

TIME SHARING CHEAT SHEET

By: Raul Perez-Ceballos, Esq.

Readers of this publication are or ought to be comprehensively familiarized with the crème of the crème of all child support deviations; to wit, Fla. Stat. 61.30(11)(B). The theory is simple- the child support should trail the child. Per the statute, a parent spending "at least 20 percent of the overnights of the year", is entitled to a reduction of child support. See *Dept. of Revenue v. Daly*, 36 Fla. L. Weekly D2515 (1st DCA 2011).

All too often, we find ourselves avidly counting the amount of days we are negotiating, sometimes under time-sensitive situations mandating hasty responses. It is here where many lawyer's make costly fumbles. Below, I share my time-sharing cheat sheet. This graph forms a part of my battle book which I march with me to mediations, hearings and trials. It does not provide exact numbers as holidays vary throughout Florida Schools. Instead, it makes certain presumptions as noted on the footnotes below in order to arrive at its conclusions. Adjustments may need to be made according to each child's particular school schedule. This schedule first appeared in the Family Law Section's Commentator magazine.

Overnights	Days	Split Spring 168	Split Winter 169	Split Summer 170	Average Days	Average Percentage
One Overnight per Week	52	+2.5	+5	+25	84.5	23%
Two Overnights per Week	104	+1.5	+3	+15	123.5	34%
Three Overnights per Week	156	+5	+1	+5	162.5	45%
One Overnight Week A (& Two Overnights Week B	78	+1.5 thru +2.5	+4	+20	104	29%
One Overnight Week A (& Three Overnights Week B	104	+5 thru +2.5	+3	+15	123.75	34%
One Overnight Week A (& Four Overnights Week B	130	-0.5 thru +2.5	+2	+10	143.25	39%
One Overnight Week A (& Five Overnights Week B	156	-1.5 thru +2.5	+1	+5	162.5	45%
One Overnight Week A (& Six Overnights Week B	182.5	-2.5 thru +2.5	0	0	182.5	50%
Two Overnights Week A (& Three Overnights Week B	130	+0.5 thru +1.5	+2	+10	143	39%
Two Overnights Week A (& Four Overnights Week B	156	-0.5 thru +1.5	+1	+5	162.5	45%
Two Overnights Week A (& Five Overnights Week B	182.5	-1.5 thru +1.5	0	0	182.5	50%
Three Overnights Week A (& Four Overnights Week B	182.5	-0.5 thru +0.5	0	0	182.5	50%
Seven Overnights Week A (& Zero Overnight Week B	182.5	-3.5 thru +3.5	0	0	182.5	50%

¹⁶⁸ Figure is based on a seven (7) day spring break.

¹⁶⁹ Figure is based on a fourteen (14) day winter break.

¹⁷⁰ Figure is based on a ten (10) week summer break.