### KALISPEL TRIBAL COURT

	KALISP	ELIKI	BALCOURI		
In re	e:				
Peti	itioner/s (person/s who started this case):		No		
And	I Respondent/s (other party/parties):	_	Parenting Plan (PPP / PPT / PP)  ☑ Clerk's action required: <b>1</b> .		
	Par	entir	ng Plan		
1.	This parenting plan is a (check on	e):			
	Proposal (request) by a parent (name/s):  It is not a signed court order. (PPP)				
	Court order signed by a judge o	ssioner. This is a (check one):			
	☐ Temporary order. (PPT)				
	☐ Final order. (PP)				
	☐ This final parenting plan	changes	the last final parenting plan.		
2.	Children – This parenting plan is	for the	following children:		
	Child's name	Age	Child's name	Age	
	1.		4.		
	2.		5.		
	3.		6.		
3.	Reasons for putting limitations on	ı a pare	nt.		
	a. Abandonment, neglect, child a (If a parent has any of these pro- the children and right to make de	blems, t	he court <b>must</b> limit that parent		
	☐ Neither parent has any of the	ese prob	lems. ( <i>Skip to <b>3.b.</b>)</i>		
	☐ A parent has one or more of	these p	roblems as follows (check all tha	t apply):	

		Abandonment – (Parent's name):	_intentionally
		abandoned a child listed in <b>2</b> for an extended time.	
		Neglect – (Parent's name):	_substantially
		refused to perform his/her parenting duties for a child listed in 2	
		Child Abuse – (Parent's name):	
		Domestic Violence – (Parent's name): someone living in that parent's home) has a history of domestic defined in RCW 26.50.010(1).	(or violence as
		Assault – (Parent's name):	_(or someone I someone
		Sex Offense –	
		☐ (Parent's name):has be of a sex offense as an adult.	een convicted
		☐ Someone living in (parent's name):	_'s home has sex offense.
D.	these	<b>problems</b> that may harm the children's best interests. (If a parely problems, the court <b>may</b> limit that parent's contact with the child decisions for the children.)	-
	☐ Ne	ither parent has any of these problems. (Skip to <b>4.</b> )	
		either parent has any of these problems. (Skip to 4.)	at annly):
	□ A <sub>I</sub>	parent has one or more of these problems as follows (check all the	
	□ A <sub>I</sub>	parent has one or more of these problems as follows (check all the Neglect – (Parent's name):	
	□ A <sub>I</sub>	parent has one or more of these problems as follows (check all the	_neglected
	□ A <sub>I</sub>	Dearent has one or more of these problems as follows (check all the Neglect – (Parent's name):  his/her parental duties towards a child listed in 2.  Emotional or physical problem – (Parent's name):  has a long-term emotional or physical problem that gets in the way.	_neglected  /ay of his/her _has_a
	□ A	Parent has one or more of these problems as follows (check all the Neglect – (Parent's name):  his/her parental duties towards a child listed in 2.  Emotional or physical problem – (Parent's name):  has a long-term emotional or physical problem that gets in the wability to parent.  Substance Abuse – (Parent's name):  long-term problem with drugs, alcohol, or other substances that	neglected  /ay of his/her has a gets in the way
	A	Neglect – (Parent's name):  his/her parental duties towards a child listed in 2.  Emotional or physical problem – (Parent's name):  has a long-term emotional or physical problem that gets in the wability to parent.  Substance Abuse – (Parent's name):  long-term problem with drugs, alcohol, or other substances that of his/her ability to parent.  Lack of emotional ties – (Parent's name):	_neglected  /ay of his/herhas a gets in the way
		Neglect – (Parent's name):  his/her parental duties towards a child listed in 2.  Emotional or physical problem – (Parent's name): has a long-term emotional or physical problem that gets in the wability to parent.  Substance Abuse – (Parent's name): long-term problem with drugs, alcohol, or other substances that of his/her ability to parent.  Lack of emotional ties – (Parent's name): has few or no emotional ties with a child listed in 2.  Abusive use of conflict – (Parent's name): uses conflict in a way that endangers or damages the psychologen.	neglected  /ay of his/her has a gets in the way
		Neglect – (Parent's name):  his/her parental duties towards a child listed in 2.  Emotional or physical problem – (Parent's name):  has a long-term emotional or physical problem that gets in the wability to parent.  Substance Abuse – (Parent's name):  long-term problem with drugs, alcohol, or other substances that of his/her ability to parent.  Lack of emotional ties – (Parent's name):  has few or no emotional ties with a child listed in 2.  Abusive use of conflict – (Parent's name):  uses conflict in a way that endangers or damages the psychological development of a child listed in 2.  Withholding the child – (Parent's name):  has kept the other parent away from a child listed in 2 for a long	neglected  /ay of his/her has a gets in the way

4.

