RULE 76

LOCAL RULE FOR PARENTING TIME

76.01 Unless otherwise specifically agreed by the parties or ordered by the Court the following shall govern the rights and responsibilities of parents of minor children.

76.02. It is rebuttably presumed that Option C is in the best interests of the children.

76.03. Short-Distance Parenting Time Model Schedule: FOR PARENTS TRAVELING UNDER 90 MILES ONE WAY

This schedule is merely a guideline for parenting time. It is the parties' responsibility to tailor this schedule as necessary to meet the best interests of their children and their situation before the schedule becomes a court order.

Liberal parenting time arrangements are encouraged, as contact with both parents is important to the children. Specific items in the Journal Entry take precedence over this schedule. Changes or modifications can be made by the Court if need for such is shown. The parenting time option selected below does not necessarily affect support obligations.

Activities you engage in with your children, skills you teach them, or friends you help them make will make their time with you more rewarding. Additionally, regardless of how much time each parent spends with the children, there are many opportunities to be involved in their lives, such as participation and attendance at their school, sporting and extracurricular activities.

PARENTING TIME BETWEEN THE CHILDREN AND THE PARENTS SHALL TAKE PLACE AT SUCH TIMES AND PLACES AS THE PARTIES MAY AGREE, BUT IN ABSENCE OF AGREEMENT SHALL BE (CHOOSE ONE OPTION, EITHER A, B, C, OR D BELOW MUST BE SELECTED):

OPTION A: Week-on, Week-off

The children shall reside equally with both parents on an alternating weekly basis. The children shall transition from one parent's residence to the other every Sunday at 6:00 p.m. unless the parties agree upon a different day and time.

The parent who is not exercising weekly parenting time shall be entitled to spend one weekday evening with the children from 5:00 p.m. until 8:00 p.m., which shall be Wednesday unless otherwise agreed. The parent exercising weekday evening parenting time shall be responsible for picking up AND returning the children for this parenting time.

OPTION B: 2-2-3

Weekends: Alternate weekends from Friday at 6:00 p.m. until Monday at 6:00 p.m. This alternating weekend schedule shall not change, even when interrupted by holiday and birthday, summer and/or vacation parenting time. (See Section 4a and 5 below)

Weekdays: Mother/Father (circle one) shall have parenting time with the children each Monday beginning at 6:00 p.m. until drop-off to school/daycare on Wednesday (or 6:00 p.m. if no school), Mother/Father

(circle the other parent) shall have parenting time with the children from Wednesday after school (or 6:00 p.m. if no school) until drop-off to school/daycare on Friday (or 6:00 p.m. if no school).

OPTION C: Standard Schedule

Weekends: Alternate weekends from Friday at 6:00 p.m. until Monday at 6:00 p.m. This alternating weekend schedule shall not change, even when interrupted by holiday and birthday, summer and/or vacation parenting time. (See Section 4a and 5 below)

Weekdays: Mother/ Father (circle one) shall have one weekday overnight per week from 6:00 p.m. until the next morning to school/day care or 8:00 a.m., whichever is applicable. This overnight shall be Wednesday unless otherwise agreed. The parent exercising weekday overnight parenting time shall be responsible for all transportation during this parenting time. The other parent shall have the remaining weekday parenting time.

OPTION D: Weekend only

Weekends: Alternate weekends from Friday at 6:00 p.m. until Sunday at 6:00 p.m. This alternating weekend schedule shall not change, even when interrupted by holiday and birthday, summer and/or vacation parenting time. (See Section 4a and 5 below)

Weekdays: Mother/Father (circle one) shall have one weekday evening per week from 5:00 p.m. to 8:00 p.m. which shall be Wednesday unless otherwise agreed. The parent exercising weekday evening parenting time shall be responsible for picking up AND returning the children for this parenting time. The other parent shall have the remaining weekday parenting time.

OTHER PROVISIONS

Extracurricular Activities: Regardless of where the children are living, their participation in existing and renewed extracurricular activities, school related or otherwise, shall continue uninterrupted. The parent with whom they are residing at the time of the activity shall provide the transportation to these activities. Notice of all extracurricular activities, school related, or otherwise, in which the children participate, schedules of all extracurricular activities (handwritten, if no formal schedule is provided by the activity) and the name of the activity leader (including address and telephone number if reasonably available) shall be exchanged between the parents.

Holidays: In odd-numbered years, mother has Martin Luther King Day, Spring Break, Fourth of July, Beggar's Night, and the first half of Winter Break. In odd-numbered years, father has President's Day, Memorial Day, Labor Day, Thanksgiving, and the second half of Winter Break. In the even-numbered years, the schedules are reversed.

