____

(Specific rules for supervision, if any): _____

Other limitations or conditions during visitation *(specify):* _____

Evaluation or treatment required. This parent must:

be evaluated for: _____

start (or continue) and comply with treatment:

as recommended by the evaluation.

as follows *(specify kind of treatment and any other details):* _____

provide a copy of the evaluation and compliance reports *(specify details):*

If this parent does not follow the evaluation or treatment requirements above, then *(what happens):* _____

➤ **Parents' Visitation Schedule**

Check one:

Limited schedule only – The children live with *the Guardian* and have no contact with the parents except as described in section 4. (You may **skip** the parenting time schedule in sections 5 – 8, unless you want a different summer or holiday schedule, including to give uninterrupted time for vacation and holidays to the guardian.)

Complete the parenting time schedule in sections 5 – 8.

5. School Schedule

a. Children under school-age

Does not apply. All children are school-age.

The schedule for children under school-age is the same as for school-age children.

Children under school-age will live with Guardian/s except when they are scheduled to be with a parent.

Parent 1 (name): _____'s visitation schedule is (*check all that apply*):

WEEKENDS: every week every other week other (*specify*): _____
from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.
from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

OTHER (*specify*): _____

Parent 2 (name): _____'s visitation schedule is (*check all that apply*):

WEEKENDS: every week every other week other (*specify*): _____
from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.
from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

OTHER (*specify*): _____

Other (*specify*): _____

b. School-age children

This schedule will apply (*check one*):

immediately.

when the youngest child enters (*check one*): Kindergarten 1st grade

when the oldest child enters (*check one*): Kindergarten 1st grade

Other: _____

The children will live with the Guardian/s except when they are scheduled to be with a parent.

Parent 1 (name): _____'s visitation schedule is (check all that apply):

WEEKENDS: every week every other week other (specify): _____

from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

OTHER (specify): _____

Parent 2 (name): _____'s visitation schedule is (check all that apply):

WEEKENDS: every week every other week other (specify): _____

from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

OTHER (specify): _____

Other (specify): _____

6. Summer Schedule

Summer begins and ends according to the school calendar. as follows: _____

The Summer Schedule is the **same** as the School Schedule. (Skip to 7.)

The Summer Schedule is the **same** as the School Schedule **except** that (name/s): _____ shall spend _____ weeks of uninterrupted vacation time with the children each summer. The parties shall confirm their vacation schedules in writing by the end of (date) _____ each year. (Skip to 7.)

The Summer Schedule is **different** than the School Schedule. The Summer Schedule will begin the summer before:
(check one): the youngest child the oldest child each child begins
(check one): Kindergarten 1st grade Other: _____

During the summer, the children will live with the Guardian/s except when they are scheduled to be with a parent.

Parent 1 (name): _____'s visitation schedule is (check all that apply):

WEEKENDS: every week every other week other (specify): _____

from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

OTHER (specify): _____

Parent 2 (name): _____'s visitation schedule is (check all that apply):

WEEKENDS: every week every other week other (specify): _____

from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

from (day) _____ at ____:____.m. to (day) _____ at ____:____.m.

OTHER (specify): _____

7. Holiday Schedule (includes school breaks and special occasions)

The Holiday Schedule is the **same** as the School and Summer Schedules above for all holidays, school breaks, and special occasions. (*Skip to 11.*)

The children will be with the **Guardian/s** for all holidays and school breaks **except** as listed below. The children are scheduled to spend holidays, school breaks, and special occasions as follows:

(Check all that apply. Note any differences for children who have not yet started school.)

Martin Luther King Jr. Day – Begins and ends (day/time): _____

Odd years with (name): _____; Even years with the other parent

Every year with (name): _____

With the parent who has the children for the attached weekend

Other plan: _____

Presidents' Day – Begins and ends (day/time): _____

Odd years with (name): _____; Even years with the other parent

Every year with (name): _____

With the parent who has the children for the attached weekend

Other plan: _____

Mid-winter Break – Begins and ends (day/time): _____

Odd years with (name): _____; Even years with the other parent

Every year with (name): _____

Each parent has the children for the half of break attached to their weekend.

The children must be exchanged on Wednesday at (time): _____

Other plan: _____

Spring Break – Begins and ends (day/time): _____

Odd years with (name): _____; Even years with the other parent

Every year with (name): _____

Each parent has the children for the half of break attached to their weekend.

