

HOUSE RESEARCH

Bill Summary

FILE NUMBER: H.F. 239

DATE: February 18, 2015

Version: Delete everything amendment (H0239DE2)

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Subject: Bonds requirements for conservators under the Uniform Probate Code

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Overview

This bill allows the court discretion to set bond amounts for persons serving as the conservator to a ward who has an estate of more than \$10,000 and allows the court to forgo requiring a bond when the assets are held in a protected account that prevents the conservator from accessing the funds.

Section

- 1** **Who may be conservator; priorities.** Removes language related to bond requirements that are now included in section 524.5-416, section 2 of this bill.
- 2** **Terms and requirements of bonds.** Provides discretion for the court to set the amount of a bond necessary to protect the assets of an individual who is subject to a court-ordered conservatorship and allows joint conservators to provide a bond together or provide separate bonds. This section also allows the court to allow a conservator to serve without a bond when there is evidence that the assets of the protected person are held in a manner that prevents access to the assets, however the bond must be ordered if assets outside the protected account are valued at more than \$10,000.

Effective date. This section would be effective the day after final enactment and would allow courts to set bonds according to the provisions of this section immediately.