

# JUDICIAL COUNCIL OF CALIFORNIA

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## INVITATION TO COMMENT

### SPR15-18

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Title	Action Requested
Family and Juvenile Law: Juvenile Final Custody Orders	Review and submit comments by June 17, 2015
Proposed Rules, Forms, Standards, or Statutes	Proposed Effective Date
Amend Cal. Rules of Court, rules 5.475, 5.620, 5.700, 5.790; approve form JV-206; revise forms JV-200 and JV-205	January 1, 2016
Proposed by	Contact
Family and Juvenile Law Advisory Committee	Corby Sturges, 415-865-4507 <a href="mailto:corby.sturges@jud.ca.gov">corby.sturges@jud.ca.gov</a>
Hon. Jerilyn L. Borack, Cochair	
Hon. Mark A. Juhas, Cochair	

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### Executive Summary and Origin

The Family and Juvenile Law Advisory Committee proposes amending four rules of court, approving one optional Judicial Council form, and revising two forms to clarify the procedures and requirements that apply when the juvenile court terminates its jurisdiction over a child and returns custody of the child to one or more parents on terms ordered by the court. The proposed amendments, revisions, and approval are intended to provide a family court, to which a request for modification or termination of the order is made, with sufficient information to determine whether there has been a significant change of circumstances and, if so, whether the requested modification is in the best interest of the child. The proposed amendments and revisions would also update references to current statutes and rules, incorporate gender-neutral language consistent with Assembly Bill 1403 (Stats. 2013, ch. 510) when appropriate, conform to recent case law, and maintain consistency with recent and proposed revisions to the Judicial Council forms for family court custody orders.

### Prior Circulation

Rule 5.475 was adopted in 2006 and last amended effective January 1, 2013. Rule 5.620 was adopted as rule 1429.1 in 2000 and last amended effective January 1, 2014. Rule 5.700 was adopted as rule 1457 in 1990 and last amended effective January 1, 2007. And rule 5.790 was adopted as rule 1493 in 1991 and last amended effective January 1, 2015, to implement statutory family-finding requirements.

*The proposals have not been approved by the Judicial Council and are not intended to represent the views of the council, its Rules and Projects Committee, or its Policy Coordination and Liaison Committee. These proposals are circulated for comment purposes only.*

*Custody Order—Juvenile—Final Judgment* (form JV-200) was adopted for mandatory use in 1990 and has been revised multiple times, most recently effective July 1, 2014, to implement statutory amendments affecting the priority of enforcement of restraining orders.

*Visitation Order—Juvenile* (form JV-205) was adopted for mandatory use in 2000 and has been revised multiple times, most recently effective July 1, 2014, to implement statutory amendments affecting the priority of enforcement of restraining orders.

## **The Proposal**

When the juvenile court terminates jurisdiction over a dependent child or ward of the court and places the child with one or more of his or her parents, the court may issue final custody and visitation orders, sometimes known as “exit orders,” under section 362.4 or 726.5 of the Welfare and Institutions Code.<sup>1</sup> These custody orders must be filed in any pending superior court proceeding related to the custody of the child, including dissolution, parentage, Domestic Violence Protection Act, and other family law proceedings as well as probate guardianship proceedings. If no custody proceeding is pending, the juvenile court may order its clerk to transmit the custody orders to the superior court of the county where the parent given physical custody resides. If the juvenile court orders transmission, the clerk of the receiving court must immediately open a file, assign a case number, and file the order.

These juvenile court orders continue in effect until and unless modified by another superior court order. Thus, they govern the custody and visitation of the child indefinitely. The orders need to provide specific direction to the parents and other parties to facilitate compliance and reduce the potential for conflict, especially regarding the parenting time orders and the mechanics of transferring the child from one parent to another.

Juvenile final custody orders also need to provide sufficient detail and use language familiar to the family law bench and bar to permit the court to enforce them if a dispute does arise or to modify or terminate the orders if circumstances change significantly and modification would be in the best interest of the child. The information included in the juvenile court order must address the circumstances that led to the juvenile court’s child custody and parenting time orders to enable a family court to determine whether circumstances have changed to a degree that justifies considering whether the requested modification is in the best interests of the child. The child custody orders need to serve these functions without disclosing juvenile case information that should remain confidential, because juvenile court child custody orders are not themselves confidential.

