

HOUSE BILL NO. 147  
INTRODUCED BY WHALEN

IN THE HOUSE

JANUARY 13, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
	FIRST READING.
JANUARY 26, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 27, 1989	PRINTING REPORT.
JANUARY 28, 1989	SECOND READING, DO PASS.
JANUARY 30, 1989	ENGROSSING REPORT.
JANUARY 31, 1989	THIRD READING, PASSED. AYES, 94; NOES, 3.
	TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 2, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
	FIRST READING.
MARCH 8, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 9, 1989	SECOND READING, CONCURRED IN.
MARCH 11, 1989	THIRD READING, CONCURRED IN. AYES, 44; NOES, 0.
	RETURNED TO HOUSE.

MARCH 11, 1989

IN THE HOUSE

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 147  
2 INTRODUCED BY Whalen  
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4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THAT A  
5 CUSTODIAL PARENT HAS PRIORITY OVER A NONCUSTODIAL PARENT FOR  
6 APPOINTMENT AS PERSONAL REPRESENTATIVE OF A DECEASED CHILD'S  
7 ESTATE; AND AMENDING SECTION 72-3-502, MCA."

8  
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 72-3-502, MCA, is amended to read:

11 "72-3-502. Priorities for appointment. Whether the  
12 proceedings are formal or informal, persons who are not  
13 disqualified have priority for appointment in the following  
14 order:

15 (1) the person with priority as determined by a  
16 probated will, including a person nominated by a power  
17 conferred in a will;

18 (2) the surviving spouse of the decedent who is a  
19 devisee of the decedent;

20 (3) the custodial parent of a minor decedent;

21 ~~(3)~~(4) other devisees of the decedent;

22 ~~(4)~~(5) the surviving spouse of the decedent;

23 ~~(5)~~(6) other heirs of the decedent;

24 ~~(6)~~(7) public administrator;

25 ~~(7)~~(8) 45 days after the death of the decedent, any

1 creditor."

-End-

APPROVED BY COMMITTEE  
ON JUDICIARY

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