

Senate File 2323 - Enrolled

Senate File 2323

AN ACT

RELATING TO THE INITIAL CARE PLAN FOR MINOR AND ADULT
GUARDIANSHIPS AND THE INITIAL PLAN AND INVENTORY FOR
ADULT CONSERVATORSHIPS, AND INCLUDING EFFECTIVE DATE AND
RETROACTIVE APPLICABILITY PROVISIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. REPORTS AND POWERS OF GUARDIANS AND CONSERVATORS
— TRANSITION PROVISIONS.

1. Minor guardianships. Notwithstanding the provisions of section 232D.501, subsection 1, paragraph "a", designating a verified initial care plan be filed by the guardian within sixty days of appointment, for all minor guardianship cases wherein the guardianship was established and the guardian was appointed prior to January 1, 2020, the initial care plan required by section 232D.501, subsection 1, paragraph "a", shall be filed with the previously scheduled annual report.

The annual report must comply with the requirements set forth in section 232D.501, subsection 1, paragraph "a". Guardians appointed prior to January 1, 2020, have continuing authority to perform acts concerning the protected person that were authorized prior to January 1, 2020, through the date of the guardian's previously scheduled annual report.

2. Adult guardianships. Notwithstanding the provisions of section 633.669, subsection 1, paragraph "a", designating an initial care plan be filed by the guardian within sixty days of appointment, for all adult guardianship cases wherein the guardianship was established and the guardian was appointed prior to January 1, 2020, the initial care plan required by section 633.669, subsection 1, paragraph "a", shall be filed with the previously scheduled annual report. The annual report must comply with the requirements set forth in section 633.669, subsection 1, paragraph "a". Guardians appointed prior to January 1, 2020, have continuing authority to perform acts concerning the protected person that were authorized prior to January 1, 2020, through the date of the guardian's previously scheduled annual report.

3. Conservatorships. Notwithstanding the provisions of section 633.670, subsection 1, paragraph "a", and section 633.670, subsection 2, designating an initial plan and inventory be filed within ninety days of appointment, for all conservatorship cases wherein the conservatorship was established and the conservator was appointed prior to January 1, 2020, the initial plan required by section 633.670, subsection 1, paragraph "a", and inventory required by section 633.670, subsection 2, shall be filed with the previously scheduled annual report. The annual report must comply with the requirements set forth in section 633.670, subsection 3, paragraph "a". Conservators appointed prior to January 1, 2020, have continuing authority to perform acts concerning the protected person that were authorized prior to January 1, 2020, through the date of the conservator's previously scheduled annual report.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 3. RETROACTIVE APPLICABILITY. This Act applies retroactively to January 1, 2020.

CHARLES SCHNEIDER
President of the Senate

PAT GRASSLEY
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2323, Eighty-eighth General Assembly.

W. CHARLES SMITHSON
Secretary of the Senate

Approved _____, 2020

KIM REYNOLDS
Governor