

State of Arizona
House of Representatives
Forty-second Legislature
Second Regular Session
1996

FILED

**Jane Dee Hull
Secretary of State**

CHAPTER 244

HOUSE BILL 2485

AN ACT

AMENDING SECTION 14-5503, ARIZONA REVISED STATUTES; RELATING TO POWERS OF ATTORNEY.

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

2 Section 1. Section 14-5503, Arizona Revised Statutes, is amended to
3 read:

4 14-5503. Powers of attorney; requirements; revocation

5 A. An adult, known as the principal, may designate another adult,
6 known as the agent, to make financial or other decisions on that person's
7 behalf by executing a written power of attorney that meets all of the
8 following requirements:

9 1. Contains language that clearly indicates that the person intends
10 to create the power of attorney and clearly identifies the agent.

11 2. Is dated and signed or marked by the principal.

12 3. Is notarized.

13 4. Is witnessed by a person other than the agent, the agent's spouse,
14 ~~or~~ the agent's children OR THE NOTARY PUBLIC.

15 B. In addition to the revocation provisions in section 14-5502, a
16 power of attorney is terminated by the appointment of a conservator unless
17 within thirty days after the agent receives notice of this appointment the
18 agent petitions the court for relief.

19 C. A power of attorney executed in another jurisdiction of the United
20 States is valid in this state if the power of attorney was validly executed
21 in the jurisdiction in which it was created.

1 D. NOTWITHSTANDING SUBSECTION A OF THIS SECTION, THE AGENT MAY WITNESS
2 A POWER OF ATTORNEY EXECUTED BY A MOTOR VEHICLE DEALER, A TITLE SERVICE
3 COMPANY OR THE MOTOR VEHICLE DIVISION OF THE DEPARTMENT OF TRANSPORTATION
4 SOLELY FOR THE PURPOSE OF SELLING A MOTOR VEHICLE OR IN THE PERFORMANCE OF
5 VEHICLE TITLE AND REGISTRATION ACTIVITIES.

6 Sec. 2. Applicability; savings clause

7 A. Section 14-5503, Arizona Revised Statutes, as added by Laws 1995,
8 chapter 287, section 12, applies to all financial powers of attorney executed
9 on or after July 13, 1995.

10 B. A financial power of attorney executed between July 13, 1995 and
11 the effective date of this act that was notarized but not separately
12 witnessed shall be considered as witnessed by the notary public and therefore
13 valid.

APPROVED BY THE GOVERNOR APRIL 20, 1996

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 22, 1996.