

PROPOSED AMENDMENTS TO SENATE BILL NO. 2308

Page 1, line 12, replace "or when the principal retains the capacity to make" with ", unless otherwise specified in the"

Page 1, line 13, replace "decisions" with "directive"

Page 2, line 3, remove "for a principal in the case of lack of capacity to make health"

Page 2, line 4, remove "care decisions"

Page 2, line 9, after "4." insert "Notwithstanding subsection 3, the principal may authorize in a health care directive that the agent make health care decisions for the principal even though the principal retains capacity to make health care decisions. In that case, the health care directive is in effect as stated in the health care directive under any conditions the principal may impose. The principal's authorization under this subsection may be revoked in the same manner as a health care directive may be revoked under section 23-06.5-07.

5."

Page 2, line 12, overstrike "5." and insert immediately thereafter "6."

Renumber accordingly