The proposal would address these issues by revising *Custody Order—Juvenile—Final Judgment* (form JV-200) and *Visitation Order—Juvenile* (form JV-205) to provide the juvenile court with

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<sup>1</sup> All subsequent statutory references are to the Welfare and Institutions Code unless otherwise specified. All rule references are to the California Rules of Court.

the opportunity to describe more thoroughly the circumstances underlying its custody and visitation orders. The revisions seek to solicit more information on the face of the form orders and to clarify that certain family law custody and visitation attachments may be used. Further revisions would give the juvenile court the option of referring to specific parts of the juvenile court record in its orders. Under section 827(a)(1)(L)–(M), the record is available without a juvenile court order for inspection by family court judicial officers and staff, as well as guardianship investigators, who are actively participating in a custody proceeding. The committee also proposes approving an optional statewide Judicial Council form, *Reasons for No or Supervised Visitation—Juvenile* (form JV-206), to give the juvenile court specific options for explaining the reasons and circumstances underlying an order denying or limiting visitation or parenting time for a parent with a child.

Finally, the proposal would amend rules 5.475, 5.620, 5.700, and 5.790 to clarify the responsibilities of the juvenile and family courts and clerks when issuing, transmitting, or receiving juvenile court custody orders and to more clearly distinguish the process for issuing custody orders at termination of juvenile court jurisdiction from the process for issuing custody orders and retaining jurisdiction.

In a separate proposal, the committee also proposes revising family court child custody and visitation attachment forms (FL-341(B), FL-341(C), FL-341(D), and FL-341(E)) to indicate that the juvenile court may attach those forms to form JV-200 or JV-205 to add additional detail to its final custody orders.<sup>2</sup>

The committee proposes the following specific amendments to the rules of court and revisions to the Judicial Council forms:

- Amend rule 5.475 to more clearly and accurately describe the statutory duties of a superior court clerk who receives a final custody order transmitted from the juvenile court and to make technical changes.
- Amend rule 5.620(a) to specify the juvenile court’s exclusive jurisdiction under section 304 to establish a guardianship after a dependency petition is filed until the petition is dismissed or jurisdiction is terminated and to make technical changes.
- Amend rule 5.620(c) to distinguish the process for issuing juvenile court custody orders subject to continuing jurisdiction from the process for issuing custody orders and terminating jurisdiction.
- Amend rule 5.700 to clarify that it applies only when the juvenile court issues final custody orders and terminates jurisdiction, to describe the effect of juvenile final custody orders, and to describe the statutory duties of a superior court clerk who receives a final custody order transmitted from the juvenile court.

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<sup>2</sup> Please refer to Invitation to Comment, *Domestic Violence—Request to Modify or Terminate Domestic Violence Restraining Orders; Family Law—Changes to Request for Order Rules and Forms*, item SPR15-\_\_\_\_\_.

- Amend rule 5.790(c) to distinguish between the process when the juvenile court issues custody or visitation orders and retains delinquency jurisdiction and the process when the court issues those orders and terminates its delinquency jurisdiction.
- Revise *Custody Order—Juvenile—Final Judgment* (form JV-200) to use gender neutral language where possible and to add space for identification of and orders directed to additional parents.
- Revise form JV-200 to permit the juvenile court to specify a minimum amount of visitation if it otherwise permits the parents to arrange shared parenting time.
- Revise form JV-200 to give the court opportunities to make more detailed custody orders, to solicit on the form the reasons for limitations on custody or visitation, to use language in common with the family law custody forms and attachments, and to cross-reference those attachments where appropriate.
- Revise *Visitation Order—Juvenile* (form JV-205) to use gender-neutral language where possible, to simplify the form’s structure, to add detail about supervised visitation and travel with children, to cross-reference family law attachments where appropriate, and to rename it.
- Approve *Reasons for No or Supervised Visitation—Juvenile* (form JV-206) to give the court options for explaining an order denying or limiting visitation or parenting time with a child.

### **Alternatives Considered**

The committee considered not revising the forms or amending the rules but elected to proceed with the proposal because of the frequently expressed need for clearer and more detailed juvenile final custody orders. The committee considered simply cross-referencing all family law custody and visitation orders and attachments, but some of those forms were not appropriate for use in juvenile court proceedings. Instead, the committee has proposed incorporating certain details from the principal family law custody order attachment (form FL-341) into the juvenile forms and cross-referencing other family law custody or visitation/parenting time attachments where appropriate. The committee elected to amend the rules to bring them into conformity with current statutory requirements and to clarify the procedures for issuing, transmitting, and filing juvenile court custody orders.

