

## LEGAL FACT SHEET

### Designation of Person in Parental Relationship Q&A\*

- Who may complete this form?
  - A parent of a child.<sup>i</sup>
  - If there are two parents and there is a court order of joint legal custody, both parents must sign the form.<sup>ii</sup>
- How long is the form valid for?
  - Up to 30 days with a signature by the parent(s).<sup>iii</sup>
  - Up to 12 months if the parent(s)' signature is notarized.<sup>iv</sup>
- What can the person who I designate do for my child?
  - Consent to medical and/or educational treatments, diagnoses, and/or activities.<sup>v</sup>
- What if I change my mind?
  - You can revoke this designation at any time, for any reason.<sup>vi</sup> You may do so either in writing or by telling the person that you had designated<sup>vii</sup>, but it is recommended to do it in writing. You should also notify any doctors, schools, and anyone else that received the designation form that you have revoked it.
  - If the form was signed by two parents and only one parent revokes it, it is no longer valid.<sup>viii</sup>
  - If you sign a new form designating a different person, the prior form is no longer valid.<sup>ix</sup>
- If I sign a form, does the person I designate have to financially support my child?
  - No.<sup>x</sup>
- What if the designee lives in a different school district than where my child has been attending school?
  - The form does not establish residency for the child in the new district; the child shall continue to attend school in their current district.<sup>xi</sup>
- What if I die while the form is in place?
  - The form is no longer valid.<sup>xii</sup>
- What if the designee makes a decision about my child that I don't agree with?
  - The parent's decision will trump the decision of the designee.<sup>xiii</sup>

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<sup>i</sup> General Obligations Law § 5-1551

<sup>ii</sup> See footnote 1

<sup>iii</sup> See footnote 1

<sup>iv</sup> See footnote 1

<sup>v</sup> General Obligations Law § 5-1553

<sup>vi</sup> General Obligations Law § 5-1554

<sup>vii</sup> See footnote 6

<sup>viii</sup> See footnote 6

<sup>ix</sup> See footnote 6

<sup>x</sup> General Obligations Law § 5-1554(1)

<sup>xi</sup> General Obligations Law § 5-1554(3)

<sup>xii</sup> General Obligations Law § 5-1554(4)

<sup>xiii</sup> General Obligations Law § 5-1554(5)