

Exhibit Possession and Access Order (Visitation)

Home Parent =	Co-parent(s) =
[PRINT name of person who has the exclusive right to designate the child's primary residence]	[PRINT name(s) of other parties with Co-parent rights.]

IT IS ORDERED that the conservators (Home Parent and Co-parent) shall have possession of the child at times mutually agreed to in advance by the parties.

In the absence of mutual agreement, IT IS ORDERED that the conservators (Home Parent and Co-parent) shall have possession of the child under the specified terms set out in this Standard Possession Order. [Parties can agree to visitation that best fits their individual needs, but when they do not agree, visitation is as Ordered below.]

1. Parents Who Reside 100 Miles or Less Apart

A. **Co-parent Possession.** Unless this Standard Possession Order says differently, when Co-parent resides 100 miles or less from the primary residence of the child, **Co-parent** shall have the right to possession of the child as follows:

1. **Weekends.** On the first, third, and fifth Friday of each month. This possession begins and ends at the times specified in the General Terms and Conditions of this Standard Possession Order.
2. **Thursdays.** On Thursday of each week during the regular school term. This possession begins and ends at the times specified in the General Terms and Conditions of this Standard Possession Order.
3. **Spring Break in Even-Numbered Years.** In even-numbered years, this possession begins and ends at the times specified in the General Terms and Conditions of this Standard Possession Order.
4. **Extended Summer Possession by Co-parent.**

a. **With Written Notice by April 1.** If Co-parent gives Home Parent written notice by April 1 of a year specifying an extended period or periods of summer possession for that year, Co-parent shall have possession of the child for thirty days beginning no earlier than the day after the child's school is dismissed for the summer vacation and ending no later than seven days before school resumes at the end of the summer vacation in that year, to be exercised in no more than two separate periods of at least seven consecutive days each, as specified in the written notice. These periods of possession shall begin and end at 6:00 P.M. [Co-parent can choose 30 days of visitation, if he or she gives written notice to Home Parent of these dates by April 1st. These days can not begin before summer vacation and must end at least one week before school starts. This visitation has to be at least one week long, and cannot be broken into more than two separate visits. This visitation begins and ends at 6 p.m.]

b. **Without Written Notice by April 1.** If Co-parent does not give Home Parent written notice by April 1 of a year specifying an extended period or periods of summer possession for that year, Co-parent shall have possession of the child for thirty consecutive days in that year beginning at 6:00 p.m. on July 1 and ending at 6:00 p.m. on July 31.

[Without written notice by April 1st, Co-parent's summer visitation is from July 1st through July 31st, beginning and ending at 6 p.m.]

B. **Home Parent Possession.** Notwithstanding the weekend periods of possession ORDERED for Co-parent, it is explicitly ORDERED that **Home Parent** shall have a superior right of possession of the child as follows:

1. **Spring Break in Odd-Numbered Years** - In odd-numbered years, beginning at 6:00 PM on the day the child is dismissed from school for the school's spring vacation and ending at 6:00 PM on the day before school resumes after that vacation.
2. **Summer Weekend Possession by Home Parent.** If Home Parent gives Co-parent written notice by April 15 of a year, Home Parent shall have possession of the child on any one weekend beginning at 6:00 PM on Friday and ending at 6:00 PM on the following Sunday during any one period of the extended summer possession by Co-parent in that year, provided that Home Parent picks up the child from Co-parent and returns the child to that same place.

[If Home Parent gives written notice by April 15th, Home Parent may have one weekend visit during Co-parent's extended summer visitation. This visit begins and ends at 6pm. Home Parent must pick up and return the children.]

3. **Extended Summer Possession by Home Parent.** If Home Parent gives Co-parent written notice by April 1 of a year or gives Co-parent fourteen days' written notice on or after April 1 of a year, Home Parent may designate one weekend beginning no earlier than the day after the child's school is dismissed for the summer vacation and ending no later than seven days before school resumes at the end of the summer vacation, during which an otherwise scheduled weekend period of possession by Co-parent shall not take place in that year, provided that the weekend so designated does not interfere with Co-parent's period or periods of extended summer possession or with Father's Day or Mother's Day weekend.