### **Implementation Requirements, Costs, and Operational Impacts**

The committee anticipates that this proposal will result in some costs incurred by the courts to revise forms, to train court staff about the changes to the rules and forms included in this proposal, and possibly to revise local court rules and forms so they are consistent with the changes adopted by the Judicial Council. However, the committee expects that the changes will save resources for the courts by clarifying and simplifying procedures and improving communication between the juvenile court and the family court.

## Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committee is interested in comments on the following:

- Are there specific changes that would improve the rules and forms in this proposal? (If so, please specify the individual rule or form, and the particular recommended changes.)
- Will the approval of proposed form JV-206 provide an effective and efficient method for the juvenile court to convey the reasons for its custody and visitation orders to the family court?
- Should the council explore effective means of serving notice of the filing of the order other than first-class mail?

The advisory committee and task force also seek comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so please quantify.
- What are the implementation requirements for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Keeping in mind that rule 5.504(c) grants courts one year from their effective date to implement production of new and revised mandatory juvenile forms, would two months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- Would this proposal affect small courts differently from large courts? If so, please explain.

### Attachments and Links

1. Rules 5.475, 5.620, 5.700, and 5.790, at pages 6–9
2. Forms JV-200, JV-205, and JV-206, at pages 10–16

Rules 5.475, 5.620, 5.700, and 5.790 of the California Rules of Court would be amended, effective January 1, 2016, to read:

1 **Rule 5.475. Custody and visitation orders following termination of a juvenile court**  
2 **proceeding or probate court guardianship proceeding**

3  
4 **(a) Custody and visitation order from other court divisions**

5  
6 A juvenile court or probate court may transmit a custody or visitation order to a  
7 family court for inclusion in a pending family law proceeding or to open a new  
8 family law case file; after termination of a juvenile court ~~proceeding~~jurisdiction  
9 under rule 5.700 or termination of a probate guardianship proceeding under rules  
10 ~~5.700 and 7.1008~~.

11  
12 (1) *Procedure for filing custody or visitation orders from juvenile or probate*  
13 *court*

14  
15 (A) On receiving the custody or visitation order of a juvenile court or the  
16 visitation order of a former guardian, the clerk of the superior court  
17 must file the order ~~must be filed~~ in any pending nullity, dissolution,  
18 legal separation, paternity parentage, Domestic Violence Prevention  
19 Act, or other family law proceeding, or in any probate guardianship  
20 proceeding which that affects custody or visitation of the child.

21  
22 (B) If no dependency, family law, or probate guardianship proceeding  
23 affecting custody or visitation of the child is pending, the order may be  
24 used as the sole basis ~~to open a file and assign a family law case~~  
25 number for opening a file in the superior court of the county in which  
26 the parent given physical custody resides.

27  
28 (C) ~~On receiving the order, the clerk must immediately~~ open a file without  
29 a filing fee, assign a case number, and file the ~~eustody or visitation~~  
30 ~~order, without a filing fee, in the file of any family law proceeding~~  
31 ~~affecting the custody and visitation of the child~~ order.

32  
33 (2) \* \* \*

34  
35 **(b) Modification of former guardian visitation orders—custodial parent**

36  
37 When a parent ~~of the child~~ has custody of the child following termination of a  
38 probate guardianship, ~~proceedings a request~~ for modification of the probate court  
39 visitation order, including an order denying visitation, must be ~~determined~~ brought  
40 in a proceeding under the Family Code.

41

1 (c) \* \* \*

2  
3  
4 **Rule 5.620. Orders after filing under section 300**

5  
6 (a) **Exclusive jurisdiction (§ 304)**

7  
8 Once a petition has been filed in juvenile court alleging that a child is described by  
9 a subsection of section 300, and until the petition is dismissed or dependency is  
10 terminated, the juvenile court has ~~sole and exclusive jurisdiction over matters to~~  
11 hear proceedings relating to the custody of the child and visitation with the child  
12 and establishing a guardianship for the child.

