

Requested by SENATE COMMITTEE ON JUDICIARY (at the request of Disability Rights Oregon)

**PROPOSED AMENDMENTS TO  
A-ENGROSSED SENATE BILL 1547**

1 On page 2 of the printed A-engrossed bill, delete lines 39 through 45.

2 On page 3, delete lines 1 through 14 and insert:

3 **“SECTION 3.** ORS 125.082 is amended to read:

4 “125.082. (1)(a) Upon appointment, a guardian shall deliver [*or mail*]  
5 **written notice of the order of appointment** to the persons described in  
6 ORS 125.060 (3) [*a notice of the order of appointment*].

7 **“(b)(A) The notice provided to the protected person under this sub-**  
8 **section must be delivered in person in a manner reasonably calculated**  
9 **to be understood by the protected person.**

10 **“(B) When delivering the notice to the protected person under this**  
11 **subsection, the guardian shall offer to also provide the notice to the**  
12 **protected person orally. If the protected person requests oral notice in**  
13 **response to the offer or otherwise, the guardian shall provide oral**  
14 **notice.**

15 **“(C) In providing notice to the protected person under this para-**  
16 **graph, the guardian shall provide reasonable accommodations for ef-**  
17 **fective communication as necessary.**

18 **“(c) Notwithstanding paragraph (b) of this subsection, if the**  
19 **guardian determines that personal delivery of the notice is unduly**  
20 **burdensome, the guardian may deliver the notice by first class mail**  
21 **and certified, registered or express mail, return receipt requested.**

1 “(2) A notice under this section must include:

2 “(a) The title of the court in which the protective proceeding is pending  
3 and the clerk’s file number;

4 “(b) The name and address of the protected person and the attorney for  
5 the protected person, if any;

6 “(c) The name and address of the guardian and the attorney for the  
7 guardian, if any;

8 “(d) The date of the appointment of the guardian;

9 “(e) A statement describing the authority awarded to the guardian and  
10 any limitations placed on the guardian’s authority; [*and*]

11 “(f) A statement advising the protected person or other interested person  
12 of the right of the protected person to seek removal of the guardian or ter-  
13 mination of the guardianship; **and**

14 “**(g) If the notice was delivered as provided in subsection (1)(c) of**  
15 **this section, a statement describing why personal delivery of the no-**  
16 **tice was unduly burdensome.**

17 “(3) Proof of the giving of notice under this section must be filed in the  
18 protective proceeding not later than 30 days following the date of the  
19 guardian’s appointment.”.

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