[If Home Parent gives written notice by April 15th, Home Parent may choose one weekend during the summer when Co-parent would normally have visitation with the child. This visitation must end at least one week before school starts, and can not interfere with Father's or Mother's Day weekend or Co-parent's extended summer visitation, but may override Co-parent's regular weekend visitation.]

Home Parent shall have the right of possession of the child at all other times not specifically designated in this Standard Possession Order for **Co-parent**.

[This concludes weekly, spring break, and summer visitation for parents who live less than 100 miles from each other. See also Holiday Visitation and General Terms and Conditions.]

2. Parents Who Reside More Than 100 Miles Apart

- A. **Co-parent Possession when Parents Reside More Than 100 Miles Apart.** Unless this Standard Possession Order states differently, when Co-parent resides more than 100 miles from the residence of the child, *Co-parent* shall have the right to possession of the child as follows:
1. **Weekends.** Unless Co-parent elects the alternative period of weekend possession described in the next paragraph, Co-parent shall have the right to possession of the child on the first, third, and fifth Friday of each month. This possession begins and ends at the times specified in the General Terms and Conditions of this Standard Possession Order.
 2. **Alternate Weekend Possession.** In lieu of the weekend possession described in the above paragraph, Co-parent shall have the right to possession of the child not more than one weekend per month of Co-parent's choice. This possession begins and ends at the times specified in the General Terms and Conditions of this Standard Possession Order.

Co-parent may choose this alternative period of weekend possession by giving written notice to Home Parent within ninety days after the parties begin to reside more than 100 miles apart. If Co-parent chooses this Alternative Weekend Possession, Co-parent shall give Home Parent fourteen days' written or telephonic notice of the chosen weekend. Co-parent cannot choose a weekend that interferes with the orders regarding Christmas, Thanksgiving, the child's birthday, and Father's or Mother's Day Weekend.

3. **Spring Break in All Years.** Every year, beginning and ending at the times specified in the General Terms and Conditions of this Standard Possession Order.
4. **Extended Summer Possession by Co-parent.**
 - a. **With Written Notice by April 1.** If Co-parent gives Home Parent written notice by April 1 of a year specifying an extended period or periods of summer possession for that year, Co-parent shall have possession of the child for forty-two days beginning no earlier than the day after the child's school is dismissed for the summer vacation and ending no later than seven days before school resumes at the end of the summer vacation in that year, to be exercised in no more than two separate periods of at least seven consecutive days each, as specified in the written notice. These periods of possession shall begin and end at 6:00 P.M. [Co-parent can choose 42 days of visitation if he or she gives written notice to Home Parent by April 1st. These days can not begin before summer vacation, and must end at least one week before school starts. This visitation has to be at least one week long, and can not be broken into more than two separate visits. This visitation begins and ends at 6 P.M.]
 - b. **Without Written Notice by April 1.** If Co-parent does not give Home Parent written notice by April 1 of a year specifying an extended period or periods of summer possession for that year, Co-parent shall have possession of the child for forty-two consecutive days beginning at 6:00 p.m. on June 15 and ending at 6:00 p.m. on July 27 of that year. [Without written notice by April 1st, Co-parent has visitation from June 15th through July 27th, beginning and ending at 6pm.]

B. Home Parent Possession when Parents Reside More Than 100 Miles Apart. Notwithstanding the weekend periods of possession ORDERED for Co-parent, it is explicitly ORDERED that **Home Parent** shall have a superior right of possession of the child as follows:

1. **Summer Weekend Possession by Home Parent.** If Home Parent gives Co-parent written notice by April 15 of a year, Home Parent shall have possession of the child on any one weekend beginning at 6:00 PM on Friday and ending at 6:00 PM on the following Sunday during any one period of possession by Co-parent during Co-parent's extended summer possession in that year, provided that if a period of possession by Co-parent in that year exceeds thirty days, Home Parent may have possession of the child under the terms of this provision on any two nonconsecutive weekends during that period and provided that Home Parent picks up the child from Co-parent and returns the child to that same place.

