

REFERENCE TITLE: developmental disabilities; parents; guardianship

State of Arizona  
Senate  
Fifty-sixth Legislature  
First Regular Session  
2023

# SB 1411

Introduced by  
Senator Wadsack: Representative Jones

AN ACT

AMENDING TITLE 14, CHAPTER 5, ARTICLE 3, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 14-5318; RELATING TO GUARDIANSHIP.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 14, chapter 5, article 3, Arizona Revised  
3 Statutes, is amended by adding section 14-5318, to read:

4 14-5318. Developmental disabilities; parents; automatic  
5 appointment

6 A. NOTWITHSTANDING SECTIONS 14-5301.03 AND 41-5305, A PARENT WHO IS  
7 THE PRIMARY CAREGIVER OF A MINOR CHILD WHO IS RECEIVING SERVICES PURSUANT  
8 TO TITLE 36, CHAPTER 5.1 SHALL AUTOMATICALLY AND IMMEDIATELY BECOME THE  
9 GUARDIAN OF THAT CHILD ON THE CHILD'S EIGHTEENTH BIRTHDAY.

10 B. IF A PARENT WHO IS THE PRIMARY CAREGIVER OF A MINOR CHILD WHO IS  
11 RECEIVING SERVICES PURSUANT TO TITLE 36, CHAPTER 5.1 DOES NOT WISH TO  
12 AUTOMATICALLY AND IMMEDIATELY BECOME THE GUARDIAN OF THAT CHILD ON THE  
13 CHILD'S EIGHTEENTH BIRTHDAY, THE PARENT SHALL NOTIFY THE DEPARTMENT OF  
14 ECONOMIC SECURITY AT LEAST SIX MONTHS BEFORE THE CHILD'S EIGHTEENTH  
15 BIRTHDAY.