

**FAMILY LAW DIVISION
STANDARD CUSTODY ORDERS**

The Following Is Made a Part of The Court's Order:

1. Unless otherwise ordered by the Court, these Standard Orders apply to all cases. If there is an active Domestic Violence Restraining Order or Criminal Protective Order associated with this case then the following provisions do not apply: Paragraphs 13, 14, 15, 19, and 20.
2. **Notifications:** Required notifications shall be by a verifiable method such as text message, email, or parenting app with the parent providing notification maintaining a copy in his/her records. Parents are responsible for keeping a log of notifications. Parents to produce such proof of notification to the Court if required by the Court.
3. **Disparaging or negative remarks about the other party.** Parents shall not make negative or disparaging remarks about the other parent or persons residing in the other parent's home in the presence of the child(ren) or allow the child(ren) to be present while negative remarks are being made by third parties about either parent or persons residing in the other parent's home. If third parties, make such comments and refuse to stop such behavior upon request the parent is responsible for intervening and removing the child(ren) from exposure to this behavior.
4. **No discussion of this case with the child.** Parents are ordered not to discuss this Court case with the child(ren) or in the child(ren)'s presence other than to tell the child(ren) how he/she will see each parent.
5. **Use of illegal substances: Parents shall not use illegal substances, no exceptions.** Parents are responsible to ensure that the person(s) they leave their child(ren) with shall not use illegal substances. Parents shall not leave their children with, allow to reside in their home, or otherwise permit the children to come into contact with persons known to use illegal substances. Parents shall not have illegal substances in his/her possession, vehicle, or residence.
6. **Use of prescription medications:** Parents shall solely use prescription medications that have the possibility of abuse (ex. opiates; benzodiazepines) as lawfully authorized by a qualified medical prescriber and in accordance with the prescription orders. Parents shall not leave their child(ren) with, allow to reside in their home or otherwise permit the child(ren) to come into contact with persons who are abusing or misusing prescription medications that have the potential for abuse/addiction. Even if the medication is prescribed, if compelling evidence of misuse or abuse is provided to the Court, parents are advised this may be considered by the Court in making decisions regarding custody.
7. **Use of marijuana:** Parents, shall use marijuana responsibly and in accordance with California Law. Parents shall ensure that marijuana, and the paraphernalia associated with such use, is properly stored and not accessible to the child(ren). Parents shall not use marijuana in the presence of their children nor permit the children to be in the presence of any third party who is using marijuana.

8. **Use of alcohol:** Parents or persons a parent allows contact with the child(ren) shall use alcohol responsibly and in accordance with California Law. Parents shall ensure that alcohol is properly stored and not accessible to the child(ren).
9. **Transportation for Visitation.** The children must be driven only by a licensed and insured driver. The vehicles must be legally registered with the Department of Motor Vehicles, and must have child restraint devices properly installed, as required by law.
10. **Tracking Device.** Parents shall not attach/enable or access a mobile tracking device on the child(ren)'s person or property during the other parent's custodial time, unless a written order is issued by the Court. Nothing in this order shall prevents a parent from using a tracking device during their custody time with the child(ren). A tracking device is an electronic or mechanical device which permits the tracking of the movement of a person or object.
11. **Social media:** Parents shall use social media and the internet responsibly. Parents are advised that misuse of social media and the internet may be considered by the Court in making custody orders.
12. **Child's contact with the parent.** Unless otherwise specified, each parent shall exert every effort to maintain unhampered contact between the child(ren) and the other parent. Neither parent shall do anything which would estrange the child(ren) from the other parent or impair the natural development of the child(ren)'s love and respect for each parent.
13. **Parent's contact with the child.** Each parent is entitled to reasonable telephone/video communications with the child(ren). The communication must be appropriate in number each day, reasonable in length, at appropriate times, and according to what is best for the child(ren)'s schedule. The parents may not use such information for the purpose of harassing, annoying, or disturbing the peace of the other or invading the other's privacy. This provision shall not apply when the Court has made specific orders regarding telephone/video communication with the child(ren).
14. **Change of address or telephone number.** Each parent shall provide the other parent with the address and telephone number where the child(ren) lives. Each parent shall notify the other with at least a 45-days advance written notice of any such change. All notices shall be sent by verifiable means.
15. **Temporary absences.** If the parent and child(ren) will be away from the normal place of contact for over-night the parent having the child(ren) shall provide the other parent with the telephone number or location where the child(ren) can be reached or located.
16. **Child(ren)'s right to privacy.** Unless the Court specifically Orders otherwise, Each parent is restrained from interfering with the child(ren)'s right to privacy during telephone conversations with the other parent.
17. **Child(ren)'s rights to their own possessions.** The child(ren) shall remain the owner of his/her/their belongings and such items shall transfer with the child(ren) when possible and appropriate.
18. **Emergency medical treatment.** Either parent may obtain emergency health care for the child(ren) without the other parent's consent. Each parent must notify the other parent as soon as reasonably possible and safe to do so of any illness/injury requiring medical attention or emergency treatment involving the child(ren).

- 19. Child(ren)'s schedule and extra-curricular activities.** Unless otherwise specified by the court each parent shall be responsible for keeping him/herself advised of school, athletic, and extra-curricular events of the child(ren) including the schedule of these events. Unless specifically ordered otherwise, both parents may fully participate in all activities that the child(ren) is involved in and should work together to ensure that the child(ren) attend and maintain involvement in the activity during all periods of care, custody, and control.
- 20. No use of the child(ren) as messengers.** The parents SHALL NOT use the child(ren) as messengers between them.
- 21. Modification and Changes to the Order.** The existing order shall remain in effect until modified by the Court. One parent or both may file to return to the Court if they wish to modify their current order. The parties have the ability to mutually agree to change any terms or conditions of this Order. If the parties wish for any agreed changes to be enforceable, they must submit to the Court a Stipulation and Order form for the Court's approval and signature. For any informal agreements to change the terms or conditions, such changes should be placed in writing, signed, and dated by both parties, with each party retaining a copy of the agreement. Parents may use email or parenting apps to make such agreements with each parenting sending a confirmation message when an agreement has been reached.
- 22. Questions concerning this Order.** If you have a problem understanding this custody and visitation order, contact the Self-Help Center.
- 23. Problems with the other parent.** If you have a problem with enforcement of this order, contact the local Police Department or Sheriff's Department. Law enforcement personnel are mandated to assist.
- 24. Violation of this order is a crime.** Failure to obey this order shall be deemed a violation of Sections 166.4 (Contempt of Court), 273.6 (Violation of a Court Order), and 278.5 (Violation of Custody or Visitation Decree) of the California Penal Code. Dissatisfaction with the other parent or a child not wanting to go cannot be used as a reason for keeping the child or oneself from complying with the order.