



Sen. Jil Tracy

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10200SB0080sam001

LRB102 04047 LNS 24452 a

1 AMENDMENT TO SENATE BILL 80

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 80 on page 15,  
3 line 20, after "guardian", by inserting "or limited guardian";  
4 and

5 on page 17, by replacing lines 7 through 9 with the following:

6 "the court. A petitioner who seeks to revoke or construe a  
7 power of attorney for the alleged person with a disability, or  
8 review the agent's conduct, shall do so in conformity with the  
9 Illinois Power of Attorney Act, and as set forth in subsection  
10 (c) of Section 11a-17 and subsection (e) of Section 11a-18 of  
11 this Act."; and

12 on page 21, directly below line 24, by inserting the  
13 following:

14 "(8) You have the right to ask a judge to find that

1       although you lack some capacity to make your own  
2       decisions, you can make other decisions, and therefore it  
3       is best for the court to appoint only a limited guardian  
4       for you."; and

5       on page 22, line 18, by replacing "[END OF FORM]" with "[END OF  
6       FORM]."; and

7       on page 24, directly below line 26, by inserting the  
8       following:

9       "One person or agency may be appointed a limited or  
10       plenary guardian of the person and another person or corporate  
11       trustee appointed as a limited or plenary guardian of the  
12       estate. If different persons are appointed, the court shall  
13       consider the factors set forth in subsection (b-5) of Section  
14       11a-5. The court shall enter a written order stating the  
15       factual basis for its findings."; and

16       on page 26, by replacing lines 15 through 18 with the  
17       following:

18       "Upon the death of the ward, fees and costs awarded under  
19       this Section shall be considered as a first-class claim for  
20       administrative expenses as set forth in Section 18-10 and may  
21       be paid from the guardianship estate or from the decedent's

1 estate."; and

2 on page 54, by replacing lines 4 and 5 with the following:

3 "administration, ~~and~~ statutory custodial claims, and final  
4 fees and costs as determined by the court relating to  
5 guardianship, including fees awarded under Section 11a-13.5,  
6 13-3, 13-3.1, 27-1, 27-2, or 27-4. For the".