	Does not apply. There are no reasons for limitations checked in <b>3.a. or 3.b.</b> above. (Skip to <b>5</b> .)
	<b>No limitations despite reasons</b> (explain why there are no limitations on a parent even though there are reasons for limitations checked in <b>3a. or 3.b.</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 Parenting Time Schedule (sections <b>8</b> – <b>11</b> ) below.
	Limited contact as follows (specify schedule, list all contact here <b>instead</b> of in a Parenting Time Schedule, skip sections <b>8</b> – <b>11</b> ):
	Supervised contact. All parenting time 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:
	<ul><li>☐ as shown in the Parenting Time Schedule (sections 8 – 11) below.</li><li>☐ as follows (specify):</li></ul>
	(Specific rules for supervision, if any):
	Other limitations or conditions during parenting time (specify):
П	Evaluation or treatment required. (Name):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):

	nergency health care. Majo	r decisions must be		
a.	Who can make major de Type of Major Decision	Joint (parents make these	Limited (only the parent named below has	
	School / Educational	decisions together)	authority to make these decisions)  (Name):	
	Health care (not emergency)		(Name):	
	Other:		(Name):	
	Other:		☐ (Name):	
	Other:		(Name):	
	L	<u> </u>	<u> </u>	
	One of the parents		are decision-making and this is	
	☐ the history of☐ the parents' a making.	described in <b>3.b.</b> ab each parent's particability and desire to c	ipation in decision-making. coperate with each other in decision	
	☐ problems as ☐ the history of ☐ the parents' a making.	described in <b>3.b.</b> ab each parent's particability and desire to content to between the parents		
Di	<ul><li>□ problems as</li><li>□ the history of</li><li>□ the parents' a making.</li><li>□ the distance</li></ul>	described in <b>3.b.</b> ab each parent's partice ability and desire to contact the parents pether.	ipation in decision-making. coperate with each other in decision homes makes it hard to make timely	
Fro	☐ problems as ☐ the history of ☐ the parents' a making. ☐ the distance of decisions tog  spute Resolution – If yo	described in <b>3.b.</b> ab each parent's partice ability and desire to competite the parents gether.  The particular is a second of the parents o	ipation in decision-making. coperate with each other in decision homes makes it hard to make timely	
Fro wh	☐ problems as ☐ the history of ☐ the parents' a making. ☐ the distance decisions tog  spute Resolution — If you om time to time, the parents nat parts of this parenting pl	described in <b>3.b.</b> ab each parent's partice ability and desire to competite the parents pether.  The purity and the other parents are may have disagree an mean.	ipation in decision-making. coperate with each other in decision homes makes it hard to make timely rent disagree	

Counseling (counselor or agency name):

Arbitration (arbitrator or agency name): \_\_\_

If a dispute resolution provider is not named above, or if the named provider is no longer available, the parents may agree on a provider or ask the court to name one.
<b>Important!</b> Unless there is an emergency, the parents must participate in the dispute resolution process listed above in good faith, before going to court. This section does <b>not</b> apply to disagreements about money or support.
Court (without having to go to mediation, arbitration, or counseling). (If you check this box, skip to section 7 below, do not fill out 6.b.)
<b>b.</b> If mediation, arbitration, or counseling is required, one parent must notify the other parent by <i>(check one):</i> — certified mail — other <i>(specify):</i>
The parents will pay for the mediation, arbitration, or counseling services as follows (check one):
☐ ( <i>Name</i> ):
(Name):will pay%.
based on each parents' Proportional Share of Income (percentage) from line 6 of the Child Support Worksheet.
as decided through the dispute resolution process.
What to expect in the dispute resolution process:
<ul> <li>Preference shall be given to carrying out the parenting plan.</li> </ul>
<ul> <li>If you reach an agreement, it must be put into writing, signed, and both parents must get a copy.</li> </ul>
If the court finds that you have used or frustrated the dispute resolution process without a good reason, the court can order you to pay financial sanctions (penalties) including the other parent's legal fees.
<ul> <li>You may go back to court if the dispute resolution process doesn't solve the disagreement or if you disagree with the arbitrator's decision.</li> </ul>
Custodian
The custodian is (name):solely for
the purpose of all state and federal statutes which require a designation or determination of custody. Even though one parent is called the custodian, this does not change the parenting rights and responsibilities described in this plan.
(Kalispel Tribal law generally refers to parenting time and decision-making, rather than custody. However, some state and federal laws require that one person be named the custodian. The custodian is the person with whom the children are scheduled to spend more of their time.)

