

FIRST REGULAR SESSION

# HOUSE BILL NO. 454

91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE MONACO.

Read 1<sup>st</sup> time January 22, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1083L.011

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## AN ACT

To repeal section 475.110, RSMo 2000, relating to the removal of a guardian or conservator, and to enact in lieu thereof one new section relating to the same subject.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 475.110, RSMo 2000, is repealed and one new section enacted in lieu thereof, to be known as section 475.110, to read as follows:

475.110. **1.** When a minor ward has attained the age of fourteen years, the guardian of his **or her** person may be removed on petition of the ward to have another person appointed guardian if it is for the best interests of the ward that such other person be appointed. When the spouse of an incapacitated or disabled person is appointed his **or her** guardian or conservator, such spouse shall be removed as guardian or conservator upon dissolution of his **or her** marriage with the incapacitated or disabled person. A guardian or conservator may also be removed on the same grounds as is provided in section 473.140, RSMo, for the removal of personal representatives.

**2. Notwithstanding subsection 1 of this section, a spouse whose marriage to the ward was dissolved may petition the court to remain as or be reappointed guardian or conservator of the incapacitated or disabled person in accordance with section 475.115.**