

Conservatorship / aka Guardianship - Reform

Provide legislation such that any person that is being referred for Conservatorship, be judged by a full jury of their peers before being ordered by the court into Conservatorship.

Guarantee that each candidate have full legal counsel at the state's expense and that they be guaranteed to have witnesses provided and access to all discovery and legal procedures equal to those available to any person accused of a crime.

Provide that any person subjected to Conservatorship procedures have the right and ability to contest the referral, and if Conservatorship is ordered, to petition for removal from guardianship at 30 day intervals; and that any and all property and possessions of the candidate be held in escrow by the state, and that any real property be maintained at the cost of the state, and at no cost greater than what that cost would be if the person in Conservatorship were maintaining the property on their own.

Provide that all fees to Conservators be paid by the state and not be removed from the estate of the Ward.

Provide that all effort must be made for a Conservatorship Candidate remain in their home and that removal from a Candidate's home be the absolute last resort available to the state.

Provide that the Candidate's mental and emotional condition be judged on a standard not to exceed that by which the average citizen would be judged; and that there be no setting of a higher bar of competency that would exceed the average citizen's competency; and that this standard reflect the competency of the individual by a standard that is not negatively reflected by any of the individual's idiosyncratic personality behaviors, and which present no life threatening harm to themselves or others, and that the ability of the state to provide such daily aid through caregivers be taken into preferential consideration over placement into an institution.

Provide that no person shall be allowed to become the conservator of multiple persons such that managing Conservatorship not become an attractive, lucrative endeavor.