




Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536



BILL ANALYSIS

Telephone: (517) 373-5383
Fax: (517) 373-1986
TDD: (517) 373-0543

House Bill 5466 (Substitute H-1 as passed by the House)
Sponsor: Representative Judy Emmons
House Committee: Judiciary
Senate Committee: Judiciary

Date Completed: 3-29-04

CONTENT

The bill would amend the Estates and Protected Individuals Code to allow a parent or guardian to delegate his or her authority over a minor or ward until after the parent's or guardian's military deployment to a foreign nation.

The Code provides that, by a properly executed power of attorney, a parent or guardian of a minor or a guardian of a legally incapacitated individual may delegate to another person any of the parent's or guardian's powers regarding care, custody, or property of the minor child or ward, except for the power to consent to a minor ward's marriage or adoption or to the release of a minor ward for adoption. The delegation may be for a period of up to six months. Under the bill, if a parent or guardian were serving in the U.S. armed forces and deployed to a foreign nation, and if the power of attorney so provided, a delegation under that provision would be effective until the 31st day after the end of the deployment.

MCL 700.5103

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Bethany Wicksall

S0304\s5466sa

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.