

**IN THE CIRCUIT COURT FOR
THE TWENTY-THIRD JUDICIAL CIRCUIT
KENDALL COUNTY, ILLINOIS**

IN RE THE MARRIAGE PARENTAGE

 CIVIL UNION SUPPORT

 ALLOCATION OF PARENTAL RESPONSIBILITIES

_____)	
Petitioner,)	
)	
vs.)	Case No. _____
)	
_____)	
Respondent.)	

PARENTING PLAN

Each parent must file a proposed Parenting Plan, either together or separately, within 120 days of filing your case (if you are the Petitioner) or 120 days of being served with the Summons and Petition (if you are the Respondent).

I. GENERAL INFORMATION

1. This Parenting Plan is a(n) *(check the option that applies to your case)*:
- | | |
|--|---|
| <input type="checkbox"/> Agreed Joint Parenting Plan
<i>(both parties must sign the Plan)</i> | <input type="checkbox"/> Respondent’s Proposed Parenting Plan |
| <input type="checkbox"/> Petitioner’s Proposed Parenting Plan | <input type="checkbox"/> Court Ordered Parenting Plan (Temporary) |
| | <input type="checkbox"/> Court Ordered Parenting Plan (Final) |

2. PARENTS’ NAMES

_____ *(parent’s name)* is referred to as “Mother.”

_____ *(parent’s name)* is referred to as “Father.”

3. CHILDREN

This Parenting Plan applies to:

<i>Initials of child(ren)</i>	<i>Age</i>

II. ALLOCATION OF PARENTAL RESPONSIBILITIES

1. SIGNIFICANT DECISION-MAKING RESPONSIBILITIES

a. Check which parent(s) will be responsible for making important decisions for the child(ren) in each category:

	<i>Only Mother responsible</i>	<i>Only Father responsible</i>	<i>Both parents share responsibility</i>
<i>Education</i>			
<i>Healthcare</i>			
<i>Religion (if applicable)</i>			
<i>Extracurricular activities</i>			

If the parents will share decision-making responsibility in any category, explain how the parents will share responsibility in each category (e.g. list the specific things each parent will make decisions about; if the plan requires the parents to agree on certain decisions, explain what will happen if they can't agree):

b. A parent shall have sole responsibility for making routine decisions for the child and for emergency decisions affecting the child's health and safety during that parent's parenting time.

2. PARENTING TIME

a. Allocation of Parenting Time (check only one)

One Parent Has All of the Parenting Time: Mother/ Father (check only one) shall have 100% of the parenting time and the other parent shall not have any parenting time.

Both Parents Have Parenting Time: Both parents shall have parenting time. (If both parents will have parenting time, fill out section b below.)

b. Parenting Time Schedule (fill out this section only if both parents will have parenting time)

Mother / Father (check only one) shall have parenting time on the schedule listed below, and the other parent shall have all other parenting time not specifically listed below.

i. REGULAR PARENTING TIME (check the option(s) that apply to your case)

Every Week Schedule

(list any regular parenting time that will be the same every week)

From			To		
Day	Start time	AM/PM	Day	End time	AM/PM

Every Other Week Schedule

(list any regular parenting time that will be the same every other week)

From			To		
Day	Start time	AM/PM	Day	End time	AM/PM

Other Regular Schedule

(list any other regular parenting time that will take place on a regular schedule other than every week or every other week)

Formula for Setting Parenting Time Schedule if the Schedule Varies

If parenting time won't always follow the same schedule, describe how you will decide the parenting time schedule. Your description must be specific enough for the judge to be able to decide if the parents are following the schedule.

ii. HOLIDAY AND SPECIAL OCCASION PARENTING TIME *(check the option(s) that apply to your case)*

Holiday Schedule

(list any special arrangements for parenting time on holidays and other special occasions)

The Holiday Schedule will take priority over the Regular Parenting Time Schedule and the Vacation and School Break schedule. If a particular holiday is not selected, the Regular or Vacation and School Break parenting time schedule will apply on that day.

