

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

1st Judicial District
Court
Parish of Caddo

EXHIBIT B.

JOINT CUSTODY PLAN

Adopted effective
Jan. 1, 1994.

VERSUS

NUMBER _____
FIRST JUDICIAL DISTRICT COURT
CADDO PARISH, LOUISIANA
ASSIGNMENT: SECTION _____

IMPLEMENTATION PLAN FOR JOINT CUSTODY

A. Legal Custody. The parties shall have joint legal custody.

B. Legal Domicile of Child(ren). The legal domicile of the child(ren) shall be at the residence of the _____, _____, and the _____ shall be the domiciliary parent of the child(ren).

C. Physical Custody. _____ shall enjoy the physical custody of the child(ren) except as set forth in this implementation plan of joint custody, as follows:

1. The _____ will have physical custody of the child(ren) every other weekend from 6:00 p.m. on Friday until 5:00 p.m. on Sunday, commencing Friday, _____.

2. The _____ will have physical custody during the summer vacation from school for two separate periods each summer, of approximately two weeks each, beginning on Friday at 6:00 p.m. and ending on the third Sunday thereafter at 6:00 p.m. These two periods of physical custody shall be non consecutive. The _____ will advise the _____, by June 1 of each year, of the dates upon which _____ desires to exercise the physical custody during that summer.

3. On the birthdays of the child(ren) and on the birthdays of each of the parents, both parents shall have access to the child(ren), irrespective of which parent has physical custody of the said child(ren) on the said dates.

4. The parents shall alternate physical custody on the following major holidays, as follows:

a. The _____ shall have physical custody as follows:

(1) Every other Easter Sunday, commencing with Easter of 20 ____, from 8:00 a.m. until 5:00 p.m. on Easter Sunday.

(2) Every other Fourth of July, commencing with the year 20 ____, from 8:00 a.m. until 5:00 p.m. on the Fourth of July.

(3) Every other Labor Day, commencing with Labor Day of 20 ____, from 8:00 a.m. until 5:00 p.m. on Labor Day.

(4) Every other Thanksgiving Day, commencing with Thanksgiving Day of 20 ____, from 8:00 a.m. until 1:00 p.m. on Thanksgiving Day.

(5) Every other Thanksgiving Day, commencing Thanksgiving Day of 20 ____, from 1:00 p.m. on Thanksgiving Day until 5:00 p.m. on Thanksgiving Day.

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

(6) Every other Christmas Day, commencing with Christmas Day of 20 ____, from 1:00 p.m. until 5:00 p.m. on Christmas Day.

(7) Every other Christmas Day, commencing with Christmas day of 20 ____, from 8:00 a.m. until 1:00 p.m. on Christmas Day.

(8) Every other New Year's Day, commencing with New Year's Day of 20 ____, from 8:00 a.m. until 5:00 p.m. on New Year's Day.

b. The _____ shall have physical custody as follows:

(1) Every other Easter Sunday, commencing with Easter of 20 ____, from 8:00 a.m. until 5:00 p.m. on Easter Sunday.

(2) Every other Fourth of July, commencing with the year 20 ____, from 8:00 a.m. until 5:00 p.m. on the Fourth of July.

(3) Every other Labor Day, commencing with Labor Day of 20 ____, from 8:00 a.m. until 5:00 p.m. on Labor Day.

(4) Every other Thanksgiving Day, commencing with Thanksgiving Day of 20 ____, from 8:00 a.m. until 1:00 p.m. on Thanksgiving Day.

(5) Every other Thanksgiving Day, commencing Thanksgiving Day of 20 ____, from 1:00 p.m. on Thanksgiving Day until 5:00 p.m. on Thanksgiving Day.

(6) Every other Christmas Day, commencing with Christmas Day of 20 ____, from 1:00 p.m. until 5:00 p.m. on Christmas Day.

(7) Every other Christmas Day, commencing with Christmas day of 20 ____, from 8:00 a.m. until 1:00 p.m. on Christmas Day.

(8) Every other New Year's Day, commencing with New Year's Day of 20 ____, from 8:00 a.m. until 5:00 p.m. on New Year's Day.

5. Should any of the above special physical custody provisions on major holidays conflict with the provisions of sub paragraphs (1) and (2), the special physical custody provisions for the holidays shall prevail.

D. Joint Decision Making. Except as provided herein, the child(ren) shall be subject to rules and regulations as agreed upon by the parents. In case of dispute, the domiciliary parent shall prevail.

The parents are to communicate at least one time per week as needed. Communications shall include all factors affecting the welfare of the child(ren).

Each parent is to maintain sufficient flexibility to allow for variations made necessary by the ebb and flow of social, educational, and recreational life.

