

REFERENCE TITLE: claimant; guardian ad litem; procedure

State of Arizona
House of Representatives
Fifty-sixth Legislature
First Regular Session
2023

HB 2198

Introduced by
Representative Wilmeth

AN ACT

AMENDING SECTION 23-1066, ARIZONA REVISED STATUTES; RELATING TO WORKERS'
COMPENSATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 23-1066, Arizona Revised Statutes, is amended to
3 read:

4 23-1066. Minor or incapacitated claimant; appointment of
5 guardian ad litem; procedure

6 A. When it appears to the commission that a claimant for
7 compensation or death benefits is a minor or ~~incompetent~~ INCAPACITATED
8 person, the commission ~~may~~, ~~upon~~ ON motion of any party to the proceedings
9 or ~~upon~~ ON its own motion, MAY appoint a ~~trustee or~~ guardian ad litem to
10 ~~appear for and~~ represent the BEST INTERESTS OF THE minor or ~~incompetent~~
11 INCAPACITATED person, ~~upon such terms and conditions as it deems proper~~
12 ~~under this chapter or under the rules of the commission made pursuant~~
13 ~~thereto.~~ IN ACCORDANCE WITH THE TERMS, CONDITIONS AND RULES OF THE
14 COMMISSION AND THIS CHAPTER. If required by the commission, the ~~trustee~~
15 ~~or~~ guardian AD LITEM shall give bond in the form and character required by
16 law from a guardian AD LITEM appointed by ~~a~~ THE superior court, and in
17 such amount as the commission determines. The bond shall be approved by
18 the commission, and the ~~trustee or~~ guardian AD LITEM shall not be
19 discharged from liability until ~~he files~~ THE GUARDIAN AD LITEM FILES an
20 account with the commission or with the superior court in the county in
21 which the minor or ~~incompetent~~ INCAPACITATED person resides, and until the
22 account, after due notice, is approved.

23 B. The ~~trustee or~~ guardian AD LITEM shall receive ~~such~~ compensation
24 for ~~his~~ THE GUARDIAN AD LITEM'S services as is fixed and allowed by the
25 commission or by ~~a~~ THE superior court.