

Part 2. Agreement Addressing Custodial Responsibility During Deployment.

§ 50A-360. Form of agreement.

- (a) The parents of a child may enter into a temporary agreement granting custodial responsibility during deployment.
- (b) An agreement under subsection (a) of this section shall be (i) in writing and (ii) signed by both parents or any nonparent to whom custodial responsibility is granted.
- (c) An agreement under subsection (a) of this section may include the following:
 - (1) To the extent feasible, identify the destination, duration, and conditions of the deployment that is the basis for the agreement.
 - (2) Specify the allocation of caretaking authority among the deploying parent, the other parent, and any nonparent, if applicable.
 - (3) Specify any decision-making authority that accompanies a grant of caretaking authority.
 - (4) Specify any grant of limited contact to a nonparent.
 - (5) If the agreement shares custodial responsibility between the other parent and a nonparent, or between two nonparents, provide a process to resolve any dispute that may arise.
 - (6) Specify (i) the frequency, duration, and means, including electronic means, by which the deploying parent will have contact with the child; (ii) any role to be played by the other parent in facilitating the contact; and (iii) the allocation of any costs of communications.
 - (7) Specify the contact between the deploying parent and child during the time the deploying parent is on leave or is otherwise available.
 - (8) Acknowledge that any party's existing child-support obligation cannot be modified by the agreement, and that changing the terms of the obligation during deployment requires modification in the appropriate court.
 - (9) Provide that the agreement terminates following the deploying parent's return from deployment according to the procedures under Part 4 of this Article.
 - (10) If the agreement must be filed pursuant to G.S. 50A-364, specify which parent shall file the agreement. (2013-27, s. 3.)