

Effective 5/7/2025

75-5-601 Definitions for part.

As used in this part:

- (1)
 - (a) "Individual with a severe intellectual disability" means an adult who:
 - (i) has lifelong functional limitations to the extent that the adult is incapacitated; and
 - (ii) has received a diagnosis from a physician or psychologist of a severe intellectual disability that has existed since the adult was a minor.
 - (b) "Individual with a severe intellectual disability" does not include an adult who had capacity at one time or may regain capacity.
- (2) "Petitioner" means the person who brings a petition for guardianship under this part.
- (3) "Physician" means an individual:
 - (a) licensed as a physician under Title 58, Chapter 67, Utah Medical Practice Act; or
 - (b) licensed as a physician under Title 58, Chapter 68, Utah Osteopathic Medical Practice Act.
- (4) "Psychologist" means an individual licensed under Title 58, Chapter 61, Psychologist Licensing Act, to engage in the practice of psychology as defined in Section 58-61-102.
- (5) "Remotely" means a participant will appear by video conference or other electronic means approved by the court.
- (6) "Respondent" means the adult who is alleged to be an individual with a severe intellectual disability.

Enacted by Chapter 543, 2025 General Session