

STATEMENT OF PURPOSE

RS20794

Idaho Code §§ 15-5-209 and 312 state that a guardian is not legally obligated to provide from his own funds for the ward and is not financially liable to third persons by reason of the parental relationship for acts of the ward. More than ten statutes seemingly conflict with these provisions insofar as they purport to hold guardians financially liable for various acts of the ward.

The purpose of this legislation is to resolve these apparent conflicts and clarify that, while a guardian with physical and legal custody of a ward may be held financially liable for his or her failure to supervise a ward, guardians are not financially liable to third persons for acts of the ward by reason of the parental relationship.

FISCAL NOTE

There is no fiscal impact in adopting this change.

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