Each parent shall transfer to the other sufficient wardrobe for the child(ren) considering the season.

All information regarding school, report cards, conferences, trips, functions, meetings, etc. will be furnished to the other parent as either one of them receives such information. All medical and other

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

information regarding the child(ren)'s health and welfare will be furnished to the other parent as either parent receives same. The above types of information must be exchanged by the parents and discussed accordingly. The parents shall not communicate through the child(ren), or third parties, or use the child(ren) because they refuse to communicate.

Each parent must not ignore the authority and input of the other by the failure to communicate or use the child(ren) to inform each other of decisions on important matters.

E. Child Support. _____

F. Education. The child(ren) shall attend the school(s) chosen by the _____.

G. Transportation. Each parent is responsible for transportation of the child(ren) while in physical custody of that parent.

H. Medical and Dental. Except in emergencies, domiciliary parent is responsible for all medical, psychiatric and dental treatment final decisions.

Cosmetic surgery or cosmetic dental treatment, unnecessary to the integrity of the dental structure, shall not be undertaken without the permission of both parents. Substance abuse treatment is deemed medical treatment.

I. Communication by the Child(ren). The child(ren) shall have complete, full and free access to communication with each parent. No communication shall be intercepted, censored or monitored.

J. Tutorship. The parents shall be the natural co-tutors of the child(ren) in accordance with Article 250 and 258 of the Louisiana Civil Code.

K. Property of the Child(ren). The mother and the father shall have the co-administration of the property of the child(ren) provided by Article 4262 of the Louisiana Civil Code.

L. Acute Illness. In the event of serious acute illness, each parent shall afford reasonable visitation to the other upon request.

C. Custody or Visitation Proceedings. In cases involving any dispute as to custody, it shall be required that all parties specifically comply with the provisions of Article 146 of the La. Civil Code, noting particularly that there shall be submitted a custody implementation plan to the court prior to the issuance of a joint custody decree. A suggested illustrative form appears as Appendix "B".

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

3rd Judicial District
Court
Parishes of Lincoln
and Union

APPENDIX B. JOINT CUSTODY IMPLEMENTATION PLAN

VERSUS

DATE: _____
DIVISION: _____

THIRD JUDICIAL DISTRICT COURT
STATE OF LOUISIANA
PARISH OF _____
CIVIL DOCKET NO. _____

JOINT CUSTODY IMPLEMENTATION PLAN

Plaintiff and defendant are in agreement as to the allocation of custody of the minor* child/children between the parties, as follows:

_____ shall be designated the primary custodial parent and awarded the physical custody of the minor* child/children, _____ as follows:

1. During the school year of each year;
- 2.* Mother's Day/Father's Day of each year;
3. Alternate major holidays of each year;
4. Alternate birthdays of the* child/children each year; and
5. An equal portion of the summer holiday each year; subject to the visitation and physical custody rights designated as follows:

_____.

_____ shall be awarded the physical custody of the minor* child/children _____ as follows:

1. Alternate weekends with the child during the school year;
- 2.*. Mother's Day/Father's Day of each year;
3. Alternate major holidays of each year;
4. Alternate birthdays of the* child/children each year;
5. An equal portion of the summer holiday each year; and
6. One week during Christmas vacation during the school year each year; subject to the visitation and physical custody rights designated as above for _____.

The minor* child/children* is/are to be domiciled with _____ at* his/her residence.

The minor* child/children shall be picked up from and returned to* his/her/their domicile by agreement

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

between the parties; the parties shall endeavor to apportion transportation costs fairly and equally.

Each party shall be responsible for the minor* child's/children's shelter and food and miscellaneous expenses when* he/she/they* is/are in the physical custody of that party.

The purpose of this order is to insure that the minor* child/children* has/have frequent and continuing contact with both parents, and to encourage and to facilitate the ability of both parents to share the rights and responsibilities of the rearing of the* child/children.

The parents shall consult frequently by telephone, or by correspondence if personal conferences are impractical, in an effort to mutually agree in regard to the general health, welfare, education, and development in order that they may mutually adopt a harmonious policy in regard to the* child's/children's upbringing. Neither parent shall attempt or condone the attempt, directly or indirectly, by any artifice or subterfuge whatsoever, to estrange the minor* child/children from the affections of the other party, or to injure or impair the mutual love and affection of either parent with the* child/children.

At all times the parents shall encourage and foster in the* child/children sincere respect and affection for both parents, and neither parent shall hamper the natural development of the* child's/children's love and respect for the other parent.

Each party shall keep the other advised as to any serious illness or other major development, including social, physical, psychological, and emotional developments, with respect to the minor*child/children.

