

FIRST REGULAR SESSION

# HOUSE BILL NO. 734

## 99TH GENERAL ASSEMBLY

---

INTRODUCED BY REPRESENTATIVE CHIPMAN.

1357H.011

D. ADAM CRUMBLISS, Chief Clerk

---

### AN ACT

To repeal section 473.748, RSMo, and to enact in lieu thereof one new section relating to public administrators, with a penalty provision.

---

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 473.748, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 473.748, to read as follows:

473.748. 1. As used in this section, the terms conservator, guardian, protectee, and ward shall have the same definitions as in section 475.010.

2. Any term, provision, consideration, or covenant in any contract for treatment, goods, or services shall be unenforceable if such term, provision, consideration, or covenant requires a public administrator who is acting as a guardian or conservator to personally pay, assume, or guarantee the debt or account of a ward or protectee.

**3. No public administrator acting as a guardian or conservator shall be required to disclose any personal or financial information including, but not limited to, his or her Social Security number or personal bank account number to any party with which they are contracting on behalf of a ward or protectee.**

**4. A public administrator acting as a guardian or conservator shall not be held personally liable, or act as the guarantor, for the debts of his or her ward or protectee.**

**5. Any person who knowingly violates the provisions of subsection 4 of this section shall be held liable in a civil action for any damage caused to the public administrator's credit by the violation and may be required to pay a fine of up to fifty dollars. Any moneys collected from the fine shall be deposited into the general revenue fund.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17           **6. Upon request, a consumer credit reporting agency shall provide a public**  
18 **administrator a copy of his or her credit report on a quarterly basis at no cost. A**  
19 **consumer credit reporting agency shall remove all references to any debt owed by a ward**  
20 **of the public administrator from the public administrator's credit report. A consumer**  
21 **credit reporting agency may request that the public administrator provide a copy of the**  
22 **order appointing him or her as the public administrator for a ward.**

✓