

L-1050

0020d  
1/28/86

First Supplement to Memorandum 85-109

Subject: Study L-1050 - Estates and Trusts Code (Sterilization of  
Conservatee)

The basic Memorandum proposes to codify the recent constitutional holding of the California Supreme Court that a conservator of the person may consent to sterilization of a conservatee who lacks capacity to consent for himself or herself.

The Executive Committee of the Estate Planning, Trust and Probate Law Section of the State Bar has written to say that they take no position on whether sterilization of conservatees should or should not be allowed. The State Bar study team that reviewed the basic Memo thought that broader notice should be required, but the Executive Committee rejected that recommendation and endorsed the notice provisions in the staff draft attached to the basic Memo.

Respectfully submitted,

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