Each party will provide advance notice to the other party regarding proposed and forthcoming medical care. However, in the event of a medical emergency, each party is hereby authorized to make medical decisions when the other party is not available for mutual and prior consultation. This includes the right to sign any and all forms for authorization and consent for medical, dental, and surgical treatments.

Each party shall be entitled to immediate access from the other party, or from a third party, to records and information pertaining to the minor* child/children including, but not limited to, medical, dental, health, school and educational records.

Each party shall keep the other party currently advised of* his/her residence and business addresses, telephone numbers, and* his/her whereabouts on vacation with the* child/children.

Each party shall be entitled to speak to the* child/children by telephone at reasonable times and intervals when the* child/children* is/are in the physical custody or subject to the control of the other party.

Child support shall be as fixed in the Judgment rendered in these proceedings.

All weekend visitation rights begin at ____ o'clock _____.m. on Friday and end at ____ o'clock _____.m. on Sunday of each weekend in which rights are granted.

THUS DONE AND SIGNED this ____ day of _____, 20 ___, at _____, Louisiana, in _____ Parish.

Judge

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

_____ PARENT'S SIGNATURE	/	_____ PARENT'S SIGNATURE
_____ ATTORNEY FOR PLAINTIFF	/	_____ ATTORNEY FOR DEFENDANT

* Please delete one.

**14th Judicial District
Court
Parish of Calcasieu**

To view the current Title IV Rules of the 14th JDC, click here
<http://www.lasc.org/rules/dist.ct/14thJDCTABLETITLEIV.PDF>

**15th Judicial District
Court
Parishes of Acadia,
Lafayette and
Vermilion**

Joint Custody Plans should contain provisions substantially in compliance with Appendix 15.

Amended effective
April 1, 2005

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

**17th Judicial District
Court**

RULE IX. JOINT CUSTODY

Parish of Lafourche

Whenever any party requests joint custody, each party shall, not later than twenty four (24) hours prior to the trial of the issue, file in the court record and submit a copy to the presiding Judge of the appropriate division, a plan of implementation.

The plan of implementation shall include provisions for:

- (A) The residence of the child;
- (B) Financial support;
- (C) Visitation;
- (D) Holidays, birthdays and vacation visitation;
- (E) Education;
- (F) Religious training;
- (G) Access to the child's records;
- (H) Medical and dental care;
- (I) Communication between the child and parents; and
- (J) Conflict resolution

and may contain such other provisions as the party(ies) contend will assist the court in developing a plan of joint custody.

**22nd Judicial District
Court**

All joint custody plans submitted to the 22nd Judicial District Court shall include the following:

**Parishes of St.
Tammany and
Washington**

Amended effective
April 2, 2009;
amended eff. Aug.
23, 2010; amended
effective October 1,
2012; amended
effective April 17,
2013.

1. Names of the parties and the children.
 2. Designation of legal custody as joint or joint shared.
 3. Designation of domiciliary parent/parental authority.
 4. Time allocation schedule of physical custody between the parents with provisions for vacation and holidays
 5. Rights of access and communication between the parents and the children.
 6. Co-Parenting Guidelines.
 7. Medical care of children.
 8. School arrangements.
 9. Travel arrangements and expenses.
-

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

**24th Judicial District
Court
Parish of Jefferson**

Revised effective
May 25, 2005

A. In a proceeding in which joint custody is decreed or consented to, the court shall render a joint custody implementation order except for good cause shown. This order shall comply with La. R.S. 9:335. See the Family Law Handbook for a suggested plan.

B. The joint custody implementation plan may include provisions for:

1. Living arrangements for the child(ren) (based on a time allocation schedule), including transportation;
2. Financial support;
3. Visitation;
4. Holidays, birthdays and vacation visitation;
5. Relocation costs, if applicable;
6. Travel arrangements and expenses, if applicable;
7. Education;
8. Religious training;
9. Access to the child(ren)'s records;
10. Medical and dental care including consent for medical care and surgery, and qualified medical orders;
11. Financial responsibility for medical and dental care and/or insurance;
12. Right to access and communication between the child(ren) and parents;
13. Conflict resolution; and
14. Any other provisions which will assist in developing a plan of joint custody.

C. When any party seeks joint custody, each party shall, not later than five (5) days prior to the trial of the issue, file with the court and submit a copy of a proposed joint custody implementation plan to the judge and the other party.