The children must be exchanged on Wednesday at (time): _____

Other plan: _____

Mother's Day – Begins and ends (day/time): _____

Odd years with (name): _____; Even years with the other parent

Every year with (name): _____

Other plan: _____

Memorial Day – Begins and ends (day/time): _____

Odd years with (name): _____; Even years with the other parent

Every year with (name): _____

With the parent who has the children for the attached weekend

- Other plan: _____
- Father's Day** – Begins and ends (*day/time*): _____
- Odd years with (*name*): _____; Even years with the other parent
- Every year with (*name*): _____
- Other plan: _____
- Fourth of July** – Begins and ends (*day/time*): _____
- Odd years with (*name*): _____; Even years with the other parent
- Every year with (*name*): _____
- Follow the Summer Schedule in section 9.
- Other plan: _____
- Labor Day** – Begins and ends (*day/time*): _____
- Odd years with (*name*): _____; Even years with the other parent
- Every year with (*name*): _____
- With the parent who has the children for the attached weekend
- Other plan: _____
- Thanksgiving Day / Break** – Begins and ends (*day/time*): _____
- Odd years with (*name*): _____; Even years with the other parent
- Every year with (*name*): _____
- Other plan: _____
- Winter Break** – Begins and ends (*day/time*): _____
- Odd years with (*name*): _____; Even years with the other parent
- Every year with (*name*): _____
- Other plan: _____
- Christmas Eve / Day** – Begins and ends (*day/time*): _____
- Odd years with (*name*): _____; Even years with the other parent
- Every year with (*name*): _____
- Follow the Winter Break schedule above.
- Other plan: _____
- New Year's Eve / Day** – Begins and ends (*day/time*): _____
(*odd/even is based on New Year's Eve*)
- Odd years with (*name*): _____; Even years with the other parent
- Every year with (*name*): _____
- Follow the Winter Break schedule above.
- Other plan: _____
- All three-day weekends not listed elsewhere**
(*Federal holidays, school in-service days, etc.*)
- The children shall spend any unspecified holiday or non-school day with the parent who has them for the attached weekend.

Other plan: _____

Important! Families in Washington observe a broad range of religions and traditions. Your Residential Schedule can provide for how children will spend time on other significant days. (Examples: Eid, Passover, Easter, Chinese New Year, birthdays, etc.) Add lines as needed.

Other occasion important to the family: _____

Begins and ends (*day/time*): _____

Odd years with (*name*): _____; Even years with the other parent

Every year with (*name*): _____

Other plan: _____

Other occasion important to the family: _____

Begins and ends (*day/time*): _____

Odd years with (*name*): _____; Even years with the other parent

Every year with (*name*): _____

Other plan: _____

Other occasion important to the family: _____

Begins and ends (*day/time*): _____

Odd years with (*name*): _____; Even years with the other parent

Every year with (*name*): _____

Other plan: _____

8. Conflicts in scheduling

The Holiday Schedule must be observed over all other schedules. If there are conflicts within the Holiday Schedule (*check all that apply*):

Named holidays shall be followed before school breaks.

Children's birthdays shall be followed before named holidays and school breaks.

Other (*specify*): _____

9. Transportation arrangements

The children will be exchanged for visitation (picked up and dropped off) at:

each party's home.

school or daycare when in session.

other location (*specify*): _____

Who is responsible for arranging transportation?

The **picking up** party – The person who is about to **start** time with the children must arrange to have the children picked up.

The **dropping off** party – The person whose time is **ending** must arrange to have the children dropped off.

All transportation will be arranged by (*name*): _____

Other details (if any): _____

10. Moving with the children (relocation)

Anyone with majority or substantially equal residential time (at least 45 percent) who wants to move with the children **must notify** every other person who has court-ordered time with the children.

Move to a different school district

If the move is to a different school district, the guardian must complete the form *Notice of Intent to Move with Children* (FL Relocate 701) and deliver it at least **60 days** before the intended move.

Exceptions:

- If the guardian could not reasonably have known enough information to complete the form in time to give 60 days' notice, the guardian must give notice within **5 days** after learning the information.
- If the guardian is relocating to a domestic violence shelter or moving to avoid a clear, immediate, and unreasonable risk to health or safety, notice may be delayed **21 days**.
- If information is protected under a court order or the address confidentiality program, it may be withheld from the notice.
- A guardian who believes that giving notice would put themselves or a child at unreasonable risk of harm may ask the court for permission to leave things out of the notice or to be allowed to move without giving notice. Use form *Motion to Limit Notice of Intent to Move with Children (Ex Parte)* (FL Relocate 702).

The *Notice of Intent to Move with Children* can be delivered by having someone personally serve the other party or by any form of mail that requires a return receipt.

