



General Assembly

Amendment

February Session, 2026

LCO No. 5639



Offered by:

REP. GILCHREST, 18th Dist.

REP. DATHAN, 142nd Dist.

REP. CASE, 63rd Dist.

To: Subst. House Bill No. 5485

File No. 429

Cal. No. 313

"AN ACT CONCERNING SUPPORTED DECISION-MAKING."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (*Effective from passage*) (a) As used in this section:

4 (1) "Adult" means a natural person who is eighteen years of age or
5 older;

6 (2) "Decision-maker" means an adult who seeks to enter into, or has
7 entered into, a supported decision-making agreement with one or more
8 supporters pursuant to this section;

9 (3) "Supported decision-making" means a process utilized by a
10 decision-maker to retain decision-making authority through assistance
11 from one or more supporters of the decision-maker's choosing to help
12 the decision-maker understand the nature and consequences of
13 potential personal and financial decisions and communicate such

14 decisions;

15 (4) "Supported decision-making agreement" means an agreement
16 entered into by a decision-maker and one or more supporters that (A) is
17 in writing, (B) is dated, (C) is entered into by the decision-maker
18 voluntarily without undue influence or coercion and understanding the
19 nature and effect of the agreement, (D) is signed by the decision-maker,
20 one or more supporters and two identified adult witnesses, and (E)
21 describes the types of decisions that a supporter may help the decision-
22 maker to make; and

23 (5) "Supporter" means a person who is named in a supported
24 decision-making agreement to provide specified person-centered and
25 direct assistance to a decision-maker to gather and access information,
26 make informed decisions and communicate decisions.

27 (b) The House and Senate chairpersons of the joint standing
28 committee of the General Assembly having cognizance of matters
29 relating to human services shall appoint a working group to study and
30 make recommendations concerning supported decision-making,
31 including, but not limited to: (1) Documentation necessary for a
32 decision-maker to conduct financial transactions with the help of a
33 supporter; (2) how a supporter could best assist in conjunction with
34 other legally recognized decision-making authorities who are
35 commonly present in long-term care and other health-care settings; (3)
36 how to protect health information under the Health Insurance
37 Portability and Accountability Act of 1996, P.L. 104-191, educational
38 records under the Family Educational Rights and Privacy Act of 1974,
39 20 USC 1232g, and information protected by 42 USCA 290dd-2 or 42
40 CFR Part 2, as such federal laws or regulations are amended from time
41 to time; (4) methods to protect a decision-maker against a supporter's
42 financial or ethical conflicts of interest; and (5) how a supported
43 decision-making agreement can be used as an alternative to a
44 conservatorship or guardianship.

45 (c) The working group shall be comprised of state-based

46 organizations and individuals, including, but not limited to: (1) Two
 47 representatives each from organizations representing the interests of
 48 financial institutions and hospitals; (2) one representing nursing homes;
 49 (3) one designee of the Probate Court Administrator; (4) one
 50 representing physicians in private practice; and (5) six representing
 51 persons who may benefit from the use of supported decision-making
 52 agreements in making financial, health or other decisions, all of whom
 53 shall serve at the pleasure of the appointing authority. The House and
 54 Senate chairpersons of said committee shall appoint a chairperson of the
 55 working group from among its members and schedule the first meeting
 56 not later than thirty days after the effective date of this section.

57 (d) The working group shall file a report with its recommendations,
 58 in accordance with the provisions of section 11-4a of the general statutes,
 59 not later than December 31, 2026, with the joint standing committees of
 60 the General Assembly having cognizance of matters relating to human
 61 services, government oversight, banking, the judiciary and public
 62 health."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section