<i>Holiday</i>	<i>Even-numbered years</i>	<i>Odd-numbered years</i>	<i>Start and end times</i>
New Year's Day			
Mother's Day			
Memorial Day			
Father's Day			
4 th of July			
Labor Day			
Halloween			
Thanksgiving Day			
Day after Thanksgiving			
New Year's Eve			
Mother's Birthday			

Father's Birthday			
Child(ren)'s Birthday			
Other _____			
Other _____			
Other _____			
Other _____			
Other _____			

Vacation and School Break Schedule

(list any special parenting time arrangements for vacations or extended school breaks like summer, spring, and winter breaks – be specific about the amount of time, the arrangements, and how you will decide on the exact schedule if it will vary from year to year)

The Vacation and School Break Schedule will take priority over the Regular Parenting Time Schedule.

c. Other Parenting Time Provisions *(check if applicable)*

These other provisions apply to parenting time *(list any special provisions not described above)*:

3. MEDIATION

(check only one option)

Mediation Required: Both parents have significant decision-making responsibilities. If either parent wants to change significant decision-making responsibilities or parenting time, the parents will try to reach an agreement about the change. If the parents cannot agree, they will enter into mediation before asking the court to make a decision about the change.

No Mediation – No Shared Decision-Making: Mediation is not required because one parent has all of the significant decision-making responsibilities.

No Mediation – Domestic Violence: Mediation is not required because there is a history of domestic violence or abuse.

4. ACCESS TO CHILD(REN)'S RECORDS

(check only one option)

Both Parents Have Full Access: Each parent shall have the right to access the child(ren)'s medical, dental, and psychological records (subject to the Mental Health and Developmental Disabilities Confidentiality Act), child care records, and school and extracurricular records, reports and schedules.

Restricted Access: Each parent shall have the right to access the child(ren)'s medical, dental, and psychological records (subject to the Mental Health and Developmental Disabilities Confidentiality Act), child care records, and school and extracurricular records, reports and schedules, except that the right of Mother / Father (*check one*) is restricted as follows (*list specific restrictions*): _____

Access by One Parent Only: Mother / Father (*check only one*) shall have the right to access the child(ren)'s medical, dental, and psychological records (subject to the Mental Health and Developmental Disabilities Confidentiality Act), child care records, and school and extracurricular records, reports and schedules. Mother / Father (*check only one*) shall have no right to access these records.

5. MAJORITY OF PARENTING TIME

(You must complete this section even if the parents have equal parenting time.)

For purposes of state and federal statutes that require a designation or determination of custody or a custodian (*check only one*):

Mother / Father

is designated as having the majority of parenting time and is designated as the custodian. This designation shall not affect either parents' rights or responsibilities under this Parenting Plan.

6. CHILD(REN)'S ADDRESS FOR SCHOOL ENROLLMENT

The child(ren)'s residential address for school enrollment purposes only is (*list the address of the parent designated in question 5 above*):

(check if applicable) The address is not disclosed because there is a history of domestic violence or abuse, or disclosure is not in the best interests of the child(ren) or parent.

7. PARENTS' CONTACT INFORMATION

a. Mother's Information

Residential address: _____

Phone number: _____

Name of employer: _____

Employer address: _____

Employer phone number: _____

(check if applicable) This information is not provided because there is a history of domestic violence or abuse, or disclosure is not in the best interests of the child(ren) or parent.

b. Father's Information

Residential address: _____

Phone number: _____

Name of employer: _____

Employer address: _____

Employer phone number: _____

(check if applicable) This information is not provided because there is a history of domestic violence or abuse, or disclosure is not in the best interests of the child(ren) or parent.

8. NOTICE OF PARENT'S CHANGE OF ADDRESS

If a parent has a change of address, that parent must give the other parent at least 60 days prior written notice of the change. If it is not possible to give 60 days notice, then the moving parent must give the other parent notice as soon as possible. At a minimum, the written notice must include:

- the planned date of the change in residence; and
- the address of the new residence.

(check if applicable) This provision does not apply to Mother / Father because there is a history of domestic violence or abuse, or disclosure is not in the best interests of the child(ren) or parent.

9. NOTICE OF EMERGENCIES AND OTHER IMPORTANT ISSUES

(check only one option)

- Notice Always Required:** Each parent shall notify the other as soon as possible of emergencies, healthcare, travel plans, and other significant issues involving the child(ren).
- Notice Subject to Special Rules:** The following provisions for notification of emergencies and other significant issues involving the child(ren) apply *(list the specific procedures in your case)*:

- No Notice Required:** This provision does not apply because one parent has all of the significant decision-making responsibilities and all of the parenting time.

