



CHILD CUSTODY WORKSHEET

Please fill out this worksheet as completely as possible. If there is not enough room for your answers, please write them on the back or attach additional sheets.

Conservatorship

There is an election between Joint Managing Conservators and Sole Managing Conservators. Under a sole managing conservatorship, the rights and duties listed below are almost always EXCLUSIVELY granted to one parent (the sole Managing Conservator). This designation does not impact possession and access/child support/health insurance reimbursement. Please make an election.

_____ Joint Managing Conservators (both parties)

OR

_____ Mother will be named Sole Managing Conservator and Father Possessory Conservator.

OR

_____ Father will be named Sole Managing Conservator and Mother Possessory Conservator.

Rights and Duties

The following rights and duties can be (1) granted EXCLUSIVELY to one party; (2) granted INDEPENDENTLY to each party; (3) require the joint AGREEMENT of both parties; or (4) granted to one party after that party consults with the other party. Please place a 1, 2, 3 or 4 by each Right and Duty to indicate your election. If 1 or 4 is written, please indicate which parent is granted that right. If 3 is written, please indicate whether you would like to include a tie-breaker.

The ____ right to consent to medical, dental and surgical treatment involving invasive procedures.

_____ Tie Breaker: Should the parties be unable to agree, the child's current pediatrician shall be the tie breaker.

The _____ right to consent to psychiatric and psychological treatment of the children.

The _____ to represent the children in legal action and to make other decisions of substantial legal significance concerning the children.

The _____ right to consent to marriage and to enlistment in the armed forces of the United States.

The _____ right to make decisions concerning the children's education.

_____ Tie Breaker: Should the parties be unable to agree, the child's school principal (if the child is school age) or if the child is not school age the child's treating physician shall be the tie breaker.

Except as provided by section 264.0111 of the Texas Family Code, the _____ right to the services and earnings of the children.

Except when a guardian of the children's estate or a guardian or attorney ad litem has been appointed for the children, the _____ right to act as an agent of the children in relation to the children's estate if the children's action is required by a state, the United States, or a foreign government.

The _____ right to manage the estate of the children to the extent the estate has been created by the community property or the joint property of the parents.

The following right will need to be granted EXCLUSIVELY to one parent unless the parties are agreeing to a 50/50 possession schedule and reserving that right to the Court. If you are in agreement with a 50/50 possession schedule, you may still grant one parent this right exclusively or you may want to reserve this right to the Court. The geographical boundary established most often in my experience is the county of residence and then all counties contiguous to that county. The person who is designated to determine the residence of the child will have to live in that boundary until and unless at the time they want to move, the other parent conservator is not living within that same boundary so designated. Upon that occurrence, the party granted the exclusive right to determine the residence is no longer restricted to any geographical boundary. On a 50/50 possession schedule, Courts want to see the parents living VERY close to each other (usually within the same ISD) and such a boundary will need to be established and both parents will be required to live within that boundary.

The _____ right to determine the residence of the child.

The right to determine the residence is restricted to the following geographical boundary: _____

Possession and Access:

Pick One if Utilizing a Standard Possession Schedule:

- ☐ Mother will be granted a Standard Possession Schedule
- ☐ Father will be granted a Standard Possession Schedule

Pick One if Utilizing an Expanded Standard Possession Schedule:

- ☐ Mother will be granted an Expanded Standard Possession Schedule
- ☐ Father will be granted an Expanded Standard Possession Schedule

Pick One if Utilizing a 50/50 Possession Schedule:

- ☐ Week on/Week off: Tell me how and when you are rotating: _____

- ☐ Another Schedule. Explain. _____

- ☐ Do you want to include standard holidays or continue to rotate as indicated above?
- ☐ Do you want to include summer possession for each parent or continue to rotate as indicated above?

How will the parties exchange the children when they are not picking up from daycare or the child's school?

- ☐ Mother will pick up from Father's residence when her possession starts and Father will pick up from Mother's residence when his possession starts?
- ☐ Mother will always deliver the children to Father's residence and pick up the children from Father's residence?
- ☐ Father will always deliver the children to Mother's residence and pick up the children from Mother's residence?

Child Support

Please indicate who will pay child support:

- ☐ Father will pay child support to Mother
- ☐ Mother will pay child support to Father
- ☐ Neither parent will pay child support

Please indicate the GROSS montly income of the parent required to pay child support. If pay varies please use an average. Please include all sources of pay and use an average for overtime, second job, etc.

\$ _____ Gross Monthly Income

Please indicate how many children the parent required to pay child support has in total that are under 18 or otherwise still in high school.

_____ Number of children involved in this litigation

_____ Number of children not involved in this litigation but for which the paying parent has a duty to support.

Will the child support be withheld from a paycheck directly?

_____ Yes

_____ No

Health Insurance

Please indicate what type of health insurance the children currently have:

_____ Mother covers them on health insurance and will continue

_____ Father covers them on health insurance and will continue

_____ The children are on state funded health insurance and will continue

_____ Other. Please explain. _____

If the "primary" parent is covering the children on their health insurance, will the other parent be responsible for reimbursing that parent part or all of the cost?

_____ Mother is to reimburse Father the entire cost of coverage at a rate of \$ _____ per month.

_____ Father is to reimburse Mother the entire cost of coverage at a rate of \$ _____ per month.

_____ Mother is to reimburse Father _____% of the entire cost of coverage at a rate of \$ _____ per month.

_____ Father is to reimburse Mother _____% of the entire cost of coverage at a rate of \$ _____ per month.

_____ Mother is to pay \$ _____ per month to the State for the use of State funded Health Insurance.

_____ Father is to pay \$_____ per month to the State for the use of State funded Health Insurance.

How will the parties split any uninsured expenses:

_____ Mother is to pay 50% and Father is to pay 50%

_____ Mother is to pay _____% and Father is to pay _____%

Other Provisions

Passport:

If the children have a passport, do the parties agree to allow international travel with the other parent given that the other parent will give notice of an itinerary?

_____ Yes

_____ No

If the children do not have a passport, who is authorized to obtain a passport for the children (with notice to the other parent conservator)

_____ Mother only

_____ Father only

_____ Either/Both

Once the children have a passport, who may maintain or hold that passport for the children?

_____ Mother only

_____ Father only

_____ Either/Both

Communication

Do the parties wish to communicate exclusively on www.ourfamilywizard.com? This website can be very helpful for parties who are not on the best of terms. You can post calendared activities, homework, dr. appt, etc. However, if parties are able to communicate with text and email I don't generally see a need.

_____ Yes

_____ No