

HOUSE BILL NO. 1114

Introduced by

Judiciary Committee

(At the request of the Adjutant General)

1 A BILL for an Act to amend and reenact section 30.1-26-04 of the North Dakota Century Code,
2 relating to delegation of the powers of a parent or guardian of a minor or incapacitated person;
3 and to declare an emergency.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 30.1-26-04 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **30.1-26-04. (5-104) Delegation of powers by parent or guardian.**

8 A parent or a guardian of a minor or incapacitated person, by a properly executed power of
9 attorney, may delegate to another person, for a period not exceeding six months, any of the
10 parent's or guardian's powers regarding care, custody, or property of the minor child or ward,
11 except the power to consent to marriage or adoption of a minor ward. If the parent or guardian
12 is on a military active duty order deploying the parent or guardian away from the individual's
13 home of record, that authority may be delegated to another person, for a period not exceeding
14 twenty-four months.

15 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.