10. PARENTING TIME TRANSPORTATION

(check all options that apply to your case)

- Mother / Father *(check only one)* will provide transportation for the child(ren) at the beginning of parenting time.
- Mother / Father *(check only one)* will provide transportation for the child(ren) at the end of parenting time.
- Other transportation arrangements *(be specific)*: _____

- This provision does not apply because one parent has all of the parenting time.

11. COMMUNICATIONS DURING PARENTING TIME

- (check if applicable)* When the child(ren) is/are in the care of Mother, Father shall be able to communicate with the child(ren) via (e.g. phone, email) _____ during the following times: _____.
- (check if applicable)* When the child(ren) is/are in the care of Father, Mother shall be able to communicate with the child(ren) via (e.g. phone, email) _____ during the following times: _____.

12. RELOCATING WITH THE CHILD

- a. **Definition:** "Relocation" means a move:

- i. From Cook, DuPage, Kane, Lake, McHenry or Will County, to a new residence within Illinois that is more than 25 miles from the current residence;
 - ii. From a county other than Cook, DuPage, Kane, Lake, McHenry or Will, to a new residence within Illinois that is more than 50 miles from the current residence; or
 - iii. To a new residence outside of Illinois that is more than 25 miles from the current residence.
- b. Procedure: A parent who has the majority of parenting time or equal parenting time who wants to relocate with the child(ren) must give the other parent and file with the court a written relocation notice at least 60 days before the relocation. At a minimum, the notice must include:
- The planned date of the relocation;
 - The parent’s new address, if known; and
 - The length of time the relocation will last, if not indefinite or permanent.
- i. Agreement: If the other parent agrees to the relocation and any needed changes to this Parenting Plan and that parent signs the relocation notice, the relocating parent must file the signed relocation notice and new Parenting Plan, if applicable, with the court. The relocating parent may then move without any further court action.
 - ii. No agreement: If the other parent does not agree to the relocation or to changes to the Parenting Plan, or does not sign the relocation notice, then the relocating parent must file a petition asking for the court’s permission to relocate.

13. FUTURE MODIFICATION OF PARENTING PLAN

(check if applicable) If the following events occur, the Parenting Plan will be changed as follows:

Events: _____

Changes to Plan: _____

14. RIGHT OF FIRST REFUSAL

(check the options that apply to your case)

No Right of First Refusal: If the parent caring for the child(ren) needs someone to take care of the child(ren) during his or her parenting time, that parent is not required to ask the other parent if he or she would like to care for the child(ren).

- Right of First Refusal – Regular Care: If the parent caring for the child(ren) needs someone to take care of the child(ren) during his or her parenting time for more than _____ (*enter number*) hour(s) on a regular basis (*e.g. for work*), that parent must first ask the other parent if he or she would like to care for the child(ren).
- i. Notice to the Other Parent: The parent who needs childcare must notify the other parent of the need for childcare as far in advance as possible and as soon as the parent learns of the need for childcare. The parent who needs childcare must give the other parent a deadline for responding to the request for childcare.
 - ii. Response from the Other Parent: If the parent who needs childcare does not hear back from the other parent by the deadline and/or if the other parent is not available or not interested, the parent who needs childcare may then use the services of a babysitter or other caregiver.
 - iii. Transportation: If the other parent agrees to provide childcare, transportation arrangements shall be as follows (*describe transportation arrangements*): _____

 - iv. Failure to Provide Care: If the other parent agrees to provide childcare and then fails to provide childcare as agreed, this right of first refusal shall immediately terminate.

- Right of First Refusal – Occasional Care: If the parent caring for the child(ren) needs someone to take care of the child(ren) during his or her parenting time for more than _____ (*enter number*) hour(s) on an occasional basis, that parent must first ask the other parent if he or she would like to care for the child(ren).
- i. Notice to the Other Parent: The parent who needs childcare must notify the other parent of the need for childcare at least _____ (*enter time period*) before care is needed. If this amount of notice is not possible, the parent who needs childcare must notify the other parent as far in advance as possible.
 - ii. Response from the Other Parent: If the parent who needs childcare does not hear back from the other parent at least _____ (*enter time period*) before childcare is needed and/or if the other parent is not available or not interested, the parent who needs childcare may then use the services of a babysitter or other caregiver.
 - iii. Transportation: If the other parent agrees to provide childcare, transportation arrangements shall be as follows (*describe transportation arrangements*): _____

- iv. Failure to Provide Care: If the other parent agrees to provide childcare and then fails to provide childcare as agreed, this right of first refusal shall immediately terminate.