**7.** 

# Parenting Time Schedule (Residential Provisions)

Check one: Skip the parenting time schedule in sections 8 - 11 if one parent has no contact with the children other than what is described in section **4** – Limitations. The children live with (name): \_\_\_\_\_except as described in section **4**. Complete the parenting time schedule in sections 8 - 11. 8. **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 are scheduled to live with (name): except when they are scheduled to live with (name): \_\_\_\_\_\_on (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. WEEKDAYS: □ 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 each child begins: (check one): Kindergarten 1st grade Other: The children are scheduled to live with (name): except when they are scheduled to live with (name): \_\_\_\_\_on (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. WEEKDAYS: ☐ every week ☐ every other week ☐ other (specify): from (day) \_\_\_\_\_ at \_\_\_\_\_.m. to (day) \_\_\_\_\_ at \_\_\_\_\_.m.

	from (day)a	at	:	m. to (day)	at	:	m.
	OTHER (specify):						
	Other (specify):						
9.	Summer Schedule						
	Summer begins and ends acco	rding	to the s	chool calendar.	as follows	s:	
	☐ The Summer Schedule is the sa	i <b>me</b> a	s the So	chool Schedule.	(Skip to <b>10</b> .)		
	The Summer Schedule is the sa shall spendweeks of summer. The parents shall confidate)	uninte firm th	rrupted eir vaca	vacation time wi ation schedules i	th the childre	n each	
	☐ The Summer Schedule is <b>differ</b> will begin the summer before: (check one): ☐ the youngest chegins (check one): ☐ Kinderga	ild [	the old	dest child □ ead	ch child		
	During the summer the children except when they are scheduled (check all that apply):				,		on ,
	☐ WEEKENDS: ☐ every	week	eve	y other week	other (specify	):	
	from (day)a	at	:	.m. to (day)	at	<u>:                                    </u>	m.
	from (day)a	at	:	.m. to (day)	at	<u>:</u>	m.
	☐ WEEKDAYS: ☐ every	week	eve	y other week	other (specify	):	
	from (day)a	at	:	.m. to (day)	at	<u>:</u>	m.
	from (day)a	at	:	.m. to (day)	at	<u>:                                    </u>	m.
	OTHER (specify):						
10	). Holiday Schedule (includes s	choo	l break	s)			
	☐ The Holiday Schedule is the <b>sai</b> holidays and school breaks. (Si	<b>ne</b> as	the Scl	•	r Schedules a	above f	or all
	☐ This is the Holiday Schedule for (Put one parent's name in each parent for holidays and school k	colun	nn and t				hat

Holiday	Children with (name):	Children with (name):		
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
NA - matical a continuo	Begin day/time:	Begin day/time:		
Martin Luther King Jr. Day	End day/time:	End day/time:		
	With the parent who has the children for the attached weekend			
	Other plan:			
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
Presidents'	Begin day/time:	Begin day/time:		
Day	End day/time:	End day/time:		
	☐ With the parent who has the children for the	attached weekend		
	Other plan:			
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
	Begin day/time:	Begin day/time:		
Mid-winter	End day/time:	End day/time:		
Break	Each parent has the children for the half of break attached to his/her weekend. The children must be exchanged on Wednesday at (time):			
	Other plan:			
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
	Begin day/time:	Begin day/time:		
	End day/time:	End day/time:		
Spring Break	Each parent has the children for the half of break attached to his/her weekend. The children must be exchanged on Wednesday at (time):			
	Other plan:			
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
	Begin day/time:	Begin day/time:		
Mother's Day	End day/time:	End day/time:		
	Other plan:			
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
	Begin day/time:	Begin day/time:		
Memorial	End day/time:	End day/time:		
Day	☐ With the parent who has the children for the	attached weekend		
	Other plan:			

Holiday	Children with (name):	Children with (name):		
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
	Begin day/time:	Begin day/time:		
Father's Day	End day/time:	End day/time:		
	Other plan:			
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
	Begin day/time:	Begin day/time:		
Fourth of	End day/time:	End day/time:		
July	Follow the Summer Schedule in section 9.			
	Other plan:			
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
	Begin day/time:	Begin day/time:		
Labor Day	End day/time:	End day/time:		
	With the parent who has the children for the attached weekend			
	Other plan:			
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
	Begin day/time:	Begin day/time:		
Thanksgiving	End day/time:	End day/time:		
Day / Break	Other plan:			
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
	Begin day/time:	Begin day/time:		
	End day/time:	End day/time:		
Winter Break	Other plan:	,		
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.		
Chuistus s	Begin day/time:	Begin day/time:		
Christmas Eve	End day/time:	End day/time:		
	Follow the Winter Break schedule above.			
	Other plan:			

