

IC 30-5-2

Chapter 2. Definitions

IC 30-5-2-1

Application of definitions

Sec. 1. The definitions in this chapter apply throughout this article.

As added by P.L.149-1991, SEC.2.

IC 30-5-2-2

"Attorney in fact"

Sec. 2. "Attorney in fact" means the person designated to act for the principal under a power of attorney. The term includes any of the following:

- (1) The original attorney in fact.
- (2) A co-attorney in fact.
- (3) A successor attorney in fact.
- (4) A person to whom an attorney in fact has delegated authority.

As added by P.L.149-1991, SEC.2. Amended by P.L.143-2009, SEC.21.

IC 30-5-2-2.3

"Catalogue of electronic communications"

Sec. 2.3. "Catalogue of electronic communications" has the meaning set forth in IC 32-39-1-5.

As added by P.L.137-2016, SEC.9.

IC 30-5-2-2.7

"Content of an electronic communication"

Sec. 2.7. "Content of an electronic communication" has the meaning set forth in IC 32-39-1-6.

As added by P.L.137-2016, SEC.10.

IC 30-5-2-3

"Court"

Sec. 3. "Court" means the court having probate jurisdiction.

As added by P.L.149-1991, SEC.2.

IC 30-5-2-3.5

"Digital asset"

Sec. 3.5. "Digital asset" has the meaning set forth in IC 32-39-1-10.

As added by P.L.137-2016, SEC.11.

IC 30-5-2-4

"Health care"

Sec. 4. "Health care" means any medical care, treatment, service,

or procedure to maintain, diagnose, treat, or provide for the principal's physical or mental well-being. The term includes the providing of nutrition and hydration through intravenous, endotracheal, or nasogastric tubes.

As added by P.L.149-1991, SEC.2.

IC 30-5-2-5

"Health care provider"

Sec. 5. "Health care provider" means the physician who has primary responsibility for treating the principal and any other person administering health care to the principal who is licensed, certified, or otherwise authorized or permitted by law to administer health care in the ordinary course of business or the practice of a profession, including a pharmacist. The term includes an employee or agent of a health care provider.

As added by P.L.149-1991, SEC.2. Amended by P.L.188-1995, SEC.9.

IC 30-5-2-5.5

"Internal Revenue Code"

Sec. 5.5. Notwithstanding IC 1-1-4-4 and IC 6-3-1-11, "Internal Revenue Code" means the Internal Revenue Code of 1986 of the United States as amended from time to time.

As added by P.L.238-2005, SEC.47.

IC 30-5-2-6

"Person"

Sec. 6. "Person" means:

- (1) an individual at least eighteen (18) years of age;
- (2) a corporation;
- (3) a trust;
- (4) a limited liability company;
- (5) a partnership;
- (6) a business trust;
- (7) an estate;
- (8) an association;
- (9) a joint venture;
- (10) a government or political subdivision;
- (11) an agency;
- (12) an instrumentality; or
- (13) any other legal or commercial entity.

As added by P.L.149-1991, SEC.2. Amended by P.L.8-1993, SEC.469; P.L.143-2009, SEC.22.

IC 30-5-2-7

"Power of attorney"

Sec. 7. "Power of attorney" means a writing or other record that grants authority to an attorney in fact or agent to act in place of a

principal, whether the term "power of attorney" is used. The term refers to all types of powers of attorney, including durable powers of attorney, except for the following:

- (1) A power to the extent it is coupled with an interest in the subject of the power, including a power given to or for the benefit of a credit in connection with a credit transaction.
- (2) A proxy or other delegation to exercise voting rights or management rights with respect to an entity.
- (3) A power created on a form prescribed by a government or governmental subdivision, agency, or instrumentality for a governmental purpose.

As added by P.L.149-1991, SEC.2. Amended by P.L.143-2009, SEC.23.

IC 30-5-2-8

"Principal"

Sec. 8. "Principal" means:

- (1) an individual, including an individual acting as a:
 - (A) trustee;
 - (B) personal representative; or
 - (C) fiduciary;
- (2) a corporation;
- (3) a limited liability company;
- (4) a trust; or
- (5) a partnership;

who signs a power of attorney granting powers to an attorney in fact.

As added by P.L.149-1991, SEC.2. Amended by P.L.178-2002, SEC.107.