13  
14 (b) \* \* \*

15  
16 (c) **Custody and visitation (§ 361.2)**

17  
18 If the court sustains a petition, ~~and finds that the child is described by section 300,~~  
19 and removes physical custody from a parent or guardian, it may ~~enter findings and~~  
20 ~~orders~~ order the child placed in the custody of a previously noncustodial parent as  
21 described in rule 5.695(a)(7)(A) and or (B).

22  
23 (1) ~~These findings and~~ This orders may be entered at the dispositional hearing  
24 under rule 5.700, or at any subsequent review hearing under rule 5.710(g) or  
25 5.715(d)(2) or rule 5.720(b)(1)(B)5.708(k), or on the granting of a  
26 motion request under section 388 for custody and visitation orders.

27  
28 (2) If the court orders legal and physical custody to the noncustodial parent and  
29 terminates jurisdiction under rule 5.695(a)(7)(A), the court must proceed  
30 under rule 5.700.

31  
32 (3) If the court orders custody to the noncustodial parent subject to the  
33 continuing supervision of the court, the court may order services provided to  
34 either parent or to both parents under section 361.2(b)(3). If the court orders  
35 services to both parents, it must review its custody determination at each  
36 subsequent hearing held under section 366 and rule 5.708.

37  
38 (d)–(e) \* \* \*

39  
40  
41 **Rule 5.700. Termination of jurisdiction—custody and visitation orders Order**  
42 **determining custody (§§ 302, 304, 361.2, 362.4, 726.5)**

1 ~~(a) — Order determining custody — termination of jurisdiction~~

2  
3 When the juvenile court terminates its jurisdiction over a dependent or ward of the court  
4 and places the child in the home of a parent, it may issue an order determining the rights  
5 to custody of and visitation with the child. If the juvenile court orders custody to a parent  
6 and terminates jurisdiction, the court may make orders for visitation with the other  
7 parent. The court may also issue orders to either parent enjoining any action specified in  
8 Family Code section 2045 protective orders as provided in section 213.5 or as described  
9 in Family Code section 6218.

10  
11 **(a) Effect of order**

12  
13 Any order issued under this rule continues in effect until modified or terminated by  
14 a later order of the superior court. The order may be modified or terminated only if  
15 the superior court finds both that:

16  
17 (1) There has been a significant change of circumstances since the juvenile court  
18 issued the order, and

19  
20 (2) Modification or termination of the order is in the best interest of the child.

21  
22 **(1b) Modification of existing custody Filing of orders — new case filings**

23  
24 (1) The order of the juvenile court must be filed in any existing nullity,  
25 dissolution, legal separation, guardianship, or paternity parentage, or other  
26 family law custody proceeding and, when filed, becomes a part of that  
27 proceeding.

28  
29 (2) If no custody proceeding described in (1) is filed or pending, the order may  
30 be used as the sole basis to open a family court file.

31  
32 **(2c) Preparation and transmission of order**

33  
34 The order must be prepared on *Custody Order—Juvenile—Final Judgment* (form  
35 JV-200). The court may direct the parent, parent’s attorney, county counsel, or the  
36 clerk to:

37  
38 (A)1) Prepare the order for the court’s signature; and

39  
40 (B)2) Transmit the order within 10 calendar days after the order is signed to the any  
41 superior court of the county where a custody proceeding described in (b)(1) is  
42 pending has already been commenced or, if none such proceeding exists, to

1 the superior court of the county in which the parent who has been given  
2 physical custody resides.

3  
4 **(3d) Procedures for filing order—receiving court**

5  
6 ~~After receipt of the~~On receiving a juvenile court custody order transmitted under  
7 (c)(2), the ~~superior court~~ clerk of the receiving ~~county~~court must immediately file  
8 the juvenile court order in ~~the~~any existing proceeding described in (b)(1) or, if no  
9 such proceeding exists, immediately open a file, without a filing fee, and assign a  
10 case number.

11  
12 **(4e) \* \* \***

13  
14 **~~(b) Order determining custody—continuation of jurisdiction~~**

15  
16 ~~If the court orders custody to a parent subject to the continuing jurisdiction of the~~  
17 ~~court, with services to one or both parents, the court may direct the order be~~  
18 ~~prepared and filed in the same manner as described in (a).~~

19  
20 **Rule 5.790. Orders of the court**

21  
22 **(a)–(b) \* \* \***

23  
24 **(c) Custody and visitation (§ 726.5)**

25  
26 (1) At any time ~~while the~~ when a child is a ward of the juvenile court, the court  
27 may issue an order determining the custody of or visitation with the child. An  
28 order issued under this subdivision will continue in effect until modified or  
29 terminated by a later order of the juvenile court.

