

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF PLACER

Superior Court of California, County of Placer <input type="checkbox"/> 10820 Justice Center Drive <input type="checkbox"/> 2501 N. Lake Blvd. P. O. Box 619072 P.O. Box 5669 Roseville, CA 95661-9072 Tahoe City, CA 96145	
PETITIONER: RESPONDENT:	
COURT ORDER FOR SUBSTANCE AND/OR ALCOHOL TESTING	CASE NUMBER:

1. **Petitioner/Respondent, _____ shall submit to the following test:**

Urine:

- 72 hour 5 drug panel test
- 72 hour 10 panel test
- 72 hour EtG (Alcohol) test
- Other Test: _____

Oral Fluid:

- 72 hour 5 panel test
- 72 hour 9 drug panel test
- 72 hour EtG (Alcohol) test
- 8 hour THC test

Hair/Fingernail by Stipulation/Agreement:

- 90 day drug test
- 90 day EtG (Alcohol) test

Oral Fluid Alcohol Screening by Stipulation/Agreement:

- Q.E.D saliva alcohol test
- Other Test: _____

2. **The testing frequency and reporting shall be as follows:**

- One test. The testing parent/party shall submit to one test and is hereby ordered to report to a licensed testing facility of their choice (see below.)
 - Immediately, or within _____ hours or _____ days, for testing.
- By random call from the testing facility, up to _____ tests per month, for a duration of:
 - _____ number of months.
 - Until _____ number of consecutive tests have been clean, as determined by the testing facility.
 - Until further order of the Court.
- By request of the other parent, up to _____ tests per month, for a duration of:
 - _____ number of months.
 - Until _____ number of consecutive tests have been clean, as determined by the testing facility.
 - Until further order of the Court.

3. The licensed “testing facility” shall be chosen by the parent/party ordered to submit to testing.

4. ***Testing Facility:*** Testing shall only be conducted by a qualified provider, pursuant to FC§3041.5 A list of qualified providers (testing facilities) can be found on the Placer County Superior Court website.

5. The testing parent/party and their attorney (if represented) shall provide their contact information and the contact information of the other parent/party and attorney (if represented) (including: name, phone number and email address) and a copy of this Order to the testing facility upon reporting to the testing facility for the first time of testing pursuant to this order.

6. The testing parent/party shall immediately notify the other parent/party to this matter by email or text message of the facility chosen by the testing parent/party.

7. If the test request is by random call from the facility or by request of the other parent/party, the testing parent/party shall report for testing within _____ hours or 24 hours if no hours are specified.

8. The testing parent/party shall sign a release of information with the testing facility that will allow the non-testing parent/party to obtain a copy of the test results from the qualified facility. If the release of information is not signed it shall be considered a violation of this order.

9. **The cost for testing shall be paid as follows:**

- Solely by the testing parent/party.
- Solely by the non-testing parent/party.
- ½ by the testing parent/party and ½ by the non-testing parent/party.
- By the testing parent/party for positive tests, and by the non-testing parent/party for clean tests.
 - For all tests, the testing parent/party shall advance the cost for each test and shall be reimbursed based on the above orders upon request to the non-testing parent/party within 30 days. The request for reimbursement shall include a receipt for the test and a copy of the test results.
 - In the event a test is positive, the testing parent/party shall also bear the cost of obtaining a report from the testing facility that evidences the positive result.
- Orders for costs/fees for testing are subject to reallocation by the court.

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STIPULATION

In the best interest of the children, the parties agree that if the test results are positive, the non-testing parent/party shall not turn over the child(ren) for unsupervised parenting time and shall file for a change of the court orders within five business days. If the non-testing parent/party does not file for court orders within this time, the testing parent/party may seek appropriate court orders within ten (10) days. If neither seeks to modify the custody orders then the orders in effect prior to the positive test shall remain, be effective and all parties shall comply with the custody and visitation orders.

10. Other Orders:

If the testing parent/party fails to test as directed above, the test will be considered presumptively positive.

If the chain of custody, as recorded by the testing facility, indicates that the testing parent/party attempted to adulterate or dilute a specimen, or otherwise attempted to manipulate the testing process and/or the test results, the test will be considered to be presumptively considered positive.

NOTE: It is the responsibility of the parent/party seeking to have any test results considered by the Court to bring such test results to the next court hearing.

We have read the entire stipulation and agreement. We understand it fully and request the Court to make our stipulation and agreement an order of the court. We understand that willful failure to comply with the provisions of this order will be a contempt of court and may be punished as allowed by civil contempt proceedings. We waive all further notice of this order.

Petitioner

Respondent

Attorney for Petitioner

Attorney for Respondent

Both parties were voir dired in open court and orally agreed and stipulated to this testing order.

IT IS SO ORDERED:

Dated: _____

JUDGE/COMMISSIONER OF THE SUPERIOR COURT

Pursuant to Family Code Section 3041.5, the results of all testing herein are confidential and may not be released to anyone other than the court, the parties, or the attorneys. The person offering the test results to the court is responsible for requesting the court clerks to lodge the result in the court's confidential file.