In the event of a conflict between regular parenting time and holiday parenting time, holiday parenting time prevails. The alternating weekend parenting time continues, however, as if the holiday had not intervened. This means that one parent may have the children three weekends in a row. This process equalizes itself over the course of time for each parent.

For a holiday falling on a Friday, parenting time commences Thursday at 6:00 p.m. and continues to Sunday evening at 6:00 p.m.; or for a holiday falling on a Monday, parenting time commences Friday at 6:00 p.m. and continues to Monday at 6:00 p.m.

Mother's Day and Father's Day are to be spent with the appropriate parent. These are as agreed or 10:00 a.m. to 6:00 p.m.

Other days of special meaning, such as Religious Holidays, parents' and children's birthdays, and other school days off shall be as determined by the parties. If the parties cannot agree, then the regular Weekday/Weekend parenting time schedule shall take precedence.

Hours for parents who cannot agree are as follows: Martin Luther King Day (6:00 p.m. on Friday to 6:00 p.m. on Monday); President's Day (6:00 p.m. on Friday to 6:00 p.m. on Monday); Spring Break (6:00 p.m. on the day school is out to 6:00 p.m. the day before school recommences); Memorial Day and Labor Day (6:00 p.m. Friday to 6:00 p.m. Monday); July 4th (6:00 p.m. on July 3 to 6:00 p.m. on July 4); Beggar's Night (4:30 p.m. until 8:30 p.m.); Thanksgiving (6:00 p.m. on the day school lets out to 6:00 p.m. Sunday); Winter Break (first half commences at 6:00 p.m. the day school lets out, until December 25 at 6:00 p.m.; second half commences at 6:00 p.m. December 25 until 6:00 p.m. the day before school recommences).

48-hour notice should be given by the parent with whom the holiday is being spent for any arrangements for out-of-town travel on the holidays or of a change in pick-up/return times.

Summer: Commencing the first Sunday after the children are out of school, each parent shall exercise parenting time with the children on a week-on, week off basis, with the Mother/Father (circle one) exercising the first block. The summer schedule commences the day after the children are out of school and continues until seven (7) days before school begins.

Vacations: Unless specifically ordered otherwise, or as agreed, each parent may arrange an uninterrupted vacation of not more than two (2) weeks with the children, and shall be taken following the parent's one-week period of time with the minor child, so that the child is spending 14 uninterrupted days with the vacationing parent. The other parent's regular summer parenting time shall commence immediately following the vacation period ending.

Each parent shall schedule this vacation during his/her time during the summer months. There is no requirement that the parent exercising vacation parenting time travel with the child (i.e. a "staycation"), but they may at their discretion. The vacationing parent shall notify the other parent and provide a general itinerary of the vacation to the other parent, including dates, locations, addresses, and telephone numbers, no later than thirty (30) days prior to the scheduled vacation. Holiday and birthday celebrations with either parent shall not be missed, requiring scheduling of the vacation around these events. Parenting time with the other parent is missed during vacation, and there is no requirement that it be made up, as it is expected that both parents will exercise their vacation period. Parents shall notify each other of their vacation plans by May 31 each year, and in the event of a conflict, mother's schedule shall prevail in odd-numbered years; father's schedule shall prevail in even-numbered years. Neither parent shall schedule their vacation to conflict with the other parent's holiday, or Father's Day.

Communication: Children can communicate with either parent as often as they wish, at reasonable times and frequencies, via telephone or electronic means (e.g. text, Skype, FaceTime).

In addition, the non-possessory parent shall be entitled to telephone or electronic (i.e. FaceTime, Skype) communication of reasonable duration with the children not less than three times per week.

Neither parent shall excessively interfere with nor stop the telephone or electronic communication.

Transportation: With the exception of weekday overnight/evening parenting time (options A, C, and D), the parties shall divide the transportation equally. The parent who is exercising parenting time shall pick up the children. The parent exercising weekday evening parenting time (Options A, C, and D) shall be responsible for picking up AND returning the children for this parenting time. Unless otherwise ordered by the court or agreed by the parents, drop off/pick up shall be at the parents' respective homes, the children's school, or day care, whichever is applicable.

In Option B, the parent who has the children from Monday at 6:00 p.m. to Wednesday at 6:00 p.m. is the parent responsible for picking up the children from school/day care on Monday afternoon and taking the children to school/day care on Wednesday morning, and the parent who has the children from Wednesday at 6:00 p.m. until Friday at 6:00 p.m. is responsible for picking the children up from school/day care on Wednesday afternoon and taking them to school/day care on Friday morning. The parent who has the weekend is responsible for picking up the children from school/day care on Friday afternoon and taking them to school/day care on Monday morning. The 6:00 p.m. time on exchange days only applies when a child is not attending school or day care on that day, and in that circumstance, the parent who is beginning their parenting time shall pick the children up from the other parent at 6:00 p.m. that day.