If the guardian wants to change the *Residential Schedule* because of the move, they must deliver a proposed *Residential Schedule* together with the *Notice*.

Move within the same school district

If the move is within the *same* school district, the guardian still has to let the notice parties and the court know. However, the notice does not have to be served personally or by mail with a return receipt. Notice to the notice parties can be made in any reasonable way. No specific form is required.

Warning! If you do not notify

A guardian who does not give the required notice may be found in contempt of court. If that happens, the court can impose sanctions. Sanctions can include requiring the guardian to bring the children back if the move has already happened, and ordering the guardian to pay the other side's costs and lawyer's fees.

Right to object

A person who has court-ordered time with the children can object to a move to a different school district and/or to the guardian's proposed *Residential Schedule*.

An objection is made by filing the *Objection about Moving with Children and Petition about Changing a Parenting/Custody Order (Relocation)* (form FL Relocate 721). File your *Objection* with the court and serve a copy on the guardian and anyone else who has court-ordered time with the children. Service of the *Objection* must be by

personal service or by mailing a copy to each person by any form of mail that requires a return receipt. The *Objection* must be filed and served no later than **30 days** after the *Notice of Intent to Move with Children* was received.

Right to move

During the 30 days after the *Notice* was served, the guardian may not move to a different school district with the children unless s/he has a court order allowing the move.

After the 30 days, if no *Objection* is filed, the guardian may move with the children without getting a court order allowing the move.

After the 30 days, if an *Objection* has been filed, the guardian may move with the children **pending** the final hearing on the *Objection* **unless**:

- The other party gets a court order saying the children cannot move, or
- The other party has scheduled a hearing to take place no more than 15 days after the date the *Objection* was served on the guardian. However, the guardian may ask the court for an order allowing the move even though a hearing is pending if the guardian believes that s/he or a child is at unreasonable risk of harm.

The court may make a different decision about the move at a final hearing on the *Objection*.

Residential Schedule after move

If the guardian served a proposed *Residential Schedule* with the *Notice*, **and** if no *Objection* is filed within 30 days after the *Notice* was served (or if the parties agree):

- Both parties may follow that proposed schedule without being held in contempt of the *Residential Schedule* that was in place before the move. However, the proposed schedule cannot be enforced by contempt unless it has been approved by a court.
- Either party may ask the court to approve the proposed schedule. Use form *Ex Parte Motion for Final Order Changing Parenting Plan – No Objection to Moving with Children* (FL Relocate 706).

Forms

You can find forms about moving with children at:

- The Washington State Courts' website: www.courts.wa.gov/forms,
- Washington Law Help: www.washingtonlawhelp.org, or
- The Superior Court Clerk's office or county law library (for a fee).

(This is a summary of the law. The complete law is in RCW 26.09.430 through 26.09.480.)

11. Other

12. Proposal

Does not apply. This is a court order.

This is a **proposed** (requested) residential schedule. (*The person/s requesting this schedule must read and sign below.*)

I declare under penalty of perjury under the laws of the state of Washington that this schedule was proposed in good faith and the information in section 3 above is true.

Person requesting schedule signs here Signed at (city and state)

Other person requesting sched. (if agreed) signs here Signed at (city and state)

13. Court Order

Does not apply. This is a proposal.

This is a court order (if signed by a judge or commissioner below).

Findings of Fact – Based on the pleadings and any other evidence considered:

The Court adopts the statements in section 3 (Reasons for limiting a parent's visitation) as its findings.

The Court makes additional findings which are:

contained in an order or findings of fact entered at the same time as this *Residential Schedule*.

attached as Exhibit A as part of this *Residential Schedule*.

other: _____

Conclusions of Law – This *Residential Schedule* is in the best interest of the children.

Other: _____

Order – The parties must follow this *Residential Schedule*.

Date

Judge or Commissioner signs here

Warning! If you do not follow this *Residential Schedule*, the court may find you in contempt. You still have to follow this *Residential Schedule* even if the other party does not.
Violation of **residential** provisions of this order with actual knowledge of its terms is punishable by contempt of court and may be a criminal offense under RCW 9A.40.060(2) or 9A.40.070(2). Violation of this order may subject a violator to arrest.

If this is a court order, the parties and/or their lawyers (and any GAL or Visitor) sign below.

Presented by:

Signature of Party/Lawyer

Printed Name

WSBA No.

Copy received by:

Signature of Party/Lawyer

Printed Name

Signature of Party/Lawyer

Printed Name

Signature of GAL or Visitor

Printed Name

Signature of Guardian

Printed Name