

**S.B. 182**  
**GUARDIANSHIP AMENDMENTS**

Senator **J. Stuart Adams** proposes the following amendments:

1. *Page 3, Lines 67 through 71:*

- 67 (iii) A guardian is required to immediately notify [~~all interested persons of~~] persons  
68 { required to receive notice in guardianship proceedings pursuant to Section 75-5-309 } who  
request notification and are not restricted in associating with the ward pursuant to Section 75-5-312.5  
of:  
69 (A) the ward's admission to a hospital for three or more days or to a hospice program;  
70 (B) the ward's death[-]; and  
71 (C) the arrangements for the disposition of the ward's remains.

2. *Page 6, Lines 175 through 180:*

- 175 (ii) a comprehensive assessment listing any functional impairments of the alleged  
176 incapacitated person and an explanation of how and to what extent these functional  
177 impairments may prevent that person from receiving or evaluating information in making  
178 decisions or in communicating informed decisions , with or without assistance, regarding that person;  
179 (iii) an analysis of the tasks of daily living the alleged incapacitated person is capable  
180 of performing { without direction or with minimal direction } independently or with assistance ;

3. *Page 7, Lines 197 through 199:*

- 197 (b) If under Subsection (3)(a) the court finds the appointment of an individual  
198 described in Subsection (3)(a) is contrary to the incapacitated person's best interest or if the individual is  
unwilling to be appointed or serve as a guardian , the court  
199 may apply the priorities in Section 75-5-311 in appointing a guardian.