



One Hundred First Legislature - Second Session - 2010
Introducer's Statement of Intent
LB 1089

Chairperson: Brad Ashford
Committee: Judiciary
Date of Hearing: February 25, 2010

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Legislative Bill 1089 would adopt the Uniform Guardianship and Protective Proceedings Act from the Uniform Law Commission. The bill is designed to address many problems relating to multiple jurisdiction, transfer, and out-of-state recognition of adult guardianship and protective proceedings.

In addition, LB 1089 would facilitate communication and cooperation between courts in different states about adult guardianship.

Due to increasing population mobility, cases involving simultaneous and conflicting jurisdiction over guardianship are increasing. Even when all parties agree, steps such as transferring a guardianship to another state can require that the parties start over from scratch in the second state. Obtaining recognition of a guardian's authority in another state in order to sell property or to arrange for a residential placement is often impossible. Legislative Bill 1089 will, when enacted, help to effectively address these problems.

Principal Introducer:

Senator Russ Karpisek