30  
31 (2) ~~or~~ At the time wardship is terminated, the court may issue an order  
32 determining custody of, or visitation with, the child as described in rule  
33 5.700.

34  
35 **(d)–(j) \* \* \***

ATTORNEY OR PARTY WITHOUT ATTORNEY (STATE BAR NUMBER:) NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
CASE NAME:	
<b>CUSTODY ORDER—JUVENILE—FINAL JUDGMENT</b>	CASE NUMBER: JUVENILE: FAMILY (existing, if applicable; otherwise new):

Date of hearing: \_\_\_\_\_ Dept.: \_\_\_\_\_

Judicial officer (name): \_\_\_\_\_

**THE COURT FINDS AND ORDERS**

1. a. **Jurisdiction.** This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (Family Code sections 3400–3465).

b. **Notice and opportunity to be heard.** The parties were given notice and an opportunity to be heard as provided by the laws of the State of California.

c. **Country of habitual residence.** The country of habitual residence of the child or children in this case is  
 the United States  other (specify): \_\_\_\_\_

d. **Penalties for violating this order.** If you violate this order, you may be subject to civil or criminal penalties or both.

2. a. **Name:**  Mother  Father

b. **Name:**  Mother  Father

c. **Name:**  Mother  Father

are the parents of the children listed in item 3. Parents  are  are not married. Parents  do  do not reside together.

3. **Custody.** Custody of the minor children is ordered as follows:

Child's name	Date of birth	Legal custody to (name:)	Physical custody to (name:)	Primary residence with (name:)

Additional children listed on Attachment 3.

4.  **Visitation rights of (name of parent):** \_\_\_\_\_ . This parent may visit the children as follows:

All children listed in item 3  The following children (name each):

a.  As arranged by the parents, but no less than (minimum): \_\_\_\_\_ hour(s), \_\_\_\_\_ times per (time period): \_\_\_\_\_ .

b.  As stated on the attached form JV-205.

c.  No visitation is ordered for the reasons stated  on the attached form JV-206  on Attachment 4c.

5.  **Visitation rights of (name of other parent):** \_\_\_\_\_ . This parent may visit the children as follows:

All children listed in item 3  The following children (name each):

a.  As arranged by the parents, but no less than (minimum): \_\_\_\_\_ hour(s), \_\_\_\_\_ times per (time period): \_\_\_\_\_ .

b.  As stated on the attached form JV-205.

c.  No visitation is ordered for the reasons stated  on the attached form JV-206  on Attachment 5c.

CASE NAME:	CASE NUMBER: JUVENILE: FAMILY:
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- 6.  This order reflects a change in the physical custody of the child or children to the custody of a formerly noncustodial parent.
  
- 7.  **Child abduction prevention.** There is a risk that one parent will take the children out of California without the other parent's permission. *Child Abduction Prevention Order Attachment* (form FL-341(B)) is attached and must be obeyed.
  
- 8.  **Change of residence.** Under Family Code section 3024, unless there is prior written agreement to the change, any parent planning to change the residence of the child(ren) for longer than 30 days must provide notice to the other parent(s) at least 45 days before the proposed change to the extent feasible to allow time for mediation of a new plan.
  
- 9.  **Parentage.** (Name): \_\_\_\_\_ was declared or adjudged  
 the  biological  presumed parent of (names): \_\_\_\_\_  
  
 by court order (specify county and case number):  
 juvenile court     family court     other (specify): \_\_\_\_\_  
 on (date): \_\_\_\_\_
  
- 10. a.  A criminal protective order on form CR-160 relating to the parties in this case is currently valid and in effect in case number (specify): \_\_\_\_\_  
 in (specify court, if known): \_\_\_\_\_  
 The order is scheduled to expire on (expiration date): \_\_\_\_\_
  
- b.  A Domestic Violence Prevention Act protective order on form DV-110, DV-116, DV-130, or DV-730 relating to the parties in this case is currently valid and in effect in case number (specify): \_\_\_\_\_  
 in (specify court, if known): \_\_\_\_\_  
 The order is scheduled to expire on (expiration date): \_\_\_\_\_
  
- c.  Restraining order (form JV-250, JV-255, or JV-257) is attached.

