



General Assembly

January Session, 2005

**Committee Bill No. 681**

LCO No. 4237

\*04237SB00681JUD\*

Referred to Committee on Judiciary

Introduced by:  
(JUD)

**AN ACT CONCERNING THE POWERS OF A PLENARY GUARDIAN OF  
A PERSON WITH MENTAL RETARDATION.**

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 Section 1. Subsection (d) of section 45a-677 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective*  
3 *October 1, 2005*):

4 (d) The court may assign to a limited guardian of a person with  
5 mental retardation the custody of the ward for the purpose of  
6 exercising any, but not all, of the following limited duties and powers,  
7 in order to assist the ward in achieving self-reliance: (1) To assure and  
8 consent to a place of abode outside the natural family home, (2) to  
9 consent to specifically designed educational, vocational or behavioral  
10 programs, (3) to consent to the release of clinical records and  
11 photographs, (4) to assure and consent to routine, elective and  
12 emergency medical and dental care, and (5) other specific limited  
13 powers to assure and consent to services necessary to develop or  
14 regain to the maximum extent possible the ward's capacity to meet  
15 essential requirements. All plenary guardians and limited guardians  
16 appointed pursuant to sections 45a-669 to 45a-684, inclusive, shall also

17 have a duty to assure the care and comfort of the ward within the  
18 limitations of their appointment, and within the limitations of the  
19 resources available to the ward either through the ward's own estate or  
20 by reason of private or public assistance. A plenary guardian of a  
21 person with mental retardation shall have the power to supervise and  
22 manage the financial affairs of the ward. A limited guardian of a  
23 person with mental retardation shall have such power only if specified  
24 by the court under subsection (c) of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2005	45a-677(d)

**Statement of Purpose:**

To include certain financial duties within the powers of a plenary guardian of a person with mental retardation.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*

Co-Sponsors: SEN. LEBEAU, 3rd Dist.

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