

59 without good reason, the court may award ~~[attorney's]~~ attorney fees and financial sanctions to  
60 the prevailing parent;

61 (f) the district court ~~[shall have]~~ has the right of review from the dispute resolution  
62 process; and

63 (g) the provisions of this Subsection (4) shall be set forth in any final decree or order.

64 (5) (a) ~~[The]~~ Subject to the other provisions in this Subsection (5), the parenting plan  
65 shall allocate decision-making authority to one or both parties regarding the ~~[children's]~~ child's  
66 education, health care, and religious upbringing. The parties may incorporate an agreement  
67 related to the care and growth of the ~~[children]~~ child in these specified areas or in other areas  
68 into their plan, consistent with the criteria outlined in Subsection 30-3-10.7(2) and Subsection  
69 (1). Regardless of the allocation of decision-making in the parenting plan, either parent may  
70 make emergency decisions affecting the health or safety of the child.

71 (b) A child's education plan shall designate the following:

72 (i) the home residence for purpose of identifying the appropriate school;

73 (ii) whether one or both parents has access to the child during school and authority to  
74 check the child out of school; and

75 (iii) which parent has authority to make education decisions for the child in the event  
76 the parties cannot agree.

77 (c) If no education provision is included in the parent plan:

78 (i) the parent with sole physical custody ~~H→~~ **[may] shall ←H** make the decisions listed in

78a Subsection

79 (5)(b); or

80 (ii) in the event of joint physical custody, the parent having the child the majority of the

81 time, pursuant to Subsection 30-3-10.3(4) ~~H→~~ **[may] shall ←H** make the decisions listed in

81a Subsection (5)(b) ~~H→~~ , **except that there is a presumption that both parents with joint physical**

81b **custody shall have access to the child during school and authority to check the child out of**

81c **school ←H** .

82 (6) Each parent may make decisions regarding the day-to-day care and control of the  
83 child while the child is residing with that parent.

84 (7) When mutual decision-making is designated but cannot be achieved, the parties  
85 shall make a good faith effort to resolve the issue through the dispute resolution process.

86 (8) The plan shall include a residential schedule ~~[which]~~ that designates in which  
87 parent's home each minor child shall reside on given days of the year, including provisions for  
88 holidays, birthdays of family members, vacations, and other special occasions.