1. In any case in which joint custody is agreed to between the parties at or before a hearing officer conference, a joint custody implementation plan shall be submitted to the domestic commissioner for signature within the delays and in the manner prescribed by 24th J.D.C. Domestic Rules 25.3 and 28.
 2. Attorneys presenting joint custody implementation plans to the court following a trial must first submit the plan to the opponent for signature within the delays and in the manner prescribed by Uniform District Court Rule 9.5.
-

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

**27th Judicial District
Court**

RULE 7. ACTIONS FOR DIVORCE

Parish of St. Landry

e. All joint custody plans shall conform generally with the format of Appendix C.

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

27th Judicial District
Court

Parish of St. Landry

Adopted effective
Jan. 1, 2000.

APPENDIX C. PROPOSAL FOR SHARED CUSTODY OF THE MINOR CHILD

Proposal for Shared Custody of the Minor Child (This form is illustrative only)

The present proposal is that the parents of the minor child (children) _____ shall have joint physical custody of the said minor child (children) pursuant to their stipulation as follows, _____. Each parent shall have a full and active role in providing a moral, economic and educational program and non emergency health care for the minor child. In accepting the privileges of the joint custodial arrangements, it shall be agreed that there be no interference in any manner with the social development of the child or other parent. Each parent shall exert every effort to work cooperatively with the best interest of the child as the primary consideration.

Parental Responsibility. Each parent will be responsible for keeping abreast of school, athletic and social events in which the child participates. Copies of important school work, report cards and school announcements shall be made and shared by the parents.

Each parent shall be responsible for keeping the other parent fully informed of his/her current address and phone number.

Each parent shall refrain from the use of drugs and/or alcohol 24 hours prior to and during the time that the minor child is residing with him/her.

Neither parent shall say or do anything in the child's presence to diminish the love and affection of the child for the other parent. In the best interest of the child, each parent will exert every effort to afford the child free, unhampered and flexible contact with the other parent at any time and on any day, regardless of whom the child is residing with on that particular day. When the child is in school, he may call either parent in cases of emergency, illness or for general needs, depending upon the availability of the parents, parent's work schedule and parent's proximity to the school.

Residence and Residency Schedule. The minor child's best interest is paramount. The following plan provides alternate residence in such a way that the actual sharing of physical custody causes no substantial disruption of the child's schooling, family or social relations.

The intent of the following schedule is to insure a child has a frequent, flexible and continuing contact with both parents. In this schedule, the child's age, school situation, social and religious activities as well as the parent's employment locations and work schedules have been taken into consideration. The proposed residence schedule takes into account the close proximity of the Father's home and employment to the child's school and other activities as compared to the Mother's out of town residence and employment. Most importantly, this residence schedule takes into consideration the actual expressed wishes of the minor child for frequent contact with both parents and for a flexible schedule which provides for free and unhampered contact with both parents.

The proposed schedule takes into account that as the child grows and develops, his needs will change and a flexible schedule is needed to meet these changes. Therefore, the parents shall agree to be flexible and allow changes in the residence schedules as needed and desired by the child as he grows older.

In the event residence schedules cannot be kept by the parent, the parent will notify the other parent 48 hours in advance of their inability to keep the residence schedule.

Should either parent require child care services for the minor child during his residence with that parent, the other parent should be given the first opportunity to provide such care before others are called upon for

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

child care services.

Should the child become ill while residing with either of the parents and the illness extends beyond the normal residence schedule, the child will remain with the parent with whom he is residing until such time as he is well enough to resume a normal schedule or return to school. The parent with whom the minor child would have been residing had not the illness occurred shall have no claim to extra residence time with the child because of time lost due to the child's illness.

In the event that the child's residence schedule cannot be kept due to the child's illness, the parent with whom the child is residing shall be responsible for notifying the other parent of the child's illness and unavailability.

Because of the Mother's work schedule, the minor child will return to the Father's home each day at 2:30 P.M. after school, rather than have child care services provided. His mother will pick him up at 5:30 P.M. when she gets off work. Weekday Schedule. (During School Term)

On Monday, Tuesday and Wednesday the minor child will be residing in his mother's home from the time she gets off work until the following morning when he must go to school.

On Thursday, Friday, Saturday and Sunday the child will reside in his Father's home from the time he gets off work until the child is returned to school on Monday morning.

Vacations. During summer vacation the child will spend two weeks with each parent on an alternating basis. The child's expressed wishes as well as parent's work schedule will be taken into consideration when planning summer vacation. Each parent should submit to the other their preferences for the summer vacation schedule prior to May 15th of each year. Vacation time off for the child other than the six (6) weeks provided for herein shall be scheduled as per the regular weekday schedule (Monday, Tuesday & Wednesday with Mother) (Thursday, Friday, Saturday & Sunday with Father). Example: Should school end on a Thursday or Friday, the minor child would go to the Father's home on Thursday after school and spend the first two weeks of vacation with the Father. If school ended on a Monday, Tuesday or Wednesday the child would go to the Mother's home for the normal (Monday, Tuesday, Wednesday) schedule and to the Father's residence on Thursday, Friday, Saturday, and Sunday. The same schedule would apply to the beginning of school as well as for the end of school.

