

Sixty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1365

Introduced by

Representatives Vigesaa, Devlin, Skroch

Senators Anderson, Dever, O. Larsen

- 1 A BILL for an Act to amend and reenact subsection 4 of section 30.1-28-12 of the North Dakota
2 Century Code, relating to powers and duties of a guardian regarding medical decisions.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

- 4 **SECTION 1. AMENDMENT.** Subsection 4 of section 30.1-28-12 of the North Dakota
5 Century Code is amended and reenacted as follows:

- 6 4. ~~Notwithstanding~~A guardian has general or limited authority, as determined by the
7 court, to make medical decisions on behalf of the ward, ~~neincluding forced medication~~
8 pursuant to a physician's recommendation. However, a guardian may not consent to
9 psychosurgery, abortion, sterilization, or experimental treatment of any kind unless the
10 procedure is first approved by order of the court.