15. OTHER PROVISIONS

16. EXTRA PAGES

(check if applicable) I did not have enough space to answer all of the questions in this form, and I have attached extra pages with my answers.

III. DEFINITIONS

- 1. **“Parental responsibilities”** means both parenting time and significant decision-making responsibilities with respect to a child. 750 ILCS 5/600

- 2. **“Parenting time”** means the time during which a parent is responsible for exercising caretaking functions and non-significant decision-making responsibilities with respect to the child.
Caretaking functions include:
 - a. satisfying a child's nutritional needs; managing a child's bedtime and wake-up routines; caring for a child when the child is sick or injured; being attentive to a child's personal hygiene needs, including washing, grooming, and dressing; playing with a child and ensuring the child attends scheduled extracurricular activities; protecting a child's physical safety; and providing transportation for a child;
 - b. directing a child's various developmental needs, including the acquisition of motor and language skills, toilet training, self-confidence, and maturation;
 - c. providing discipline, giving instruction in manners, assigning and supervising chores, and performing other tasks that attend to a child's needs for behavioral control and self-restraint;
 - d. ensuring the child attends school, including remedial and special services appropriate to the child's needs and interests, communicating with teachers and counselors, and supervising homework;
 - e. helping a child develop and maintain appropriate interpersonal relationships with peers, siblings, and other family members;
 - f. ensuring the child attends medical appointments and is available for medical follow-up and meeting the medical needs of the child in the home;
 - g. providing moral and ethical guidance for a child; and

- h. arranging alternative care for a child by a family member, babysitter, or other child care provider or facility, including investigating such alternatives, communicating with providers, and supervising such care.

750 ILCS 5/600

3. “Significant decision-making” means deciding issues of long-term importance in the life of a child. These significant issues include:

- a. *Education*, including the choice of schools and tutors.
- b. *Health*, including all decisions relating to the medical, dental, and psychological needs of the child and to the treatments arising or resulting from those needs.
- c. *Religion*, meaning the choice of religion or denomination of a religion, religious schooling, religious training, or participation in religious customs or practices, subject to the following provisions:
 - i. The court shall allocate decision-making responsibility for the child's religious upbringing in accordance with any express or implied agreement between the parents.
 - ii. The court shall consider evidence of the parents' past conduct as to the child's religious upbringing in allocating decision-making responsibilities consistent with demonstrated past conduct in the absence of an express or implied agreement between the parents.
 - iii. The court shall not allocate any aspect of the child's religious upbringing if it determines that the parents do not or did not have an express or implied agreement for such religious upbringing or that there is insufficient evidence to demonstrate a course of conduct regarding the child's religious upbringing that could serve as a basis for any such order.
- d. *Extracurricular activities*.

750 ILCS 5/600; 750 ILCS 5/602.8

4. “Relocation” means:

- a. a change of residence from the child's current primary residence located in the county of Cook, DuPage, Kane, Lake, McHenry, or Will to a new residence within this State that is more than 25 miles from the child's current residence;
- b. a change of residence from the child's current primary residence located in a county not listed in paragraph (a) to a new residence within this State that is more than 50 miles from the child's current primary residence; or
- c. a change of residence from the child's current primary residence to a residence outside the borders of this State that is more than 25 miles from the current primary residence.

750 ILCS 5/600

5. **“Right of first refusal”** means that if a party intends to leave the minor child or children with a substitute child-care provider for a significant period of time, that party must first offer the other party an opportunity to personally care for the minor child or children. 750 ILCS 5/600; 750 ILCS 5/602.3

If this is an Agreed Joint Parenting Plan, both parents must sign it. If this is not an Agreed Parenting Plan, only the parent who is submitting this Plan should sign.

Mother’s printed name

Mother’s signature

Date

Father’s printed name

Father’s signature

Date

Parents: Do NOT fill out this section. The judge will fill out this section if appropriate.

ORDER

The terms of this Parenting Plan are hereby approved and it shall have the full force and effect of a court order. *(Check one option below.)*

This Parenting Plan constitutes a Temporary Allocation of Parental Responsibilities.

This Parenting Plan constitutes a Final Judgment of Allocation of Parental Responsibilities for the purposes of Illinois Supreme Court Rule 304(b)(6) regarding appeals of custody judgments and 750 ILCS 5/610.5 regarding allocation of parental responsibility.

Enter:

This _____ day of _____, 20_____.

Judge