[If Home Parent gives written notice to Co-parent by April 15th, Home Parent may choose one weekend visit during Co-parent's extended summer visitation, or two weekend visits if Co-parent has the children for more than 30 days. These visits begin and end at 6pm, and **Home Parent** must pick up and return the children.]

2. **Extended Summer Possession by Home Parent.** If Home Parent gives Co-parent written notice by April 15 of a year, Home Parent may designate twenty-one days beginning no earlier than the day after the child's school is dismissed for the summer vacation and ending no later than seven days before school resumes at the end of the summer vacation in that year, to be exercised in no more than two separate periods of at least seven consecutive days each, during which Co-parent shall not have possession of the child, provided that the period or periods so designated do not interfere with Co-parent's period or periods of extended summer possession or with Father's or Mother's Day Weekend.

[If Home Parent gives written notice to Co-parent by April 15th, Home Parent may choose one weekend during the summer when Co-parent would normally have visitation with the child. This visitation must end at least one week before school starts, and can not interfere with Father's or Mother's Day weekend or Co-parent's extended summer visitation, but may override Co-parent's regular weekend visitation.]

[This concludes weekly, spring break, and summer visitation for parents who live more than 100 miles from each other. See also Holiday Visitation and General Terms and Conditions.]

3. Holiday Visitation

These orders regarding holiday visitation override conflicting weekend or Thursday visitation orders, no matter the distance between parents' residences.

A. **Co-parent** shall have right of possession of the child during holiday visitation as follows:

1. **Christmas Holidays in Even-Numbered Years.**

In even-numbered years, beginning at the time provided for in the General Terms and Conditions of this Standard Possession Order, and ending at noon on December 26th.

2. **Christmas Holidays in Odd-Numbered Years.**

In odd-numbered years, beginning at noon on December 26th, and ending at the time provided for in the General Terms and Conditions of this Standard Possession Order.

3. **Thanksgiving in Odd-Numbered Years.**

In odd-numbered years. This possession begins and ends at the times provided for in the General Terms and Conditions of this Standard Possession Order.

4. **Child's Birthday.** [Check box if appropriate.]

If Co-parent is not otherwise entitled under this Standard Possession Order to possession of the child on the child's birthday, Co-parent shall have possession of the child [] and the child's siblings beginning at 6:00 PM and ending at 8:00 PM on that day, provided that **Co-parent** picks up the child from Home Parent's residence and returns the child to that same place.

5. **Parent's Weekend.** [Check only one.]

Father's Day Weekend - Each year, beginning at 6:00 PM on the Friday before Father's Day and ending at 6:00 PM on Father's Day, provided that if he is not otherwise entitled under this Standard Possession Order to possession of the child, he shall pick up the child from Home Parent's residence and return the child to that same place. [If this is not one of Co-parent's regular weekends to visit with the children, Co-parent has to pick up and return the children to the Home Parent.]

Mother's Day Weekend - Each year, beginning at 6:00 PM on the Friday before Mother's Day and ending at 6:00 PM on Mother's Day, provided that if she is not otherwise entitled under this Standard Possession Order to possession of the child, she shall pick up the child from Home Parent's residence and return the child to that same place. [If this is not one of Co-parent's regular weekends to visit with the children, Co-parent has to pick up and return the children to the Home Parent.]

A. Notwithstanding the weekend and Thursday periods of possession ORDERED for Co-parent, it is explicitly ORDERED that **Home Parent** shall have a superior right of possession of the child during holidays as follows:

1. **Christmas Holidays in Odd-Numbered Years.**

In odd-numbered years, beginning at 6:00 PM on the day the child is dismissed from school for the Christmas school vacation and ending at noon on December 26th.

2. **Christmas Holidays in Even-Numbered Years.**

In even-numbered years, beginning at noon on December 26th.

