

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 59th Legislature (2024)

4 HOUSE BILL 3505

 By: Sneed

7 AS INTRODUCED

8 An Act relating to estate planning; providing that
9 certain medical diagnosis invalidates estate planning
10 instruments in certain circumstances; providing
11 timeline; providing for interpretation of original
12 instruments; providing for codification; and
13 providing an effective date.

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

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 3100 of Title 58, unless there
16 is created a duplication in numbering, reads as follows:

17 All powers of attorney, wills, trusts, and other estate planning
18 instruments created and executed pursuant to the laws of Oklahoma
19 shall be invalid if such instrument was created or amended after the
20 person creating such instrument is diagnosed with Alzheimer's,
21 dementia, or other cognitive impairments. Furthermore, this shall
22 apply to all instruments or amendments created up to two (2) years
23 prior to such diagnosis.

1 If an amendment to an instrument is invalidated pursuant to this
2 section, the original instrument shall control and be interpreted
3 without the invalid amendment.

4 SECTION 2. This act shall become effective November 1, 2024.

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6 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CIVIL, dated
7 02/22/2024 - DO PASS.
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