

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

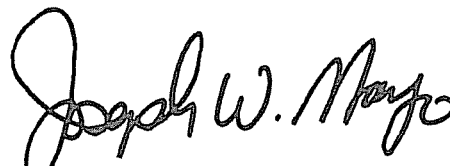
No. 649

H.P. 491

House of Representatives, February 25, 1993

An Act Regarding Priorities in the Probate Code.

Reference to the Committee on Judiciary suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative FARNSWORTH of Hallowell.
Cosponsored by Representative: PARADIS of Augusta.

Be it enacted by the People of the State of Maine as follows:

2 Sec. 1. 18-A MRSA §3-203, sub-§(e), as enacted by PL 1979, c.
4 540, §1, is amended to read:

6 (e) Appointment of one who does not have priority,
8 including priority resulting from renunciation or nomination
10 determined pursuant to this section, may be made only in informal
12 or in formal proceedings. Before appointing one without priority,
14 the judge must determine that those having priority, although
16 given notice of the proceedings, have failed to request
18 appointment or to nominate another for appointment, and that
20 administration is necessary.

STATEMENT OF FACT

18 This bill allows a person who does not have priority to be
20 appointed as a personal representative in informal proceedings.
Current law only allows for appointment of such a person through
formal proceedings.