3. **Thanksgiving in Even-Numbered Years.**

In even-numbered years, beginning at 6:00 PM on the day the child is dismissed from school for the Thanksgiving holiday and ending at 6:00 PM on the following Sunday.

4. **Child's Birthday.** [CHECK box if appropriate.]

If Home Parent is not otherwise entitled under this Standard Possession Order to present possession of the child on the child's birthday, Home Parent shall have possession of the child and the child's siblings beginning at 6:00 p.m. and ending at 8:00 p.m. on that day, provided that Home Parent picks up the child from Co-parent's residence and returns the child to that same place.

5. **Parent's Weekend** [CHECK only one.]

Father's Day Weekend - Each year, beginning at 6:00 PM on the Friday preceding Father's Day and ending at 6:00 PM on Father's Day, provided that if Home Parent is not otherwise entitled under this Standard Possession Order to present possession of the child, he shall pick up the child from Co-parent's residence and return the child to that same place. [If this is not one of Home Parent's regular weekends to visit with the children, Home Parent has to pick up and return the children to the Co-parent.]

Mother's Day Weekend - Each year, beginning at 6:00 PM on the Friday preceding Mother's Day and ending at 6:00 PM on Mother's Day, provided that if Home Parent is not otherwise entitled under this Standard Possession Order to present possession of the child, she shall pick up the child from Co-parent's residence and return the child to that same place. [If this is not one of Home Parent's regular weekends to visit with the children, Home Parent has to pick up and return the children to the Co-parent.]

[This concludes the Holiday Visitation. See also General Terms and Conditions.]

4. General Terms and Conditions

Except as otherwise explicitly provided in this Standard Possession Order, the terms and conditions of possession of the child that apply regardless of the distance between the residence of a parent and the child are as follows:

Home Parent shall have the right of possession of the child at all other times not specifically designated in this Standard Possession Order for **Co-parent**.

“**School**” means the primary or secondary school in which the child is enrolled or, if the child is not enrolled in a primary or secondary school, the public school district in which the child primarily resides.

“**Child**” includes each child, whether one or more, who is a subject of this suit while that child is under the age of eighteen years and not otherwise emancipated.

A. Surrender and Returning of Child by Home Parent

1. **Beginning of Co-parent’s Weekend, Thursday, and Holiday Possession.** Home Parent is ORDERED to surrender the child to Co-parent at the beginning of each period of Co-parent’s possession at: [Check only one.]
 6:00 p.m. **OR** The time the child is regularly dismissed from school.

Except, that in odd-numbered years, Co-parent’s Christmas possession begins at noon on December 26th, and Home Parent is ORDERED to surrender the child to Co-parent at this time.

2. **Co-parent picks up the child from the Home Parent’s residence, unless a period of possession begins at the time the child is regularly dismissed from school.** Home Parent is ORDERED to surrender the child to Co-parent at the beginning of each period of Co-parent’s possession at the residence of Home Parent.
3. **Co-parent picks up the child from school, if a period of possession begins at the time the child’s school is regularly dismissed.** If a period of possession by Co-parent begins at the time the child’s school is regularly dismissed, **Home Parent** is ORDERED to surrender the child to Co-parent at the beginning of each such period of possession at the school in which the child is enrolled.
4. If the child is not in school, Co-parent shall pick up the child at the residence of Home Parent at:
 6:00 p.m. **OR** _____ [Insert time, specify a.m. or p.m.] and Home Parent is ORDERED to surrender the child to Co-parent at the residence of Home Parent at this time under these circumstances.

B. Surrendering and Returning the Child by Co-parent

1. Ending of Co-parent's Weekend & Holiday Possession.

Co-parent is ORDERED to surrender the child to Home Parent at: [Check only one.]

6:00 p.m. on the Sunday following the visitation

OR

The time the child's school resumes after the visitation.

Except that in even-numbered years, Co-parent's Christmas possession ends at noon on December 26th, and Co-parent is ORDERED to surrender the child to Home Parent at this time.

