



HOUSE BILL 619: Rethinking Guardianship.

2019-2020 General Assembly

Committee:	House Rules, Calendar, and Operations of the House	Date:	May 6, 2019
Introduced by:	Reps. Farmer-Butterfield, Hardister, White, R. Turner	Prepared by:	Tawanda Foster Staff Attorney
Analysis of:	First Edition		

OVERVIEW: House Bill 619 establishes the "Rethinking Guardianship Workgroup" to study and recommend changes to Chapter 35A of the General Statutes.

[As introduced, this bill was identical to S337, as introduced by Sens. Krawiec, Van Duyn, which is currently in Senate Rules and Operations of the Senate.]

BILL ANALYSIS: House Bill 619 establishes a 24-member Workgroup to be convened by the Department of Health and Human Services.

Section 1 provides the Speaker of the House of Representatives, the President Pro Tempore of the Senate, the President of the North Carolina Conference of Clerks of Superior Court, the Director of the Administrative Office of the Courts, and the Secretary of the Department of Health and Human Services will appoint members to the Workgroup. The Secretary of Health and Human Services will designate one member as chair. A quorum of the Workgroup is a majority of the members.

Section 2 directs the Workgroup to study nine issues including but not limited to, multi-disciplinary evaluations (MDEs), the reformation and simplification of requirements for spousal guardianships, a review process for on-going guardianships, and the rights of those under guardianship.

Section 3 provides procedures for addressing vacancies on the Workgroup, compensation of members of the Workgroup, and the responsibilities for administration of the Workgroup.

Section 4 requires the Workgroup to submit a report of its findings and recommendations, including any legislative proposals, to the Joint Legislative Oversight Committee on Health and Human Services by January 1, 2020.

Section 5 provides the Workgroup will terminate on January 1, 2020 or on the date the Workgroup submits its report, whichever occurs first.

EFFECTIVE DATE: This act is effective when it becomes law.

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Director



Legislative Analysis
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