

Session 108 - (1989-1990)

S 1138 General Bill, By P.B. McLeod, Leatherman, J.M. Long, I.E. Lourie and N.W. Smith

A Bill to amend Section 62-5-304, Code of Laws of South Carolina, 1976, relating to the appointment of a guardian for an incapacitated person, so as to define the court's authority pertaining to the person and the appointment of a guardian; Section 62-5-309, relating to notices in a guardianship proceeding, so as to require notice to an attorney in fact under a durable power of attorney; Section 62-5-310, relating to the court exercising guardian powers and a temporary guardian, so as to provide additional circumstances under which the powers are exercised and a temporary guardian is appointed, define emergency, and provide for notice and hearing after the appointment; Section 62-5-311, relating to guardians, so as to provide for additional persons who may be appointed as guardian subject to a finding of good cause instead of the court's discretion; and Section 62-5-501, relating to the appointment of a power of attorney not affected by physical disability or mental incompetence, so as to revise the requirements for the content of the appointment and provide for the circumstances under which a power is terminated.

01/24/90 Senate Introduced and read first time SJ-6

01/24/90 Senate Referred to Committee on Judiciary SJ-6