

PROPOSED AMENDMENTS TO SENATE BILL NO. 2327

Page 1, line 1, replace the second "a" with "two"

Page 1, line 2, replace "subsection" with "subsections"

Page 1, line 9, replace "not otherwise compensated for services rendered, any" with "the court specifically provides in a case in which a guardian is appointed and if payment of the compensation does not unreasonably jeopardize the ward's well-being, a"

Page 1, line 10, replace "is entitled" with "may"

Page 1, line 11, remove "to" and after "the" insert "ward's"

Page 1, line 20, replace "determine" with "consider"

Page 1, line 21, remove "whether", replace "agent or" with "appointed", after "fact" insert "and agents", and replace "may exercise any" with "when assessing alternative resource plans and the need for a"

Page 1, line 22, remove "authority if a general or limited", remove "is appointed", and replace the underscored period with "; and"

Page 2, line 10, replace "A" with "Two" and replace "subsection" with "subsections"

Page 2, line 11, replace "is" with "are"

Page 2, line 12, replace "Unless a court of competent jurisdiction determines otherwise, a" with "A"

Page 2, line 15, after "30.1-28" insert "unless a court of competent jurisdiction determines, based upon clear and convincing evidence, that the attorney in fact or agent:

- a. Refuses to observe the laws that govern the exercise of that authority;  
or
- b. Takes actions that are contrary to the wishes expressed by the principal when competent"

Page 2, after line 15, insert:

The authority of a validly appointed attorney in fact or agent may not be disturbed unless the court finds by clear and convincing evidence that the attorney in fact or agent:

- a. Refuses to observe the laws that govern the exercise of that authority;  
or
- b. Takes actions that are contrary to the wishes expressed by the principal when competent."

Re-number accordingly