

Approved April 8, 1997.

CHAPTER 9

(Senate Bill 101)

AN ACT concerning

Guardian of the Person - Delegation of Authority

FOR the purpose of authorizing directors of local departments of social services to delegate guardian of the person responsibilities to staff persons registered with the court; and generally relating to guardianship of disabled persons.

BY repealing and reenacting, with amendments,

Article - Estates and Trusts

Section 13-707(a)

Annotated Code of Maryland

(1991 Replacement Volume and 1996 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 the disabled person was 16 years old or older when the disabled person signed the designation and, in the opinion of the court, the disabled person had sufficient mental capacity to make an intelligent choice at the time 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) The disabled person's spouse;

(4) The disabled person's parents;

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

(6) The disabled person's children;

(7) Adult persons who would be the disabled person's heirs if the disabled person were dead;