

IN THE CIRCUIT COURT OF BENTON COUNTY, ARKANSAS
DOMESTIC RELATIONS DIVISION
DIVISIONS IV, V, AND VI

FILED

2011 JUL 25 AM 11 02

STANDARD VISITATION SCHEDULE

(Effective July 1, 2011)

FRONDA BECHTOLD
CLERK & RECORDER
BENTON COUNTY, AR

The noncustodial parent, _____, is granted regular visitation on alternating weekends, beginning on the ____ day of _____, and mid-week visitation on one evening each week beginning at the time the minor child(ren) is/are released from school, or, if the minor child(ren) is/are not attending school, at 3:30 p.m., and ending at 8:00 p.m. If the parties are unable to agree on the day of the week on which the evening visit will occur, it will take place on Tuesday.

Holidays and special occasion visitation as set forth below will take precedence over regular weekend and mid-week visitation:

<u>HOLIDAY</u>	<u>ODD YEARS</u>	<u>EVEN YEARS</u>
Easter Sunday	Father	Mother
Memorial Day Holiday	Mother	Father
Independence Day	Father	Mother
Labor Day Holiday	Mother	Father
Thanksgiving Holiday	Father	Mother
Christmas Eve Holiday	Mother	Father
Christmas Holiday	Father	Mother
Father's Day	Father	Father
Mother's Day	Mother	Mother
Child's Birthday	Father	Mother

Spring Break as scheduled in the school district where the child(ren) resides (whether the child(ren) is in school or not) will be alternated between the parents, with the non-custodial parent having Spring Break in even-numbered years and the custodial parent having Spring Break in odd-numbered years. Spring Break begins on the day school is dismissed for Spring

Break and ends at 6:00 p.m. on the day before school resumes after Spring Break. Spring Break takes precedence over weekend visitation.

UNLESS OTHERWISE AGREED BY THE PARTIES:

"Days" as used in this visitation schedule begin at 8:00 a.m. and end at 8:00 p.m. except as noted below.

Memorial Day Holiday and Labor Day Holiday begin at 6:00 p.m. on Friday and end at 6:00 p.m. on Monday.

Independence Day visitation ends at 10:00 p.m. on July 4.

Thanksgiving Holiday begins at 6:00 p.m. Wednesday before Thanksgiving Day and ends at 6:00 p.m. on Sunday following Thanksgiving Day.

Christmas Eve Holiday begins at 6:00 p.m. the day the school district where the child(ren) resides (whether the child(ren) is in school or not) dismisses for the holidays and ends at 2:00 p.m. on Christmas Day.

Christmas Holiday begins at 2:00 p.m. on Christmas Day and ends at 2:00 p.m. on New Year's Day.

If the child(ren)'s birthday falls on a day when school is in session, the parent entitled to visitation on the child(ren)'s birthday shall begin visitation at the time school dismisses for the day and visitation shall end at 8:00 p.m. If school is not in session and the parent entitled to have the child(ren) for the child(ren)'s birthday visitation does not otherwise have the child(ren) on that day, visitation shall be from 8:00 a.m. to 8:00 p.m.

Regular Weekend visitation begins at 6:00 p.m. on Friday and ends at 6:00 p.m. on Sunday, and shall continue throughout the summer, but is superseded by any holiday or special occasion visitation as listed in this schedule.

SUMMER VISITATION:

When the oldest child(ren) is under 5 years of age, the non-custodial parent shall have extended visitation of two weeks beginning the second Monday in the month of June, two weeks beginning the second Monday in July, and one week beginning the first Monday in August. THIS VISITATION IS NOT SUBJECT TO WEEKEND VISITATION BY THE CUSTODIAL PARENT IN THE MIDDLE OF THE TWO-WEEK PERIODS, NOR IS IT SUBJECT TO MID-WEEK VISITS BY THE CUSTODIAL PARENT.

