

Offered: 2/26/86
Referred: Rules

Original sponsors: Sund and
Gruenberg

1 IN THE HOUSE BY THE JUDICIARY COMMITTEE
2 CS FOR HOUSE BILL NO. 485 (Judiciary)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION
5 A BILL

6 For an Act entitled: "An Act relating to powers and duties of guardians."
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 13.26.150(e) is amended to read:

9 (e) A guardian may not

10 (1) place the ward in a facility or institution for the
11 mentally ill other than through a formal commitment proceeding under
12 AS 47.30 in which the ward has a separate guardian ad litem;

13 (2) consent on behalf of the ward to an abortion, ster-
14 ilization, psychosurgery, or removal of bodily organs except when
15 necessary to preserve the life or prevent serious impairment of the
16 physical health of the ward;

17 (3) consent on behalf of the ward to the withholding of
18 lifesaving [LIFE-SAVING] medical procedures; however, a guardian is
19 not required to oppose the cessation or withholding of lifesaving
20 medical procedures when those procedures will serve only to prolong
21 the dying process and offer no reasonable expectation of effecting a
22 temporary or permanent cure of or relief from the illness or condition
23 being treated unless the ward has clearly stated that lifesaving
24 medical procedures not be withheld; a guardian is not civilly liable
25 for acts or omissions under this paragraph unless the act or omission
26 constitutes gross negligence or reckless or intentional misconduct;

27 (4) consent on behalf of the ward to the performance of an
28 experimental medical procedure or to participation in a medical ex-
29 periment not intended to preserve the life or prevent serious

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- 1 impairment of the physical health of the ward;
- 2 (5) consent on behalf of the ward to termination of the
- 3 ward's parental rights;
- 4 (6) prohibit the ward from registering to vote or from
- 5 casting a ballot at public election;
- 6 (7) prohibit the ward from applying for and obtaining a
- 7 driver's license;
- 8 (8) prohibit the marriage or divorce of the ward.