

HOUSE SUMMARY OF SENATE AMENDMENTS**HB 361****2020 Regular Session****Davis**

CIVIL/LAW: Provides relative to supported decisionmaking agreements as a less restrictive means to interdiction

Synopsis of Senate Amendments

1. Makes technical changes.
2. Authorizes proposed law to be referred to as the "Dustin Gary Act".
3. Removes provisions related to immunity from civil or criminal liability for good faith supporters and third parties.

Digest of Bill as Finally Passed by Senate

Present law provides for the procedures and requirements for a petition for interdiction.

Proposed law enacts an additional requirement of certification of consideration of less restrictive means prior to seeking interdiction.

Authorizes proposed law to be cited as the "Supported Decisionmaking Agreement Act" or the "Dustin Gary Act".

Proposed law provides definitions for "adult", "guardian", "supported decisionmaking", "supported decisionmaking agreement", and "supporter".

Proposed law provides for a supportive decisionmaking agreement between an adult and a supporter, whereby the supporter advises the adult on issues outlined within the agreement without impeding the self-determination of the adult.

Proposed law provides that supportive decisionmaking agreements are recognized as less restrictive means in regards to the management of adults.

Proposed law provides that the authority of the supporter is granted by the supported decisionmaking agreement.

Proposed law provides for the various requirements and prohibitions of actions taken by the supporter.

Proposed law provides for the requirements, revocation, and term of a supported decisionmaking agreement.

Proposed law authorizes a supporter to assist with obtaining personal information that is relevant to decisions authorized under the agreement.

(Adds C.C.P. Art. 4541(A)(11) and R.S. 13:4261.101-4261.302)