

5493

2011-2012 Regular Sessions

I N S E N A T E

May 25, 2011

Introduced by Sen. GALLIVAN -- read twice and ordered printed, and when printed to be committed to the Committee on Aging

AN ACT to amend the social services law, in relation to the community guardianship program

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Paragraph (g) of subdivision 3 of section 473-d of the
2 social services law, as added by chapter 846 of the laws of 1986 and
3 such section as renumbered by chapter 395 of the laws of 1995, is
4 amended to read as follows:
5 (g) the community guardian program shall obtain [annual assessments
6 from two qualified psychiatrists or one qualified psychiatrist and one
7 qualified psychologist who are independent of the community guardian
8 program of persons for whom it serves as committee or conservator to
9 determine whether continuation of the guardianship is necessary, and the
10 appointing court shall be informed of the results of such assessments
11 and may discharge the community guardian program as conservator or
12 committee pursuant to sections 77.35 and 78.27 of the mental hygiene
13 law] A STATEMENT BY A PHYSICIAN, PSYCHOLOGIST, NURSE CLINICIAN, OR
14 SOCIAL WORKER, OR OTHER PERSON WHO HAS EVALUATED OR EXAMINED THE PERSON
15 FOR WHOM THE COMMUNITY GUARDIAN PROGRAM SERVES AS COMMITTEE OR CONSERVA-
16 TOR WITHIN THE THREE MONTHS PRIOR TO THE FILING OF THE STATEMENT REGARD-
17 ING AN EVALUATION OF THE CONDITION AND THE CURRENT FUNCTIONAL LEVEL OF
18 SUCH PERSON;
19 S 2. This act shall take effect immediately.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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