

Amend CSSB 39 (senate committee printing) as follows:

(1) In SECTION 1 of the bill, strike amended Section 751.052(a), Estates Code (page 1, lines 28-41), and substitute the following:

(a) If, after execution of a durable power of attorney, a court [~~of the principal's domicile~~] appoints a:

(1) permanent guardian of the estate for a ward who is
[~~of~~] the principal who executed the power of attorney, on the
qualification of the guardian the powers and authority granted to
[~~of~~] the attorney in fact or agent named in the power of attorney
are automatically revoked; or

(2) temporary guardian of the estate for a ward who is
the principal who executed the power of attorney, on the
qualification of the guardian the powers and authority granted to
the attorney in fact or agent named in the power of attorney are
automatically suspended for the duration of the guardianship unless
the court enters an order that:

(A) affirms and states the effectiveness of the
power of attorney; and

(B) confirms the validity of the appointment of
the named attorney in fact or agent [~~terminate on the qualification~~
of the guardian of the estate].

(2) In SECTION 9 of the bill, strike proposed Section 1357.052(b), Estates Code (page 6, lines 53-58), and substitute the following:

(b) The supporter owes to the adult with a disability
fiduciary duties as listed in the form provided by Section
1357.056(a), regardless of whether that form is used for the
supported decision-making agreement.