

CHAPTER 62

(House Bill 579)

AN ACT concerning

Guardians of the Person – Delegation of Authority

FOR the purpose of authorizing directors of area agencies on aging ~~named~~ appointed as guardian of the person to delegate authority to certain agency staff; requiring that the names ~~and positions~~ of such staff be ~~filed~~ registered with the court; making a ~~stylistic change~~ stylistic changes; and generally relating to ~~persons entitled to appointment of~~ delegation of authority by a director of an area agency who is a guardian of the person.

BY repealing and reenacting, with amendments,

Article – Estates and Trusts

Section 13-707(a)

Annotated Code of Maryland

(1991 Replacement Volume and 1993 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Estates and Trusts

13-707.

(a) Persons are entitled to appointment as guardian of the person according to the following priorities:

(1) A person, agency, or corporation nominated by the disabled person if ~~he~~ THE DISABLED PERSON was 16 years old or older when ~~he~~ THE DISABLED PERSON signed the designation and, in the opinion of the court, ~~he~~ THE DISABLED PERSON had sufficient mental capacity to make an intelligent choice at the time ~~he~~ THE DISABLED PERSON executed the designation;

(2) A health care agent appointed by the disabled person in accordance with Title 5, Subtitle 6 of the Health – General Article;

(3) ~~His~~ THE DISABLED PERSON'S spouse;

(4) ~~His~~ THE DISABLED PERSON'S parents;

(5) A person, agency, or corporation nominated by the will of a deceased parent;

(6) ~~His~~ THE DISABLED PERSON'S children;

(7) Adult persons who would be ~~his~~ THE DISABLED PERSON'S heirs if ~~he~~ THE DISABLED PERSON were dead;