

House Study Bill 44 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED JUDICIAL BRANCH
BILL)

A BILL FOR

1 An Act relating to the administration of combined guardianship
2 and conservatorship proceedings.

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

1 Section 1. Section 633.27A, Code 2015, is amended to read
2 as follows:

3 **633.27A Docketing guardianship and conservatorship**
4 **proceedings — applicability of separate reporting requirements.**

5 When a petition is filed for a conservatorship or
6 guardianship, or a combined petition as provided in section
7 633.627, the administration thereof shall be treated as a
8 ~~separate~~ one proceeding, with a ~~separate~~ one docket number,
9 from the date of the filing of the petition. The separate
10 reporting requirements for conservatorships and guardianships
11 shall continue to apply in a combined petition. The clerk
12 shall clearly indicate on the docket whether the proceedings
13 are voluntary or involuntary and whether a guardianship, a
14 conservatorship, or combined.

15 EXPLANATION

16 The inclusion of this explanation does not constitute agreement with
17 the explanation's substance by the members of the general assembly.

18 Under current law, the administration of a combined petition
19 for a conservatorship and a guardianship is treated as separate
20 proceedings with separate docket numbers. This bill amends
21 current law so that a combined petition for a conservatorship
22 and a guardianship is treated as one proceeding, with
23 one docket number. The bill also provides that while a
24 combined petition for a conservatorship and a guardianship is
25 administered in the same proceeding, the separate reporting
26 requirements applicable to conservatorships and guardianships
27 each apply.