2. Ending of Co-parent's Thursday Possession.

Co-parent is ORDERED to surrender the child to Home Parent at: [Check only one.]

8:00 p.m. **OR** The time the child's school resumes on Friday.

3. Weekend Possession Extended by a Holiday.

Unless this Standard Possession Order says differently, if a weekend period of possession by Co-parent

1. Begins on a Friday that is a school holiday during the regular school term; or
2. Begins on a federal, state, or local holiday during the summer months when school is not in session; or

3. If the period ends on or is immediately followed by a Monday that is such a holiday, that weekend period of possession shall:

(a) **BEGIN** at: [Check only one.]

6:00 PM on the Thursday preceding the Friday holiday or school holiday;

OR

The time the child's school is regularly dismissed on the Thursday immediately preceding the Friday holiday or school holiday;

(b) **And END AT:** [Check only one.]

6:00 PM on that Monday holiday or school holiday.

The time school resumes after that school holiday, as applicable.

4. Place of surrender and return of child by Co-parent. [Check only one.]

Surrender of Child by Co-parent. Co-parent is ORDERED to surrender the child to Home Parent at the residence of Co-parent at the end of each period of possession. [Choose this paragraph if Home Parent picks up the child from Co-parent at the end of the visit.]

OR

Return of Child by Co-parent. Co-parent is ORDERED to return the child to the residence of Home Parent at the end of each period of possession. However, it is ORDERED that, if Home Parent and Co-parent live in the same county at the time of rendition of this order, and Co-parent's county of residence remains the same after rendition of this order, and Home Parent's county of residence changes, effective on the date of the change of residence by Home Parent, Co-parent shall surrender the child to Home Parent at the residence of Co-parent at the end of each period of possession. [Choose this paragraph if Co-parent picks up and returns the child to Home Parent.]

5. **Co-parent returns the child to school if a period of possession by Co-parent ends at the time the child's school resumes.** If a period of possession by Co-parent ends at the time the child's school resumes, Co-parent is ORDERED to deliver the child to Home Parent at the end of each period of possession at the school in which the child is enrolled, but if the child is not in school, Co-parent returns the child to the residence of Home Parent at:

[Check only one.]

8:00 a.m. **OR** _____ [Insert time, specify a.m. or p.m.]

C. Personal Effects of Child

Each party is ORDERED to return with the child the personal effects that the child brought at the beginning of the period of possession.

D. Designation of Competent Adult

Each party may designate any competent adult to pick up and return the child, as applicable. IT IS ORDERED that a party or a designated competent adult be present when the child is picked up or returned.

E. Inability to Exercise Possession

Each party is ORDERED to give notice to the person in possession of the child on each occasion that the party will be unable to exercise that party's right of possession for any specified period.

F. Written Notice

Written notice shall be deemed to have been timely made if received or postmarked before or at the time that notice is due.

G. Notice to School and Home Parent

If Co-parent's time of possession of the child ends at the time school resumes and for any reason the child is not or will not be returned to school, Co-parent shall immediately notify the school and Home Parent that the child will not be or has not been returned to school.

H. Notice to any Peace Officer of the State of Texas

YOU MAY USE REASONABLE EFFORTS TO ENFORCE THE TERMS OF CHILD CUSTODY SPECIFIED IN THIS ORDER. A PEACE OFFICER WHO RELIES ON THE TERMS OF A COURT ORDER, AND HIS AGENCY, ARE ENTITLED TO THE APPLICABLE IMMUNITY AGAINST ANY CLAIM, CIVIL OR OTHERWISE, REGARDING THE OFFICER'S GOOD FAITH ACTS PERFORMED IN THE SCOPE OF THE OFFICER'S DUTIES IN ENFORCING THE TERMS OF THE ORDER THAT RELATE TO CHILD CUSTODY. Any person who knowingly presents for enforcement an order that is invalid or is no longer in effect commits an offense that may be punishable by confinement in jail for as long as two years and a fine of as much as \$10,000.

This concludes the Standard Possession Order.