The parties may designate a licensed, insured driver known to the children to provide any of this transportation, if necessary.

Moving: Upon either parent learning that he/she will be moving, he/she shall immediately notify the other parent, but not less than ninety (90) days prior to the move except in those circumstances wherein notice is not required by R.C. 3109.051 (G), and provide the other parent with the moving date, new residence address and telephone number, and such other pertinent information necessary to effectuate a smooth move for the children. The parents shall attempt, in good faith, to renegotiate an appropriate and beneficial new parenting time schedule.

Waiting: Neither parent shall be more than 30 minutes late picking up the children without notice to the other parent. If the non-possessory parent has not arrived to pick up the children within the 30-minute period and has failed to contact the possessory parent, parenting time may be forfeited in the possessory parent's discretion and shall not be required to be made up.

Cancellation: The non-possessory parent should give 24-hour notice to cancel. The time cancelled by the non-possessory parent is forfeited. Routine cancellation of parenting time may constitute a change in circumstances for a modification of custody and/or visitation.

Illness: If a child is ill, the possessory parent should give 24-hour notice, if possible, so appropriate plans can be made to accommodate the child's illness. However, parenting time shall not be denied or forfeited based upon a child's illness unless it is pursuant to written orders by a licensed medical professional. If

any parenting time, weekend, holiday/birthday, or vacation is missed due to non-emergency and/or non-critical illness, then any missed parenting time shall be made up as provided in paragraph 13. All prescribed medication shall be exchanged between the parents.

Make-Up Parenting Time: Any make-up parenting time required by this schedule shall occur the first weekend of the other parent immediately following the missed parenting time and shall continue during the other parent's weekends until made up in full, including partial weekends.

Current Address and Telephone Number: Except as provided in the court order, each parent shall keep the other informed of his/her current address, home, cell and work telephone numbers, and a regularly accessible e-mail address at all times.

Emergency Contact: Both parents shall at all times, regardless of whether the children are with him/her, provide the other parent with a telephone number for contact in the event of an emergency.

Car Seat: Every parent shall have and utilize a car seat and booster seat as required by law.

Clothing: The parents shall cooperate in the exchange of the children's clothing prior to and following parenting time.

Pre-School Age: Unless otherwise agreed, pre-school age children follow the same schedule of school age children in the school district where they live regardless of whether or not other school age children live in the family. Frequent contact with both parents each week is recommended for very young children.

Infants (Birth to 18 Months): The court recognizes that parenting time with infants carries unique concerns because of the required skills of the parents and the needs of the child. It is important that both parents are able to observe, share, and participate in activities with the infant. When possible, it is encouraged that the non-residential or non-custodial parent have parenting time with the child that is shorter in duration but occurs more frequently. Unless otherwise ordered or agreed upon by the parents, the following schedule shall be utilized for children from birth through eighteen months (except if the parties have an older child together, then the infant will follow the older child's parenting time schedule):

a. The non-residential or non-custodial parent shall have parenting time for a twenty-four-hour period each weekend, from Friday at 6:00 p.m. to Saturday at 6:00 p.m. the first weekend; from Saturday at 6:00 p.m. until Sunday at 6:00 p.m. the second weekend, and alternating these time periods each weekend thereafter. Weekday parenting time shall be on Tuesday and Thursday from 5 p.m. until 8 p.m.

b. Holiday parenting time shall not be observed, except as follows: The non-residential or non-custodial parent shall have the child for Thanksgiving parenting time from Wednesday evening at 6 p.m. until Thursday evening at 8 p.m., Winter Break parenting time from 6 p.m. Christmas Eve to 6 p.m. Christmas Day in even-numbered years or 6 p.m. Christmas Day to 6 p.m. December 26 in odd- numbered years, Memorial Day and Labor Day weekends from 6 p.m. Sunday to 6 p.m. Monday, and Mother's Day or Father's Day (whichever is applicable) from 12 p.m. until 6 p.m.

c. The non-residential or non-custodial parent shall be responsible for all transportation to exercise the above parenting time.

The parties shall communicate regarding sleep schedules, feeding schedules, and any special dietary or other considerations for the child. The non-residential or non-custodial parents shall follow these schedules and considerations so as to make the transition between homes as seamless as possible for the infant child.

76.04 Long Distance Parenting Time Provisions: FOR PARENTS TRAVELING OVER 90 MILES ONE WAY

This schedule is merely a guideline for parenting time. It is the parties' responsibility to tailor this schedule as necessary to meet the best interests of their children and their situation before the schedule becomes a court order.

