

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 HOUSE BILL 2247

 By: Brumbaugh of the House

5 and

6 Sykes of the Senate

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8
9 AS INTRODUCED

10 An Act relating to guardian and ward; authorizing
11 initiation of guardianship proceedings for
12 incapacitated minors approaching adulthood;
13 authorizing the court to accept a copy of a
 professional evaluation in lieu of ordering
 additional evaluations; providing for codification;
 and providing an effective date.

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16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 3-102.1 of Title 30, unless
19 there is created a duplication in numbering, reads as follows:

20 A. Any person interested in the welfare of a minor who is at
21 least seventeen (17) years and six (6) months of age and believed to
22 be an incapacitated person or partially incapacitated person may
23 initiate guardianship proceedings, file a petition pursuant to
24 Section 3-101 of Title 30 of the Oklahoma Statutes and request that

1 any guardianship order take effect immediately on the minor's
2 eighteenth birthday.

3 B. The petitioner may provide with the petition a copy of the
4 results of an evaluation of the minor by a physician, psychologist
5 or other appropriate professional evaluation that meets the
6 requirements of subsection C of Section 3-101 of Title 30 of the
7 Oklahoma Statutes. If the evaluation was conducted within sixty
8 (60) days prior to the filing of the petition, the petitioner may
9 ask in the petition that the court accept this report in lieu of
10 ordering any additional evaluation pursuant to Section 3-108 of
11 Title 30 of the Oklahoma Statutes, and the court may grant the
12 request.

13 SECTION 2. This act shall become effective November 1, 2017.

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15 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CIVIL AND
16 ENVIRONMENTAL, dated 02/21/2017 - DO PASS, As Coauthored.

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