Holidays. Child's Birthday. The child will reside with the Father on odd numbered years and with the Mother on even numbered years for his birthday. If the child's birthday occurs on a regular school day, the birthday residence will start at the end of the school day and terminate with the beginning of the next school day, if the birthday comes during a residence with the other parent.

Mother's Day/Father's Day. During this day the child will reside with the respective parent from 8:00 a.m. to 5:00 p. m. The remainder of this day(s) will be spent with the parent with whom the child would have ordinarily have been with on his ordinary schedule.

Thanksgiving Holidays. The child will spend the Thanksgiving Holidays with his Father except for Thanksgiving Day which will be altered. The Father will have the Child on odd numbered years, the Mother on even numbered years for Thanksgiving day. During this day the child will reside with the respective parent from 8:00 a. m. to 5:00 p. m. The remainder of the day(s) will be spent with the parent with whom the child would have ordinarily been on his normal schedule.

Christmas Holidays. The Child will spend the Christmas Holidays with his Father except for Christmas Eve which will be alternated. The Father will have the Child on odd numbered years and the Mother on even numbered years. During this day the child will reside with the respective parent from 8:00 a. m. Christmas

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

Eve to 8:00 a. m. on Christmas Day.

Easter Holidays. The Child will reside with his Father during the Easter Holidays except for Easter Sunday, which will be alternated. The Father will have the child on odd numbered years and the Mother on even numbered years. During this day the child will reside with the respective parent from 8:00 a. m. to 5:00 p. m. and will spend the rest of the day(s) with the parent with whom the child would have ordinarily been on his normal schedule.

Mardi Gras Holidays. Mardi Gras Holidays will alternate between the parents. The Father will have the child on odd numbered years and the Mother on even numbered years.

Other Holidays. Other holidays such as Labor Day, All Saints Day, Teacher's Convention, Veteran's Day, Teacher's Record Day, and all other holidays on which the minor child may not be in school will be spent with the parent with whom the child's normal residence schedule provides for provided, however, that the parent with whom the child's residence is scheduled has made arrangements to be off from work on that day(s). If the responsible parent cannot be scheduled off from work, the other parent must be given first opportunity to take care of the child before other child care service arrangements are made.

'Support (Financial). The Father will pay for all Educational Expenses of the minor child including tuition, book fees, registration fees, lunch fees, uniform expenses while the child is enrolled in Parochial School. Should the child desire to enroll in a private or parochial high school, the Father shall pay all related educational expenses at that high school.

'The Father will pay all Medical/Dental expenses of the Child.

'The Father will pay for the day to day expenses when the Child is in the Father's home. The Father will provide a separate and complete wardrobe, furnishings in the child's room, toys, etc. for the Child when he is residing with the Father. The Mother will be responsible for these same day to day expenses when the child is residing with her.

The Father will contribute up to \$100.00 to a trust fund or annuity each month to provide for the child's education. The Mother shall contribute a proportional share depending upon her income.

The Father shall claim the minor child on his income tax return because of the greater amount of financial support provided to the Child.

No child support will be paid by either parent to the other parent.

MEDICAL. All medical, surgical and dental records of the child shall be made available and accessible to both parents. The child's medical doctor shall be Dr., Medical Clinic.

Each parent will permit and facilitate communications between both parents and doctors and/or clinics regarding the minor child's welfare.

Each parent shall have the authority to make medical decisions in emergencies when the other parent is unavailable for consultation prior to the emergency.

Each parent will have the authority to sign any and all medical, dental or surgical authorizations and/or consent forms.

In the event that employee related medical insurance is available for the child, the parent with whom the child is residing when the medical expense occurs shall be responsible for filing the first claim. Any unpaid

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

portion of the medical expenses shall be transferred to the Father to be paid.

ADJUSTING THE AGREEMENT. It is recognized and agreed to that the terms of and conditions set forth in this agreement for joint custody shall be supplemented or changed as required in the best interest of the child. The best interest of the child and not the parents' desires will determine when this agreement shall be modified.

CONFLICT RESOLUTION. Any disputes or disagreements regarding the terms and conditions of this joint custody plan shall be taken to a mutually agreed upon mediator or other person skilled in the area of the problems of children and their families. This procedure shall be followed to its conclusion before either party seeks relief from the judicial courts.

**28th Judicial District
Court**

Parish of LaSalle

Adopted effective
March 31, 2001.