When the oldest child(ren) is 5 years of age or older, the non-custodial parent shall have extended summer visitation (with all the children of the parties) of five consecutive weeks each year beginning July 5 at 10:00 a.m. THIS VISITATION **IS** SUBJECT TO ALTERNATING WEEKEND VISITATION AND MID-WEEK VISITATION BY THE CUSTODIAL PARENT

UNLESS THE NON-CUSTODIAL PARENT TAKES THE CHILD(REN) ON A VACATION TRIP OUT OF TOWN. LIKEWISE, THE CUSTODIAL PARENT SHALL HAVE THE SAME PRIVILEGES FOR OUT-OF-TOWN TRIPS DURING HIS OR HER PORTION OF THE SUMMER WITH THE CHILD(REN).

VISITATION SCHEDULE FOR NON-TRADITIONAL SCHOOL CALENDAR

<u>HOLIDAY</u>	<u>ODD YEARS</u>	<u>EVEN YEARS</u>
Easter Sunday	Father	Mother
Memorial Day Holiday	Mother	Father
Independence Day	Father	Mother
Labor Day Holiday	Mother	Father
Thanksgiving Holiday	Father	Mother
Christmas Eve Holiday	Mother	Father
Christmas Holiday	Father	Mother
Father's Day	Father	Father
Mother's Day	Mother	Mother
Child(ren)'s Birthday	Father	Mother
February Intercession (1 wk)	Father	Mother
May Intercession (1 wk)	Mother	Father
Summer Intercession (first half)	Father	Mother
Summer Intercession (second half)	Mother	Father
October Intercession (first week)	Father	Mother
October Intercession (second week)	Mother	Father

TRANSPORTATION: unless otherwise ordered in the Decree or other Court Order, shall be the responsibility of the non-custodial parent.

RECORDS AND ACTIVITIES: The custodial parent shall timely provide the non-custodial parent with copies of the child(ren)'s school records, including, but not limited to report cards, interim reports, picture order forms and discipline reports and shall keep the non-custodial parent informed of school and extracurricular activities. The custodial parent shall inform the school that the non-custodial parent is to have access to records and information regarding the minor child(ren), equal to that of the custodial parent and shall sign any releases of information or other documents required by the school to accomplish this. The obligation of the custodial parent to provide this information does not relieve the non-custodial parent of the obligation to keep informed of the child(ren)'s progress, status and activities by his or her own independent efforts. This procedure shall also be followed for any extra-curricular or non-school activities in which the child(ren) participates. The non-custodial parent has an obligation to attend functions and support the child(ren)'s participation in school, school activities and other extracurricular activities.

MEDICAL TREATMENT AND BILLING: The custodial parent shall timely provide the non-custodial parent with all information regarding the child(ren)'s medical and health status including the names and addresses of all medical providers, and access to all medical and health related records or documents, including the signing of any releases of information or other documents required by the medical provider to accomplish this. Either parent seeking medical treatment for the child(ren) shall notify the other parent of such treatment prior to receiving the treatment if possible. In an emergency situation, where it is not possible to notify the other parent before the treatment, the parent seeking the treatment for the child(ren) shall notify the other parent as soon as possible after the immediate emergency is resolved, and in no event shall the notification be later than 24 hours after treatment is received.

Where the Divorce Decree, Property Settlement Agreement, or Court Order requires each parent to pay for one-half of medical bills incurred for the minor child(ren), the parent seeking treatment for the child(ren) shall provide a copy of the billing, receipt and other related documentation to the other parent within ten days of the treatment. The parent carrying insurance coverage for the child(ren) shall then process the claim through the insurance carrier, and shall provide the other parent with a copy of the Explanation of Benefits from the insurance carrier within ten days of receipt. The parents will have thirty days from receipt of the Explanation of Benefits to pay their one-half of the medical bill. In the event that the claim is not to be processed through insurance (for co-payments or similar situations), the parent receiving the bill will have thirty days from receipt of the bill to pay one-half of the bill. In the event that the bill is over \$150.00 for each parent, the first \$150.00 must be paid within the thirty day period. The remainder of the bill must be paid pursuant to agreement with the medical provider. If the other parent has paid the entire bill, the balance must be paid at no less than \$50.00 per month until paid in full.

