

Introduced by

Judiciary Committee

(At the request of the Supreme Court)

1 A BILL for an Act to amend and reenact subsection 1 of section 30.1-13-03 of the North Dakota  
2 Century Code, relating to priority among persons seeking appointment as personal  
3 representative.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 30.1-13-03 of the North Dakota  
6 Century Code is amended and reenacted as follows:

7 1. Whether the proceedings are formal or informal, persons who are not disqualified have  
8 priority for appointment in the following order:

9 a. The person with priority as determined by a probated will, including a person  
10 nominated by a power conferred in a will.

11 b. The surviving spouse of the decedent who is a devisee of the decedent.

12 c. Other devisees of the decedent.

13 d. The surviving spouse of the decedent.

14 e. ~~The guardian or conservator of the decedent at the time of the decedent's death.~~

15 ~~f.~~ Other heirs of the decedent.

16 f. The guardian or conservator of the decedent at the time of the decedent's death.

17 f.g. A trust company.

18 g.h. Forty-five days after the death of the decedent, any creditor.