RULE 38.3 SUBMISSION AND IMPLEMENTATION OF JOINT CUSTODY PLAN

If an applicant seeks joint custody then such applicant shall attach to the pleading requesting such relief a joint custody plan. If a respondent agrees to a joint custody regime then the respondent shall submit a proposed joint custody plan no later than the time set for the hearing.

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

**31st Judicial District
Court
Parish of Jefferson
Davis**

RULE XVII. DOMESTIC RELATIONS PROCEEDINGS; MEDIATION

Section 4. Whenever any party requests joint custody, each party shall, not later than twenty four (24) hours prior to the trial of the issue, file in the court record and submit a copy to the presiding Judge a plan of implementation.

The plan of implementation shall include provisions for:

- (a) The residence of the child;
 - (b) Financial support;
 - (c) Visitation;
 - (d) Holidays, birthdays and vacation visitation;
 - (e) Education;
 - (f) Religious Training;
 - (g) Access to the child=s records;
 - (h) Medical and dental care;
 - (i) Communication between the child and parents; and
 - (j) Conflict resolution.
-

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

**33rd Judicial District
Court**

Parish of Allen

Adopted eff. Nov. 1,
1988

RULE 20. JOINT CUSTODY

Whenever any party requests joint custody, each party shall, prior to the trial of the issue, file in the Court record and submit a copy to the presiding judge a proposed plan of implementation for any joint custody order which might be issued.

The following form is recommended for use in filing a plan of implementation, with Paragraphs B, C and F through M being mandatory, unless Court permits variations for good cause. The plan of implementation may contain such other provisions as the parties contend will assist the Court in developing a plan of joint custody.

VS. NO.

FILED:_____

33RD JUDICIAL DISTRICT
PARISH OF ALLEN
STATE OF LOUISIANA

DEPUTY CLERK OF COURT

JOINT CUSTODY PLAN

The following plan to implement joint custody is submitted by (Name of Parent) for the child(ren) (Name of child(ren)).

A. PHYSICAL CUSTODY

The primary domicile shall be at the residence of the (Father-Mother), who is designated the domiciliary parent.

(Below place the plan for Physical Residence. See attachments for possible options which are not mandatory.)

Except as provided herein, the child shall be subject to rules and regulations as agreed upon by the parents. In cases of dispute, the domiciliary parent shall prevail.

The parents are encouraged to communicate at least one time per week as arranged by the domiciliary parent. Communications should include all factors affecting the welfare of the child.

Each parent should maintain sufficient flexibility to allow for variations made necessary by the ebb and flow of social, educational, and recreational life.

Each parent shall transfer to the other sufficient wardrobe for the child, considering the season.

All information regarding school, report cards, conferences, trips, functions, meetings, etc. should be

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

furnished to the other parent as either parent receives same. The parents shall not communicate through the child, or third parties, or use the child because they refuse to communicate.

Each parent should not ignore the input of the other by the failure to communicate or use the child to inform each other of decisions on important matters.

B. CHANGE OF RESIDENCE OF PARENT

Either parent may remove residence from the Parish of _____. Before or within ten (10) days of such removal, the parent changing residence shall request a modification of this plan from the remaining parent. If agreement is reached, a joint motion for modification may be submitted to the Court. If no agreement is reached, the party changing residence shall request a modification from the Court after compliance with Paragraph G.

The residence of the child shall not be removed at any time from _____ Parish without an appropriate order of this Court.

C. REMARRIAGE

Upon remarriage, either party may seek a modification as provided in Paragraph G below.

D. CHILD SUPPORT

(Below place the plan for Child Support. Parties must allocate dependency exemption.)

E. EDUCATION

(Below place the plan for Education. If no plan is confected, the domiciliary parent shall be responsible for all Education decisions.)

F. TRANSPORTATION

Each parent is responsible for transportation of the child while in residence.

G. PLAN MODIFICATION

Each party may seek judicial modification of this plan; however, modification, including as provided in Paragraph B above and, excepting child support, shall not be granted unless both parties have first consulted with recognized family counseling or mediation service for assistance in arriving at a joint modification. The parties shall furnish to the Court any modified plan by joint motion. The joint modification shall be effective after Court approval, but may be retroactive if agreed by the parties and/or approved by the Court.

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

H. MEDICAL AND DENTAL

Except in emergencies, the domiciliary parent is responsible for all medical, psychiatric and dental treatment decisions.

Cosmetic surgery or cosmetic dental treatment, unnecessary to the integrity of the dental structure, shall not be undertaken without the permission of both parents. Substance abuse treatment is deemed medical treatment.

