

633.556 Appointment of guardian.

1. If the allegations of the petition as to the status of the proposed ward and the necessity for the appointment of a guardian are proved by clear and convincing evidence, the court may appoint a guardian. If the court appoints a guardian based upon mental incapacity of the proposed ward because the proposed ward is a person with an intellectual disability, as defined in [section 4.1](#), the court shall make a separate determination as to the ward’s competency to vote. The court shall find a ward incompetent to vote only upon determining that the person lacks sufficient mental capacity to comprehend and exercise the right to vote.

2. In all proceedings to appoint a guardian, the court shall consider the functional limitations of the proposed ward and whether a limited guardianship, as authorized in [section 633.635](#), is appropriate.

3. [Section 633.551](#) applies to the appointment of a guardian.

[R60, §1449; C73, §2272; C97, §3219; C24, 27, 31, 35, 39, §12614; C46, 50, 54, 58, 62, §670.2; C66, 71, 73, 75, 77, 79, 81, §633.556]

[97 Acts, ch 178, §6](#); [98 Acts, ch 1100, §79](#); [98 Acts, ch 1185, §10](#); [2002 Acts, ch 1134, §113, 115](#); [2012 Acts, ch 1019, §138](#)

Referred to in [§48A.2](#), [§229.27](#), [§235B.18](#), [§633B.102](#)