



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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March 8, 2016

Mr. Speaker:

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 111**, GUARDIANSHIP - RIGHT OF ASSOCIATION, by Senator T. Weiler, with the following amendments and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization.

1. *Page 2, Lines 50 through 53:*

50 (c) A guardian may give any consents or approvals that may be necessary to enable
51 the

51 ward to receive medical or other professional care, counsel, treatment, or service.

52 **(d) A guardian may not unreasonably restrict visitation with the ward by
family, relatives, or friends.**

{~~(d)~~} **(e)** If no conservator for the estate of the ward has been appointed,
the guardian may:

53 (i) institute proceedings to compel any person under a duty to support the ward or to

2. *Page 3, Lines 63 through 65:*

63 needs.

64 {~~(e)~~} **(f)** (i) A guardian is required to report the condition of the ward and
of the estate which

65 has been subject to the guardian's possession or control, as required by the court or court
rule.

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3. Page 4, Lines 94 through 96:

- 94 the court which shall be included in the petition or the informal annual report as required
under
95 Subsection [~~(2)~~] (3) ~~{(e)}~~ (f) . If a fee is paid for an accounting of an estate, no
fee shall be charged
96 for an accounting of the status of a person.

4. Page 4, Lines 107 through 111:

- 107 (x) For the purposes of Subsections [~~(2)~~] (3) ~~{(e)}~~ (f) (i), (ii), (iii), and (iv),
"interested
108 persons" means those persons required to receive notice in guardianship proceedings as
set
109 forth in Section 75-5-309.
110 ~~{(f)}~~ (g) If a conservator has been appointed, all of the ward's estate
received by the guardian
111 in excess of those funds expended to meet current expenses for support, care, and
education of

Respectfully,

LaVar Christensen
Committee Chair

Voting: 8-0-3

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