

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 921

99TH GENERAL ASSEMBLY

1859H.02C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 473.743 and 473.747, RSMo, and to enact in lieu thereof one new section relating to public administrators.

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

Section A. Sections 473.743 and 473.747, RSMo, are repealed and one new section 2 enacted in lieu thereof, to be known as section 473.743, to read as follows:

473.743. **Upon appointment by the probate court**, it shall be the duty of the public 2 administrator to take into his or her charge and custody the estates of all deceased persons, and 3 the [person and] estates of all minors, and the estates or person and estate of all incapacitated 4 persons in his or her county, in the following cases:

5 (1) When a stranger dies intestate in the county without relations, or dies leaving a will, 6 and the personal representative named is absent, or fails to qualify;

7 (2) When persons die intestate without any known heirs;

8 (3) When persons unknown die or are found dead in the county;

9 (4) When money, property, papers or other estate are left in a situation exposed to loss 10 or damage, and no other person administers on the same;

11 (5) When any estate of any person who dies intestate therein, or elsewhere, is left in the 12 county liable to be injured, wasted or lost, when the intestate does not leave a known husband, 13 widow or heirs in this state;

14 (6) [The persons of all minors under the age of fourteen years, whose parents are dead, 15 and who have no legal guardian or conservator;

16 ——— (7)] The estates of all minors whose parents are dead, or, if living, refuse or neglect to 17 qualify as conservator, or, having qualified have been removed, or are, from any cause,

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 incompetent to act as such conservator, and who have no one authorized by law to take care of
19 and manage their estate;

20 [§8] (7) The estates or person and estate of all disabled or incapacitated persons in his
21 or her county who have no legal guardian or conservator, and no one competent to take charge
22 of such estate, or to act as such guardian or conservator, can be found, or is known to the court
23 having jurisdiction, who will qualify;

24 [§9] (8) Where from any other good cause, the court shall order him to take possession
25 of any estate to prevent its being injured, wasted, purloined or lost;

26 [~~(10) When moneys are delivered to the public administrator from the county coroner;~~
27 ~~(11)~~] (9) The public administrator shall act as trustee when appointed by the circuit court
28 or the probate division of the circuit court.

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2 [473.747. The public administrator shall be ex officio public conservator
3 and shall have charge of all estates of minors that may, by the order of the court,
4 be placed in the public administrator's charge, and in such cases the public
administrator shall be known and designated as public conservator.]

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