Holiday	Children with (name):	Children with (name):
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.
Christmas	Begin day/time:	Begin day/time:
Christmas Day	End day/time:	End day/time:
	Follow the Winter Break schedule above.	
	Other plan:	
New Year's	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.
Eve / New	Begin day/time:	Begin day/time:
Year's Day	End day/time:	End day/time:
(odd/even is based on New	Follow the Winter Break schedule above.	
Year's Day)	Other plan:	
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.
Children's	Begin day/time:	Begin day/time:
Birthdays	End day/time:	End day/time:
	Other plan:	
All three-day	(Federal holidays, school in-service days, etc.)	
weekends	The children shall spend any unspecified ho has them for the attached weekend.	oliday or non-school day with the parent who
not listed	Other plan:	
elsewhere		
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.
Other <sub>.</sub>	Begin day/time:	Begin day/time:
occasion important to	End day/time:	End day/time:
the family:	Other plan:	
	Odd Years Even Years Every Yr.	Odd Years Even Years Every Yr.
Other occasion	Begin day/time:	Begin day/time:
important to	End day/time:	End day/time:
the family:	☐ Other plan:	

# 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): Transportation Arrangements The children will be exchanged for parenting time (picked up and dropped off) at: each parent's home school or day care when in session other location (specify): Who is responsible for arranging transportation? The picking up parent – The parent who is about to start parenting time with the

children must arrange to have the children picked up.

Other details (if any):

arrange to have the children dropped off.

# **13.** Moving with the Children (Relocation)

If the custodian plans to move, s/he **must notify** every person who has court-ordered time with the children.

The **dropping off** parent – The parent whose parenting time is **ending** must

# Move to a different school district

If the move is to a different school district, the custodian 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 custodian could not reasonably have known enough information to complete the form in time to give 60 days' notice, the custodian must give notice within **5 days** after learning the information.
- If the custodian 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 custodian who believes that giving notice would put her/himself 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 custodian wants to change the *Parenting Plan* because of the move, s/he must deliver a proposed *Parenting Plan* together with the *Notice*.

### Move within the same school district

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

### Warning! If you do not notify...

A custodian 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 custodian to bring the children back if the move has already happened, and ordering the custodian 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 custodian's proposed *Parenting Plan*. If the move is within the same school district, the other party doesn't have the right to object to the move, but s/he may ask to change the *Parenting Plan* if there are adequate reasons.

An objection is made by filing the *Objection about Moving with Children and Petition about Changing a Parenting/Custody Order (Relocation)*. File your *Objection* with the court and serve a copy on the custodian 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 custodian 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 custodian may move with the children without getting a court order allowing the move.

After the 30 days, if an *Objection* has been filed, the custodian 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 custodian. (However, the custodian may ask the court for an order allowing the move even though a hearing is pending if the custodian 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*.

### Parenting Plan after move

If the custodian served a proposed *Parenting Plan* 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 plan without being held in contempt of the Parenting Plan that was in place before the move. However, the proposed plan cannot be enforced by contempt unless it has been approved by a court.  Either party may ask the court to approve the proposed plan. File a Motion for Final Order Changing Parenting Plan – No Objection to Moving with Children. (Contact the Kalispel Tribal Court Clerk for a form).

Proposal				
☐ Does r	not apply. This is a court order.			
	a <b>proposed</b> (requested) parenting plan. ead and sign below.)	(The parent/s requesting this plan		
	re under penalty of perjury under the law as proposed in good faith and that the ir	•		
Parent	requesting plan signs here	Signed at (city and state)		
Other p	arent requesting plan (if agreed) signs here	Signed at (city and state)		
Court Or	der			
☐ Does r	not apply. This is a proposal.			
_	a court order (if signed by a judge or co	mmissioner below).		
	gs of Fact – Based on the pleadings an	,		
The Court adopts the statements in section <b>3</b> (Reasons for putting limitations on parent) as its findings.				
☐ The Court makes additional findings which are:				
<ul> <li>contained in an order or findings of fact entered at the same time as this Parenting Plan.</li> </ul>				
attached as Exhibit A as part of this <i>Parenting Plan</i> .				
other:				
Concl	<b>usions of Law</b> – This <i>Parenting Plan</i> is i	in the hest interest of the children		
	Other:			
	<u> </u>			
Order	The parties must follow this <i>Parenting</i>	Plan		
Order	- The parties must follow this r architing	Tian.		
	<b>.</b>	mmissioner signs here		

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 KLOC Chapter 9-7.07. 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) sign below. This order (check any that apply): This order (check any that apply): is an agreement of the parties. is an agreement of the parties. is presented by me. is presented by me. may be signed by the court without notice to me. $\square$ may be signed by the court without notice to me. Petitioner signs here or lawyer signs here + WSBA # Respondent signs here **or** lawyer signs here + WSBA # Print Name Print Name Date Date This order (check any that apply): This order (check any that apply): is an agreement of the parties. is an agreement of the parties. is presented by me. is presented by me. may be signed by the court without notice to me. $\square$ may be signed by the court without notice to me. Other party signs here or lawyer signs here + WSBA # Other party or Guardian ad Litem signs here Print Name Print Name Date Date