I. CONFLICTS

Conflicts under the terms of this plan, excepting child support, must be submitted first to a recognized family counseling or mediation service for resolution before application may be made to resolve a conflict, except child support.

J. COMMUNICATION BY CHILDREN

The child shall have reasonable access to communication with each parent. No communication shall be intercepted, censored, or monitored.

K. TUTORSHIP

The parents shall enjoy the natural co-tutorship of the child in accordance with Articles 250 and 258 of the Louisiana Civil Code, except as limited herein.

L. PROPERTY OF THE CHILDREN

The parents shall have administration of the property of the child provided by Article 4362 of the Louisiana Code of Civil Procedure.

M. ACUTE ILLNESS

In the event of serious acute illness, each parent shall afford reasonable visitation to the other upon request.

NAME OF PARENT

SUGGESTED STANDARD VISITATION PROVISIONS

A. Alternate weekends of each month from Friday at ____ P.M. to Sunday at ____ P.M., beginning Friday, the ____ day of _____, 19____;

B. In odd numbered years, Mardi Gras, Easter Sunday, July 4th, and Thanksgiving Day from the day preceding at ____ P.M.; and December 15 at ____ P.M., through 2 P.M. on December 25;

C. In even numbered years, New Year's Day, Memorial Day, Labor Day, and Child's Birthday, from the day preceding at ____ P.M. through the Holiday/Birthday at ____ P.M.; and December 25 at 2 P.M. through December 31 at ____ P.M.;

D. Father's/Mother's Day from ____ P.M. on the preceding day to ____ P.M.;

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

E. Father's/Mother's Birthday from ____ P.M. on the preceding day to ____ P.M.;

If application of these sections results in overlapping of periods, no addition or subtraction of periods is necessary.

The child may be picked up and returned within one (1) hour of the times stated above.

The visiting parent shall notify the custodial parent of any illness suffered by the child which requires physician consultation.

NOTE: If the parties wish an extended summer visitation, add paragraph detailing Agreed Visitation.

SUGGESTED ARRANGEMENT

____ Week(s) of summer visitation; period may be chosen by Father/Mother, with _____ notice to the other, provided the period shall not coincide with all or part of the employment vacation of the parent from whom visitation is requested, and provided the period shall be at least ____ weeks before school starts.

(To be used when physical custody is split between school year and summer vacation.)

(Place in Section A. PHYSICAL CUSTODY)

The child shall reside with the Domiciliary Parent, except as follows:

A. From ____ P.M. on the ____ day following the last day of school to ____ P.M. on the ____ day prior to the first day of school, except that the child shall live in the residence of the Domiciliary Parent on alternate weekends, beginning the second weekend of this period from Friday at ____ P.M. to Sunday at ____ P.M.;

B. Alternate weekends of each month during the balance of the year, beginning with the month following rendition of this order from Friday at ____ P.M. to Sunday at ____ P.M.;

C. In odd numbered years, Mardi Gras, Easter Sunday, July 4th, and Thanksgiving Day, from the day preceding at ____ P.M. through the Holiday at ____ P.M. and December 15 at ____ P.M. through Noon on December 25;

D. In even numbered years, New Year's Day, Memorial Day, Labor Day, and the Child's Birthday from the day preceding at ____ P.M. through the Holiday at ____ P.M., and December 25 at Noon through December 31 at ____ P.M.;

E. _____ (Father's/Mother's) Day from ____ P.M. on the preceding day to ____ P.M.;

F. _____ (Father's/Mother's) Birthday from ____ P.M. on the preceding day to ____ P.M.

If application of these sections results in overlapping of periods, no addition or subtraction of periods is necessary.

The child may be picked up and returned within one (1) hour of the times stated above.

The visiting parent shall notify the custodial parent of any illness suffered by the child which requires physician consultation.

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

**35th Judicial District
Court**

Parish of Grant

Added Sept. 16, 1985.

RULE XI-1. JOINT CUSTODY

Whenever any party requests joint custody, each party shall not later than twenty four (24) hours prior to trial of the issue, file in the appropriate division, a proposed plan of implementation for any joint custody order which might be issued.

The following form is recommended for use in filing a plan of implementation, with Paragraphs B, C and F through M being mandatory, unless Court permits variations for good cause. The plan of implementation may contain such other provisions as the parties contend will assist the Court in developing a plan of joint custody.

VS.

35TH JUDICIAL DISTRICT
PARISH OF GRANT
STATE OF LOUISIANA

The following plan to implement joint custody is submitted by _____(Name of Parent) for the child(ren) (_____) (Name of Child(ren)).

A. PHYSICAL CUSTODY

The primary domicile shall be at the residence of the _____(father-mother), who is designated the domiciliary parent.

