



General Assembly

Amendment

February Session, 2014

LCO No. 3829

SB0026003829SD0

Offered by:
SEN. COLEMAN, 2nd Dist.

To: Subst. Senate Bill No. 260

File No. 127

Cal. No. 122

"AN ACT CONCERNING THE DUTIES OF A CONSERVATOR AND OTHER PERSONS AUTHORIZED TO MAKE DECISIONS RELATING TO THE CARE AND DISPOSITION OF A DECEASED PERSON'S BODY."

1 In line 129, after the period, insert: "A document executed by a
2 conservator pursuant to this subdivision shall include provisions
3 indicating that such document (i) is valid if the person is under
4 conservatorship at the time of his or her death, and (ii) terminates
5 upon the termination of the conservatorship when such termination
6 occurs prior to the death of the conserved person."

7 In line 133, after "section", insert: "or section 19a-575a"

8 After the last section, add the following and renumber sections and
9 internal references accordingly:

10 "Sec. 501. Section 19a-580e of the general statutes is repealed and the
11 following is substituted in lieu thereof (*Effective October 1, 2014*):

12 (a) Except as authorized by a court of competent jurisdiction, a

13 conservator shall comply with a conserved person's individual health
 14 care instructions and other wishes, if any, expressed while the
 15 conserved person had capacity and to the extent known to the
 16 conservator, and the conservator may not revoke the conserved
 17 person's advance health care directive or a directive executed in
 18 accordance with subdivision (14) of section 1-52, as amended by this
 19 act, or section 45a-318, as amended by this act, unless the appointing
 20 court expressly so authorizes.

21 (b) Absent a court order to the contrary, a [health care] decision of a
 22 health care representative concerning health care or the disposition of
 23 the body of a deceased person takes precedence over that of a
 24 conservator, except under the following circumstances: (1) When the
 25 health care decision concerns a person who is subject to the provisions
 26 of section 17a-566, 17a-587, 17a-588 or 54-56d; (2) when a conservator
 27 has been appointed for a conserved person who is subject to an order
 28 authorized under subsection (e) of section 17a-543, for the duration of
 29 the conserved person's hospitalization; or (3) when a conservator has
 30 been appointed for a conserved person subject to an order authorized
 31 under section 17a-543a."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2014	19a-580e