

**SUPERIOR COURT OF ARIZONA
IN MARICOPA COUNTY**



For Clerk's Use Only

Name of Petitioner/Parent A (in original case)

Case Number: _____

**ORDER MODIFYING LEGAL DECISION
MAKING (CUSTODY), PARENTING TIME and
CHILD SUPPORT**

Name of Respondent/Parent B (in original case)

THE COURT FINDS:

1. This case has come before this court to Change Legal Decision Making (Custody), Parenting Time and Child Support. The court has taken all testimony needed to enter a final Order.
2. This court has jurisdiction to modify legal decision making (custody), parenting time, and support, and has jurisdiction over the parties under the law. Where it has the legal power to do so and where it is applicable to the facts of this case, this court has considered, approved, and made Orders relating to legal decision making (custody), parenting time and support.
3. This Order applies to these minor child(ren):

NAME(S) OF CHILD(REN)

Date(s) of Birth(s) (Month/Day/Yr)

4. **GROUND(S) FOR CHANGING LEGAL DECISION MAKING (CUSTODY).** (Check one box and describe why the change is in the best interest of the minor child(ren).)

The Order being changed was for joint or sole legal decision making (custody). At least one year has passed since the earlier joint or sole legal decision making (custody) order was entered. There have been substantial, significant and continuing changes in circumstances that make a change in legal decision making (custody), parenting time and child support in the best interest of the minor child(ren) for the reasons described below:

OR

The Order being changed was for joint legal decision making (custody). At least six months have passed since the Order was entered. One parent has not followed the Order and a change in legal decision making (custody), parenting time and child support is in the best interest of the minor child(ren) for the reasons described below.

OR

There has been domestic violence, spousal abuse, or child abuse as described below since the date of the earlier Order, and it is in the best interest of the minor child(ren) that the change is made for the reasons described below: (Include a description of the domestic violence.)

OR

Less than one year has passed since the Order was entered. The minor child(ren)'s current environment may seriously endanger the child(ren)'s physical, mental, moral or emotional health, the minor child(ren) is/are at risk under the current Order and it is in the best interest of the minor child(ren) that legal decision making (custody) is changed for the reasons described below: (Include a description of the danger and risk here.)

OR

It is in the best interest of the minor child(ren) that no change to legal decision making (custody) is made at this time for the reasons described below.

REASONS: (Describe why the legal decision making (custody) determination is in the best interest of the minor child(ren).)

5. SUPERVISED OR NO PARENTING TIME (or “visitation, if non-parent”): (if applicable)
Supervised parenting time between the minor child(ren) and Parent A or Parent B, or
No parenting time by Parent A or Parent B is in the best interests of the minor child(ren) for the following reasons:

THE COURT ORDERS:

The Order regarding legal decision making (custody), parenting time, and support dated _____ is changed as follows:

A. LEGAL DECISION MAKING (CUSTODY) AND PARENTING TIME:

Joint Legal Decision Making (Custody). There have been no significant acts of domestic violence. Parent A and Parent B are hereby awarded joint legal decision making (custody) of the minor child(ren) with parenting time and primary residential parenting subject to _____ County Parent/Child Access Guidelines or the attached Parenting Plan.

OR

Sole Legal Decision Making (Custody) Parent A is awarded the sole legal decision making and physical custody of _____ and/or Parent B is awarded the sole legal decision making and physical custody of _____, subject to parenting time as follows:

- 1. **Reasonable parenting time** to the parent who does not have custody according to the Maricopa County Parenting Time Guidelines. **(OR)**
- 2. **Reasonable parenting time** to the parent who does not have custody according to the Parenting Plan attached. **(OR)**
- 3. **Supervised parenting time** but only in the presence of another person, who is named below or otherwise approved by the Court.

Name of supervisor: _____

Restrictions on parenting time: _____

The cost of supervised parenting time shall be paid by:

Parent A or Parent B or Shared equally by the parties. **(OR)**

4. No parenting time rights are granted to Parent A or Parent B

B. CHILD SUPPORT. Parent A or Parent B shall pay child support to the other party in the amount of \$ _____ per month payable on the first day of each month, beginning the first day of month following the signing of this Order. Child Support is based on the information in the **“Child Support Worksheet”** attached hereto and incorporated by reference. All child support payments shall be made through the Support Payment Clearinghouse, plus an applicable statutory fee by the attached **“Income Withholding Order”**.

CHILD SUPPORT DEVIATION. The court, having considered the best interests of the minor child(ren), deviates from the guidelines for the following reasons.:

C. MEDICAL, DENTAL, VISION CARE

Parent A shall provide: medical dental vision care insurance.

Parent B shall provide: medical dental vision care insurance.

The costs of medical/dental/vision care expenses not paid by insurance shall be shared as follows:

Parent A _____ % Parent B _____ %.

Request for payment or reimbursement must be provided to the obligated parent(s) within 180 days after the services occurred. The obligated parent must pay or make payment arrangements within 45 days after receipt of the request.

Medical, dental, and vision care insurance, payments and expenses are based on the information in the Parent’s Worksheet for Child Support attached and incorporated by reference. The party ordered to pay must keep the other party informed of the insurance company name, address and telephone number, and must give the other party the documents necessary to submit insurance claims.

D. TAX EXEMPTION: A parent required to pay child support is only entitled to claim minor child(ren) as dependent for Federal Income Tax purposes if that parent has paid all of the child support due and owing for the year that party is entitled to the exemption.

Beginning Tax Year: _____, the right to claim the minor child(ren) as a deduction for Federal income tax purposes is divided as indicated below: "A" for Parent A, "B" for Parent B.

Parent entitled to claim:	Name of Child	Schedule
<input type="checkbox"/> A <input type="checkbox"/> B	_____	<input type="checkbox"/> Every Year <input type="checkbox"/> Every Other
<input type="checkbox"/> A <input type="checkbox"/> B	_____	<input type="checkbox"/> Every Year <input type="checkbox"/> Every Other
<input type="checkbox"/> A <input type="checkbox"/> B	_____	<input type="checkbox"/> Every Year <input type="checkbox"/> Every Other
<input type="checkbox"/> A <input type="checkbox"/> B	_____	<input type="checkbox"/> Every Year <input type="checkbox"/> Every Other

E. MEDIATION. In the event Parent A and Parent B cannot agree to custody, parenting time, and/or support, the parties are required to seek a private mediator or court-provided mediator before starting any court actions.

F. OTHER ORDERS. This court makes further Orders relating to this matter as follows:

G. FINAL APPEALABLE ORDER. Pursuant to Arizona Rules of Family Law Procedure, Rule 81, this final judgment/decre is settled, approved and signed by the court and shall be entered by the clerk.

H. DONE IN OPEN COURT: _____

JUDGE OR COURT COMMISSIONER