**THE DISTRICT COURT OF JOHNSON COUNTY, KANSAS**

**CIVIL DEPARTMENT - FAMILY COURT**

***In the Matter of*:**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**And Division 1**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Chapter 23**

**Waiver of Rules of Evidence for Informal Trial Procedure**

**I consent to proceed as follows:**

**Section A: My Rights**

* I have been told I should discuss the Informal Trial Procedure with my lawyer. I have had the chance to discuss the Informal Trial Procedure with a lawyer or I have decided not to discuss the process with a lawyer.
* I waive the normal question and answer manner of trial and I agree the court may ask me questions about the case.
* I agree to waive the rules of evidence in this Informal Trial. Therefore:
	+ The other party can submit any document or physical evidence he or she wishes into the record.
	+ The other party can tell the court anything he or she feels is relevant.

**Section B: Voluntary Acknowledgement**

* I understand the following:
	+ My participation in this Informal Trial Procedure is strictly voluntary, and that no one can force me to agree to this process.
	+ Documents, physical evidence, and testimony will be admitted during the Informal Trial Procedure, and the court will determine what weight will be given to the evidence.
* I have told my lawyer (if I have one), all the details of my situation or I have considered all the facts I believe the other person will testify to about me, whether true or not.
* I give this matter to the court freely and voluntarily to make a decision on the terms of child custody and child support.
* I am confident I understand the Informal Trial Procedure.
* I have not been threatened or promised anything for agreeing to this Informal Trial Procedure.

Dated this day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

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Signature Printed Name

*Each party must sign a separate consent and waiver form*

**IN THE DISTRICT COURT OF JOHNSON COUNTY, KANSAS**

**CIVIL DEPARTMENT - FAMILY COURT**

***In the Matter of*:**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**And Division 1**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Chapter 23**

**Consent to Informal Trial Procedure**

**I consent to proceed as follows:**

1. The person bringing the action before the court presents their case first, under oath. The person is not questioned by lawyers but may be questioned by the court to develop evidence required by the Kansas Child Support Guidelines and parenting plan evidence required by K.S.A. Chap. 23, Articles 32, 33 and 34.
2. The court asks the lawyer, if any, or the moving party if there are any other items to be discussed.
3. The process is then repeated for the other person.
4. If there is a guardian ad litem, case manager, parenting coordinator or other expert, the expert’s report is entered into evidence as the court’s exhibit. If either party or the court desires, the expert may be questioned under oath.
5. The parties present any documents they want the court to consider.
6. Next, the parties may present testimony and documents to contradict or oppose the other party’s testimony.
7. The lawyers involved or self-represented parties are given the opportunity to make legal argument.
8. The court will make a decision.

**I understand that the court will ask for the following information:**

* The names of my children and their dates of birth.
* The current parenting arrangement, (i.e. when the children are with each parent).
* What I want for a parenting schedule, (i.e. what days, holidays, etc. I want the children with me).
* The reasons I want this schedule.
* Why my proposed schedule protects the best interests of the children.
* How my schedule makes certain the other parent will also have a significant and meaningful opportunity to parent.
* My gross income.
* Whether I provide health insurance for the children, and if so, what it costs.
* The medical co-payments and deductibles for the children.
* The amount of support I pay for the support of other children I have with another person.
* Other information that may be necessary to create a parenting plan for the children and to establish child support under the Kansas Child Support Guidelines.

I have had the opportunity to ask the court about the Informal Trial Procedure. In order to minimize the negative effects of the parent’s separation, I agree to have the court decide the child custody and child support issues in this case using the Informal Trial Procedure.

Dated: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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Signature Printed Name

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