(Below place the plan for Physical Residence. See attachments for possible options which are not mandatory.)

Except as provided herein, the child shall be subject to rules and regulations as agreed upon by the parents. In cases of dispute, the domiciliary parent shall prevail.

The parents are encouraged to communicate at least one time per week as arranged by the domiciliary parent. Communications should include all factors affecting the welfare of the child.

Each parent should maintain sufficient flexibility to allow for variations made necessary by the ebb and flow of social, educational and recreational life.

Each parent shall transfer to the other sufficient wardrobe for the child, considering the season.

All information regarding school, report cards, conferences, trips, functions, meetings, etc. should be furnished to the other parent as either one of them receives such information. All medical and other information regarding the child's medical health shall be furnished to the other parent as either parent

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

receives same. The parents shall not communicate through the child, or third parties, or use the child because they refuse to communicate.

Each parent should not ignore the input of the other by the failure to communicate or use the child to inform each other of decisions on important matters.

B. CHANGE OF RESIDENCE OF PARENT

Either parent may remove residence from the Parish of Grant. Before or within ten (10) days of such removal, the parent changing residence shall request a modification of this plan from the remaining parent. If agreement is reached, a joint motion for modification may be submitted to the Court. If no agreement is reached, the party changing residence shall request a modification from the Court after compliance with Paragraph G.

The residence of the child shall not be removed at any time from Grant Parish without an appropriate order of this Court.

C. REMARRIAGE

Upon remarriage, either party may seek a modification as provided in Paragraph G below.

D. CHILD SUPPORT

(Below place the plan for Child Support. Parties must allocate dependency exemption.)

E. EDUCATION

(Below place the plan for Education. If no plan is confected, the domiciliary parent shall be responsible for all Education decisions.)

F. TRANSPORTATION

Each parent is responsible for transportation of the child while in residence.

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

G. PLAN MODIFICATION

Each party may seek judicial modification of this plan, however, modification, including as provided in Paragraph B above and, excepting child support, shall not be granted unless both parties have first consulted with recognized family counseling or mediation service for assistance in arriving at a joint modification. The parties shall furnish to the Court any modified plan by joint motion. The joint modification shall be effective after Court approval, but may be retroactive if agreed by the parties and/or approved by the Court.

H. MEDICAL AND DENTAL

Except in emergencies, the domiciliary parent is responsible for all medical, psychiatric and dental treatment decisions.

Cosmetic surgery or cosmetic dental treatment, unnecessary to the integrity of the dental structure, shall not be undertaken without the permission of both parents. Substance abuse treatment is deemed medical treatment.

I. CONFLICTS

Conflicts under the terms of this plan, excepting child support must be submitted first to a recognized family counseling or mediation service for resolution before application may be made to the Court. The Court reserves the right to refuse to hear any motions to resolve a conflict, except child support.

J. COMMUNICATION BY CHILDREN

The child shall have reasonable access to communicate with each parent. No communication shall be intercepted, censored, or monitored.

K. TUTORSHIP

The parents shall enjoy the natural co-tutorship of the child in accordance with Articles 250 and 258 of the Louisiana Civil Code, except as limited herein.

L. PROPERTY OF THE CHILDREN

The parents shall have administration of the property of the child provided by Article 4262 of the Louisiana Code of Civil Procedure.

M. ACUTE ILLNESS

In the event of serious acute illness, each parent shall afford reasonable visitation to the other upon request.

NAME OF PARENT

TITLE IV

Chapter: 38 Chapter Title: CUSTODY AND VISITATION ORDERS

Rule No: 38.3

Submission and Implementation of Joint Custody Plans

**37th Judicial District
Court**

Parish of Caldwell

Added 1985.

RULE XVI. JOINT CUSTODY

Whenever any party requests joint custody, each party shall, not later than twenty four (24) hours prior to the trial of the issue, file in the court record and submit a copy to the presiding Judge, a plan of implementation.

The plan of implementation shall include provisions for:

- (A) The residence of the child;
- (B) Financial support;
- (C) Visitation;
- (D) Holidays, birthdays and vacation visitation;
- (E) Education;
- (F) Religious training;
- (G) Access to the child's records;
- (H) Medical and dental care;
- (I) Communication between the child and parents; and
- (J) Conflict resolution.

and may contain such other provisions as the parties contend will assist the court in developing a plan of joint custody.

**Family Court
For the Parish of
East Baton Rouge**

To view the current Title IV Rules of East Baton Rouge Family Court, click here

<http://www.lasc.org/rules/dist.ct/EASTBATONROUGEFAMILYCOURTTITLEIV.PDF>
