

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

400R0264

HOUSE JUDICIARY ENGROSSED NO. **HB 1047** - 1/27/2010

Introduced by: The Committee on Judiciary at the request of the Department of Social Services

- 1 FOR AN ACT ENTITLED, An Act to revise certain powers of a conservator.
- 2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:
- 3 Section 1. That § 29A-5-507 be amended to read as follows:
- 4 29A-5-507. A guardianship or conservatorship of a protected person shall terminate ~~upon~~
- 5 ~~the death of the protected person~~, if jurisdiction is transferred to another state, or if ordered by
- 6 the court following a hearing. A guardianship or conservatorship of a protected person shall also
- 7 terminate upon the death of the protected person unless the assets of the conservatorship are less
- 8 than two thousand dollars and the conservator elects to provide notice pursuant to § 29A-5-410
- 9 and obtains court approval to pay the debts and distribute the assets of the protected person to
- 10 the heirs of the protected person pursuant to chapter 29A-2.

