

1 **SENATE FLOOR VERSION**

2 April 4, 2017

3 ENGROSSED HOUSE  
4 BILL NO. 2247

By: Brumbaugh of the House

5 and

6 Sykes of the Senate

7  
8 An Act relating to guardian and ward; authorizing  
9 initiation of guardianship proceedings for  
10 incapacitated minors approaching adulthood;  
11 authorizing the court to accept a copy of a  
12 professional evaluation in lieu of ordering  
13 additional evaluations; providing for codification;  
14 and providing an effective date.

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

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

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

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

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

12 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY  
13 April 4, 2017 - DO PASS  
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