

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 2527

4
5 By: Representative J. Martin
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For An Act To Be Entitled

9 AN ACT TO REQUIRE A GUARDIAN OF A PERSON TO
10 REPORT THE CONDITION OF HIS OR HER WARD TO THE
11 COURT AT REGULAR INTERVALS; AND FOR OTHER
12 PURPOSES.
13

Subtitle

14 AN ACT TO REQUIRE A GUARDIAN OF A PERSON
15 TO REPORT THE CONDITION OF HIS OR HER
16 WARD TO THE COURT AT REGULAR INTERVALS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 28-65-301 is amended to read as follows:
23 28-65-301. Duties of guardians generally.

24 (a)(1) It shall be the duty of the guardian of the person, consistent
25 with and out of the resources of the ward's estate, to care for and maintain
26 the ward and, if he or she is a minor, to see that he or she is protected,
27 properly trained and educated and that he or she has the opportunity to learn
28 a trade, occupation, or profession.

29 (2) The guardian of the person ~~may~~ shall be required to report
30 the condition of his or her ward to the court, at regular intervals or
31 otherwise, as the court ~~may~~ shall direct.

32 (3) The guardian of the person shall be entitled to the custody
33 of the ward but shall not have the power to bind the ward or his or her
34 property.

35 (b)(1) It shall be the duty of the guardian of the estate:

36 (A) To exercise due care to protect and preserve it;



- 1 (B) To invest it and apply it as provided in this chapter;
- 2 (C) To account for it faithfully;
- 3 (D) To perform all other duties required of him or her by
- 4 law; and
- 5 (E) At the termination of the guardianship, to deliver the
- 6 assets of the ward to the persons entitled to them.
- 7 (2) To the extent applicable, the law of trusts shall apply to
- 8 the duties and liabilities of a guardian of the estate.

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