

COMMITTEE ON JUDICIARY

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2377

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 14-5101, Arizona Revised Statutes, is amended to
3 read:

4 14-5101. Definitions

5 In this title, unless the context otherwise requires:

6 1. "Incapacitated person" means any person who is impaired by reason
7 of mental illness, mental deficiency, mental disorder, physical illness or
8 disability, chronic use of drugs, chronic intoxication or other cause, except
9 minority, to the extent that he lacks sufficient understanding or capacity to
10 make or communicate responsible decisions concerning his person. **IN CASES OF
11 LIMITED GUARDIANSHIP ONLY, AN INCAPACITATED PERSON MAY RETAIN THE RIGHT TO
12 VOTE IF THE PERSON FILES A PETITION, HAS A HEARING AND THE JUDGE DETERMINES
13 BY CLEAR AND CONVINCING EVIDENCE THAT THE PERSON RETAINS SUFFICIENT
14 UNDERSTANDING TO EXERCISE THE RIGHT TO VOTE.**

15 2. "Investigator" means a person who is appointed by the court under
16 section 14-5308.

17 3. "Physician" means a person licensed pursuant to title 32, chapter
18 13 or 17.

19 4. "Protected person" means a minor or any other person for whom a
20 conservator has been appointed or any other protective order has been made.

21 5. "Protective proceeding" means a proceeding under the provisions of
22 section 14-5401 to determine that a person cannot effectively manage or apply
23 his estate to necessary ends, either because he lacks the ability or is
24 otherwise inconvenienced, or because he is a minor, and to secure
25 administration of his estate by a conservator or other appropriate relief.

26 6. "Psychologist" means a person licensed pursuant to title 32,
27 chapter 19.1.

28 7. "Registered nurse" has the same meaning as prescribed in section
29 32-1601.

30 8. "Ward" means a person for whom a guardian has been
31 appointed. "Minor ward" means a minor for whom a guardian has been appointed
32 solely because of minority."

33 Amend title to conform

and, as so amended, it do pass

EDWIN W. FARNSWORTH
Chairman