**Instruction for Law Enforcement**

**Conflicting Orders—Priorities for Enforcement.**

**If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following order (see Pen. Code, § 136.2, and Fam. Code, §§ 6383(h)(2), 6405(b).):**

1. *EPO:* If one of the orders is an *Emergency Protective Order* (form EPO-001) and it is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. *No-Contact Order:* If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence in enforcement over any other restraining or protective order.
3. *Criminal Order:* If none of the orders includes a no-contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. *Family, Juvenile, or Civil Order:* If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

**THIS IS A COURT ORDER.**

CASE NAME:	CASE NUMBER: JUVENILE: FAMILY:
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11.  **Additional physical custody provisions.** The parents will follow the physical custody provisions listed in the schedule

- on Attachment 11.
- on *Visitation (Parenting Time) Order—Juvenile* (form JV-205).
- on *Additional Provisions—Physical Custody Attachment* (form FL-341(D)).

12.  **Holiday schedule.** The children will spend holiday time as listed in the schedule

- on Attachment 12.
- on *Children's Holiday Schedule Attachment* (form FL-341(C)).

13.  **Joint legal custody.** The parents will share joint legal custody as listed in the plan

- on Attachment 13.
- on *Joint Legal Custody Attachment* (form FL-341(E)).

14.  **Other findings and orders** (*specify circumstances, at time the of the order, underlying any limits on custody or visitation*):

- Continued on the attached form JV-206.
- Continued on Attachment 13.

**NOTICE**

**The juvenile court has terminated jurisdiction** over the children listed in 3.

All requests for modification or termination of these orders must be brought in the family court case in which these orders are filed.

Date:

\_\_\_\_\_  
JUDICIAL OFFICER OF THE JUVENILE COURT

**THIS IS A COURT ORDER.**

CASE NAME:	CASE NUMBER: JUVENILE: FAMILY:
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15. The  clerk of the juvenile court  parent given physical custody  parent's attorney  county counsel must transmit this order within 10 calendar days to the clerk of the court of any county in which a proceeding described in rule 5.700(a)(1) involving the child is pending or, if no such case exists, to the clerk of the court of the county in which the parent given physical custody resides. The clerk of the receiving court must, immediately on receiving this order, file the order in the pending case or, if no such case exists, open a file without a filing fee and assign an appropriate case number.

16. The clerk of the receiving court must send, by first-class mail, an endorsed, filed copy of this order showing the case number of the receiving court to:

a.  Parent in 2a (*name and address*):

b.  Parent in 2b (*name and address*):

c.  Parent in 2c (*name and address*):

d.  Children in 3 (*names and addresses*):

e.  Children's attorney (*name and address*):

f.  Social worker (*name and address*):

g.  Probation officer (*name and address*):

h.  Other (*name and address*):

**and** to the originating juvenile court with a completed clerk's certificate of mailing (*see below*).

**CLERK'S CERTIFICATE OF MAILING**  
**(To be completed by clerk of receiving court)**

I certify that I am not a party to this cause and that an endorsed filed copy of the foregoing order was mailed as follows: Each copy was enclosed in an envelope with postage fully prepaid. The envelopes were addressed to the originating court and to each person whose name and address are given in item 16. Each envelope was sealed and deposited with the United States Postal Service

at (*place*):

on (*date*):

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

**THIS IS A COURT ORDER.**

CASE NAME:	CASE NUMBER: JUVENILE: FAMILY:
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**VISITATION (PARENTING TIME) ORDER—JUVENILE**

- Attachment to  **Custody Order—Juvenile—Final Judgment (form JV-200)**  
 **Notice of Hearing and Temporary Restraining Order—Juvenile (form JV-250)**  
 **Restraining Order—Juvenile (form JV-255)**  **Change to Restraining Order After Hearing—Juvenile (form JV-257)**

1. This order applies to the following children (*name each*):  
 2.  **VISITATION (Parenting Time)** (*Name of parent*): \_\_\_\_\_ will have the children with him or her

- a.  as stated in the visitation agreement on Attachment 2a.  
 b.  as follows:

