

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 1366

H.P. 1017

House of Representatives, March 5, 2001

**An Act Concerning Responsibilities of Conservators for Persons With
Disability and Minors.**

Reference to the Committee on Judiciary suggested and ordered printed.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

Presented by Representative BERRY of Belmont.
Cosponsored by Senator PENDLETON of Cumberland and
Representatives: FOSTER of Gray, LOVETT of Scarborough, MacDOUGALL of North
Berwick, MURPHY of Berwick, PEAVEY of Woolwich, WESTON of Montville, Senator:
SAVAGE of Knox.

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

4 **Sec. 1. 18-A MRSA §5-418**, as enacted by PL 1979, c. 540, §1,
is amended to read:

6 **§5-418. Inventory and records**

8 Within 90 days ~~after--his~~ following a conservator's
9 appointment, ~~every~~ the conservator shall prepare and file with
10 the appointing court a complete inventory of the estate of the
protected person together with ~~his~~ the conservator's oath or
12 affirmation that it is complete and accurate so far as ~~he~~ the
conservator is informed. ~~The~~ A conservator shall provide a copy
14 ~~thereof of the completed inventory~~ to the protected person if ~~he~~
the person can be located, has attained the age of 14 years, and
16 has sufficient mental capacity to understand these matters, and
to any parent or guardian with whom the protected person resides.
18 ~~The~~ A conservator shall keep suitable records of ~~his~~ the
conservator's administration and exhibit the same on request of
20 any interested person. A conservator shall also file an annual
report with the court. A conservator that fails, without a good
22 reason, to file a completed inventory with the court commits a
civil violation for which a forfeiture of \$100 per day for
24 failure to file an inventory with the court may be adjudged.

26 **SUMMARY**

28 This bill requires a conservator to file an annual report
30 with the court. It also imposes a fine of \$100 for each day that
a conservator fails to file a completed inventory with the court.
32