TELEPHONE CONTACT: The non-custodial parent shall communicate with the child(ren) by telephone at least one time weekly, and if the parties are unable to agree on a day

and time for said contact, the telephone visit will be between 6:00 p.m. and 6:30 p.m. on Thursday. If this time conflicts with extracurricular activities of the child(ren) which are scheduled by someone other than the custodial parent, the phone visit shall take place at the conclusion of the activity and the custodial parent shall inform the non-custodial parent of the time the child will be home after the activity, and the telephone visit will take place within the 30 minute time period immediately following the arrival home.

CALENDAR: It is recommended that, at the beginning of each year, Plaintiff and Defendant exchange calendars indicating visitation days for the entire year. The two benefits to be gained from this exchange are (1) the child(ren) can see from the calendar when he or she will be with each parent; and (2) any misunderstandings or conflicts regarding visitation can be worked out well in advance of the actual visitation. If after the original Decree of Divorce, a dispute arises regarding visitation which requires the Court's involvement, a visitation calendar will be attached to any subsequent Court Order.

NON-COHABITATION: Neither party shall cohabit with any other person unless related by blood or marriage in the presence of the minor child(ren), nor shall they allow any third parties to co-habit in their residence or place of lodging while the child(ren) is present.

ALCOHOL AND DRUGS: Neither party shall consume or be under the influence of alcohol or drugs in the presence of the minor child(ren), nor shall they allow any third parties to do so.

DEROGATORY REMARKS: Neither party shall make derogatory or disparaging remarks about the other party (or members of the other party's family) in the presence or earshot of the minor child(ren), nor shall they allow any third parties to do so.

LOCATION OF CHILD(REN): Any party in possession of the minor child(ren) who intends to have the child(ren) at a location other than their regular place of residence or the regular place of residence of an immediate family member for an extended period of time (more than two nights), shall notify the other party of the location where the child(ren) will be staying, the duration of the trip, and a contact phone number to be used by the other party in case of emergencies only.

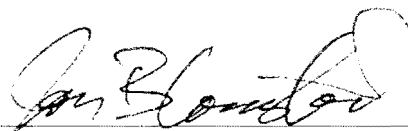
ALL OTHER TERMS OF THE COURT'S STANDARD VISITATION SCHEDULE EFFECTIVE JULY 1, 2011, WHICH ARE NOT SPECIFICALLY MODIFIED BY THIS NON-TRADITIONAL SCHOOL CALENDAR VISITATION SCHEDULE ARE APPLICABLE HERETO AND ARE INCORPORATED HEREIN AS OUTLINED ABOVE.

THE PURPOSE OF THIS VISITATION SCHEDULE IS TO PROVIDE THE PARENTS WITH A GUIDE FOR WORKING OUT VISITATION WHICH MEETS THE BEST INTERESTS OF THE CHILD(REN). IT IS NOT A WEAPON TO BE USED BY OR AGAINST EITHER PARENT, BUT IF THE PARTIES ARE UNABLE TO OTHERWISE AGREE, IT MUST BE FOLLOWED.

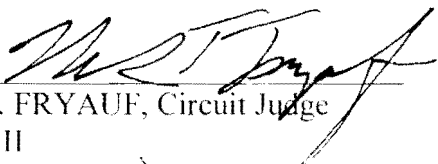
ADOPTED THIS 21 day of July, 2011.



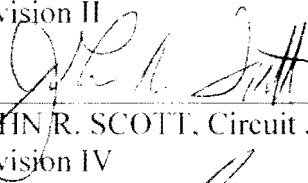
ROBIN GREEN, Circuit Judge
Division I



JON B. COMSTOCK, Circuit Judge
Division II



MARK T. FRYAUF, Circuit Judge
Division III



JOHN R. SCOTT, Circuit Judge
Division IV



XOLLIE DUNCAN, Circuit Judge
Division V



DOUG SCHRANTZ, Circuit Judge
Division VI