- (1)  **Weekends** starting on (*specify date*): \_\_\_\_\_
- |  |            |          |                               |                               |
|--|------------|----------|-------------------------------|-------------------------------|
| <input type="checkbox"/> First weekend of the month<br>( <i>specify day(s) and times</i> ):  | from _____ | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |
|  | to _____   | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |
| <input type="checkbox"/> Second weekend of the month<br>( <i>specify day(s) and times</i> ): | from _____ | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |
|  | to _____   | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |
| <input type="checkbox"/> Third weekend of the month<br>( <i>specify day(s) and times</i> ):  | from _____ | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |
|  | to _____   | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |
| <input type="checkbox"/> Fourth weekend of the month<br>( <i>specify day(s) and times</i> ): | from _____ | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |
|  | to _____   | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |
| <input type="checkbox"/> Fifth weekend of the month<br>( <i>specify day(s) and times</i> ):  | from _____ | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |
|  | to _____   | at _____ | <input type="checkbox"/> a.m. | <input type="checkbox"/> p.m. |

(2)  **Alternating weekends** starting on (*specify date*): \_\_\_\_\_ from \_\_\_\_\_  
 at \_\_\_\_\_  a.m.  p.m. to \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m.

(3)  **Midweek** from \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m.  
 to \_\_\_\_\_ at \_\_\_\_\_  a.m.  p.m.

(4)  **Other** (*specify days and times as well as any additional conditions*):

Continued on Attachment 2b(4).

3.  **SUPERVISED VISITATION.** Until  further order of the superior court  other (*specify*):

(*name of parent*): \_\_\_\_\_ may have only supervised visitation with the children according to the schedule in 2 for the reasons stated on  the attached form JV-206  Attachment 3.

Visit supervisor (*name*): \_\_\_\_\_ Phone #: \_\_\_\_\_ E-mail: \_\_\_\_\_

4.  **TRANSPORTATION FOR VISITATION AND PLACE OF EXCHANGE**

- a.  Transportation to the visits must be provided by  Parent (*name*): \_\_\_\_\_  
 Other (*specify*): \_\_\_\_\_
- b.  Transportation from the visits must be provided by  Parent (*name*): \_\_\_\_\_  
 Other (*specify*): \_\_\_\_\_
- c.  The children must be delivered to and picked up from (*specify location*): \_\_\_\_\_
- d.  Other (*specify*): \_\_\_\_\_

5.  **TRAVEL WITH CHILDREN.** Parent (*name*): \_\_\_\_\_ **must** have written permission from the other parent (*name*): \_\_\_\_\_ or a court order to take the children out of

- a.  the state of California.  
 b.  the following counties (*specify*): \_\_\_\_\_  
 c.  other places (*specify*): \_\_\_\_\_

**THIS IS A COURT ORDER.**

CASE NAME:	CASE NUMBER: JUVENILE: FAMILY:
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6.  **Other findings and orders** *(specify circumstances, at the time of the order, underlying any limits on visitation):*

- Continued on Attachment 6.
- Continued on the attached form JV-206.

**THIS IS A COURT ORDER.**

CASE NAME:	CASE NUMBER:
	JUVENILE:
	FAMILY:

**REASONS FOR NO OR SUPERVISED VISITATION—JUVENILE**

Attachment to  **Custody Order—Juvenile—Final Judgment (form JV-200)**

**Visitation (Parenting Time) Order—Juvenile (form JV-205)**

1. This order applies to the following children (*name each*):

2. This parent (*name*): \_\_\_\_\_ was ordered to have  no visitation  only supervised visitation with the child or children named in 1 because

a. this parent  has not completed  has not made substantial progress in the following court-ordered programs:

Sexual abuse treatment or awareness program  for offenders  for victims

Drug abuse treatment program with random testing

Alcohol abuse treatment program with random testing

Domestic violence treatment program  for offenders  for victims

Anger management training

Parenting classes

Individual counseling

Other (*specify*): \_\_\_\_\_

b. The court denied services to this parent on (*date*): \_\_\_\_\_ based on a finding, by clear and convincing evidence, that:

he or she was responsible for severe sexual abuse of the child as described in section 361.5(b)(6) of the Welfare and Institutions Code.

he or she was responsible for severe physical abuse of or severe physical harm to the child as described in section 361.5(b)(5)–(6) of the Welfare and Institutions Code.

his or her whereabouts were unknown on that date and remain unknown.

other (*specify*): \_\_\_\_\_

Completion of one of the programs above *might*, but need not, constitute a significant change of circumstances for purposes of modifying this final custody order. (Welf. & Inst. Code, § 302(d).)

**THIS IS A COURT ORDER.**