

**Sixty-sixth Legislative Assembly of North Dakota
In Regular Session Commencing Thursday, January 3, 2019**

SENATE BILL NO. 2070
(Judiciary Committee)
(At the request of the Supreme Court)

AN ACT to amend and reenact subsection 1 of section 30.1-13-03 of the North Dakota Century Code, relating to priority among persons seeking appointment as personal representative.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

1. Whether the proceedings are formal or informal, persons who are not disqualified have priority for appointment in the following order:
 - a. The person with priority as determined by a probated will, including a person nominated by a power conferred in a will.
 - b. The surviving spouse of the decedent who is a devisee of the decedent.
 - c. Other devisees of the decedent.
 - d. The surviving spouse of the decedent.
 - e. Other heirs of the decedent.
 - f. The guardian or conservator of the decedent at the time of the decedent's death.
 - f.g. A trust company.
 - g-h. Forty-five days after the death of the decedent, any creditor.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-sixth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2070.

Senate Vote: Yeas 47 Nays 0 Absent 0

House Vote: Yeas 87 Nays 4 Absent 3

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2019.

Approved at _____ M. on _____, 2019.

Governor

Filed in this office this _____ day of _____, 2019,

at _____ o'clock _____ M.

Secretary of State