

By: Senator(s) Turner

To: Judiciary

SENATE BILL NO. 2340

1 AN ACT TO AMEND SECTION 93-13-17, MISSISSIPPI CODE OF 1972,  
2 TO REVISE THE TERMS OF THE BOND TO BE POSTED BY A GUARDIAN; AND  
3 FOR RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 SECTION 1. Section 93-13-17, Mississippi Code of 1972, is  
6 amended as follows:

7 93-13-17. Every guardian, before he shall have authority to  
8 act, shall, unless security be dispensed with by will or writing  
9 or as hereinafter provided, enter into bond payable to the state,  
10 in an amount not less than the value of all the personal estate;  
11 and the bond shall be recorded and may be put in suit for any  
12 breach of the condition, whether the appointment be legal or not;  
13 and the condition shall be as follows:

14 "The condition of the above obligation is that if the  
15 above bound \_\_\_\_\_, as guardian of \_\_\_\_\_, of \_\_\_\_\_  
16 County, shall faithfully discharge all the duties required of him  
17 by law, then the above obligation shall cease."

18 And the guardian shall also take and subscribe an oath  
19 faithfully to discharge the duties of guardian of the ward  
20 according to law.

21 A guardian need not enter into bond, however, as to such part  
22 of the assets of the ward's estate as may, pursuant to an order of  
23 the court in its discretion, be deposited in any one or more  
24 banking corporations, building and loan associations or savings  
25 and loan associations in this state so long as such deposits are  
26 fully insured, such deposits there to remain until the further

27 order of the court, and a certified copy of the order for deposit  
28 having been furnished the depository or depositories and its  
29 receipt acknowledged.

30 SECTION 2. This act shall take effect and be in force from  
31 and after July 1, 1999.