

House Bill 635

By: Representative Mueller of the 152<sup>nd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 2 of Title 29 of the Official Code of Georgia Annotated, relating to  
2 guardians in general, so as to provide that in selecting a guardian of the property the person  
3 appointed or to be appointed as guardian of the person shall be preferred unless such person  
4 is manifestly unfit to serve as guardian of the property; to provide for applicability; to  
5 provide for related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 2 of Title 29 of the Official Code of Georgia Annotated, relating to guardians in  
9 general, is amended by adding at its end a new Article 4 to read as follows:

10 "ARTICLE 4

11 29-2-100.

12 In selecting a guardian of the property, there shall be a preference for any person who has  
13 been or will be appointed as guardian of the person for the same ward; and the person who  
14 has been or will be appointed as guardian of the person shall also be appointed as guardian  
15 of the property unless such person is manifestly unfit to serve as guardian of the property.  
16 This preference shall apply both with respect to guardians for minors and with respect to  
17 guardians for incapacitated adults. This preference shall apply both with respect to initial  
18 proceedings for appointment of a guardian and with respect to any proceedings for  
19 modification of a guardianship."

20 **SECTION 2.**

21 All laws and parts of laws in conflict with this Act are repealed.