

By: Naishtat

H.B. No. 3645

A BILL TO BE ENTITLED

AN ACT

relating to temporary guardianships pending contest.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 1251.052 of the Estates Code is amended to read as follows:

Sec. 1251.052. QUALIFICATION AND DURATION OF CERTAIN TEMPORARY GUARDIANSHIPS. (a) A temporary guardian appointed under Section 1251.051 must qualify in the same form and manner required of a guardian under this title.

(b) The term of a temporary guardian appointed under Section 1251.051 expires:

(1) at the conclusion of the hearing challenging or contesting the application;

(2) on the date a permanent guardian appointed by the court for the proposed ward qualifies to serve as the ward's guardian; or

(3) at the expiration of six months from the date of qualification of the temporary guardian unless it is extended upon court order after a motion to extend is filed and a hearing is held whichever comes first.