

AMENDMENTS TO LB 157

Introduced by Flood

1 1. Insert the following new section:

2 Sec. 6. Section 30-2601, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 30-2601 Unless otherwise apparent from the context, in
5 the Nebraska Probate Code:

6 (1) Incapacitated person means any person who is impaired
7 by reason of mental illness, mental deficiency, physical illness
8 or disability, chronic use of drugs, chronic intoxication, or
9 other cause (except minority) to the extent that the person
10 lacks sufficient understanding or capacity to make or communicate
11 responsible decisions concerning himself or herself;

12 (2) Interested person means a person entitled to notice
13 under sections 30-2625 and 30-2634, a creditor of the ward or
14 protected person, a debtor of the ward or protected person, an
15 individual or entity appointed by the court, a peace officer, or a
16 licensed health professional;

17 ~~(2)~~ (3) A protective proceeding is a proceeding under
18 the provisions of section 30-2630 to determine that a person
19 cannot effectively manage or apply his or her estate to necessary
20 ends, either because the person lacks the ability or is otherwise
21 inconvenienced, or because the person is a minor, and to secure
22 administration of the person's estate by a conservator or other
23 appropriate relief;

1 ~~(3)~~ (4) A protected person is a minor or other person for
2 whom a conservator has been appointed or other protective order has
3 been made;

4 ~~(4)~~ (5) A ward is a person for whom a guardian has been
5 appointed. A minor ward is a minor for whom a guardian has been
6 appointed solely because of minority;

7 ~~(5)~~ (6) Full guardianship means the guardian has been
8 granted all powers which may be conferred upon a guardian by law;
9 and

10 ~~(6)~~ (7) Limited guardianship means any guardianship which
11 is not a full guardianship.

12 2. Renumber the remaining sections and correct internal
13 references and the repealer section accordingly.