Liberal parenting time arrangements are encouraged, as contact with both parents is important to the children. Specific items in the Journal Entry take precedence over this schedule. Changes or modifications can be made by the Court if need for such is shown. This schedule does not affect support payments.

Activities you engage in with your children, skills you teach them, or friends you help them make will make their time with you more rewarding. Additionally, regardless of how much time each parent spends with the children, there are many opportunities to be involved in their lives, such as participation and attendance at their school, sporting and extracurricular activities.

PARENTING TIME BETWEEN THE CHILDREN AND THE NON-RESIDENTIAL PARENT SHALL TAKE PLACE AT SUCH TIMES AND PLACES AS THE PARTIES MAY AGREE, BUT WILL NOT BE LESS THAN:

1. **Pre-School Age:** Unless otherwise agreed, pre-School age children shall follow the same schedule as school age children in the school district where they live, whether or not a school age child resides in the family. Frequent contact with both parents is recommended for very young children.

2. **Winter Break**: Winter Break will be divided in half and alternated annually, by half, between the parents.

3. **Spring Break:** The non-residential parent shall be entitled to the entire school vacation (the day school is out to the day before school recommences) each year.

4. **Summer:**

Each parent shall be entitled to one half of the school summer vacation. Summer school necessary for the child(ren) to pass to the next grade must be attended. The residential parent shall notify the non- residential parent by March 15 of when the summer vacation begins and ends. The non-residential parent must notify the residential parent as to their intentions by April 15.

If the parties cannot agree which half of the summer they prefer, in the even-numbered years, the first half of the summer shall be spent at the home of the non-residential parent, and in the odd-numbered years, the second half.

A general itinerary should be provided either parent if more than 2 days will be spent away from either home when the children are in that parent's care.

5. **Vacations:** Each parent may arrange an uninterrupted vacation of not more than two weeks with the children. If this includes a trip away from home a general itinerary of the vacation shall be provided for the other parent, including dates, locations, addresses, and telephone numbers.

6. **Additional Parenting time:**

a. **Weekend:** A once-a-month, a weekend visit to the non-residential parent's home shall be permitted if the child's traveling time does not exceed 3.5 hours, one way. The residential parent must be notified at least one week in advance. The nonresidential parent shall provide all transportation for weekend parenting time.

b. **Father's Day and Mother's Day** should always be spent with the appropriate parent.

c. The non-residential parent shall notify the residential parent as least two days in advance of any time the non-residential parent will be in the area and wants parenting time. Absent extraordinary circumstances, this parenting time shall occur.

d. The residential parent shall notify the non-residential parent at least two days in advance when the residential parent and child(ren) will be in the area of the non-residential parent, and parenting time must be allowed.

7. **Video/Telephone Access:**

a. Children can call either parent as often as they wish, at reasonable times, so long as the call is collect if it is a long-distance call.

b. In addition, the non-possessory parent shall be entitled to telephone communication with the children not less than three times per week for not less than 15 minutes per call.

c. Possessory parent shall not interfere with or stop telephone communication.

d. Video access is encouraged by the Court instead of voice communication whenever possible.

8. **Transportation**: Responsibility for transportation costs should be decided in advance and a plan written into an Order of the Court. The costs of transportation, in the appropriate case, may be a basis for deviation from the child support schedule. Parties shall also decide and provide in the plan where the child(ren) shall be picked up and dropped off.

9. **Moving**: Upon either parent learning or determining, whichever first occurs, that he/she will be moving, he/she will immediately notify the other parent and provide the other parent with the moving date, new residence address and telephone number, and such other pertinent information necessary to effectuate a smooth move for the children. The parents shall attempt, in good faith, to renegotiate an appropriate and beneficial new parenting time schedule.

10. **Current Address and Telephone Number**: Except as provided in the court order, each parent shall keep the other informed of his/her current address and telephone number at all times.

11. **Emergency Contact**: Both parents shall at all times, regardless of whether the children are with him/her, provide the other parent with a telephone number for contact in the event of an emergency.

12. **Car Seat**: For any and all children required by law to ride in a car seat, the parents shall transfer the car seat with the child as parenting time exchanges occur.

13. **Clothing**: The parents shall cooperate in the exchange of the children's clothing prior to and following parenting time.

76.05 Automatic Reduction in Child Support in Conjunction with R.C. 3119.051.

Provided the parenting time schedule in any of the options above, including the long-distance option, is ordered, incorporated, and attached to the order or rewritten fully therein, and filed with the Court, it is rebuttably presumed to satisfy the statutory requirement for an automatic ten percent (10%) child support reduction pursuant to R.C. 3119.051.

76.07 Prospective Application. This local rule shall apply prospectively, to cases filed on or after July 1, 2025.