

Rule 613.06 Deposit of Funds of Guardianship Estate in Blocked Account

A request to deposit funds of a guardianship estate in blocked accounts may be included in the petition for appointment or made by subsequent petition for the purpose of reducing bond. ~~Form 880, completed and signed by the applicant, should be submitted along with the order granting the petition before the court.~~

If the applicant has reason to believe the minor will be unable to manage his or her own financial affairs upon attaining majority because of mental or physical incapacity, the applicant should file a declaration with the petition explaining the situation. The court may strike the language in the order requiring automatic release to the minor upon attaining majority.

If a minor's estate consists of money only, a guardian of the estate may not be necessary as the funds may be deposited in blocked accounts as set forth in Rule 613.03. However, where a guardian of the estate has been appointed, the deposit of funds of the guardianship estate into blocked accounts does not relieve the guardian of his or her duty to file the inventory. The guardian must file accounts unless the ~~c~~Court has made an order dispensing with accounts pursuant to Probate Code section 2628. ~~However, T~~he court may accept proof of continued deposits, such as submission of all original account statements during the period of accounting, instead of the statutory accounting schedules. If the minor's estate consists entirely of funds which can be deposited in blocked accounts, the guardian may wish to terminate the guardianship of the estate.

~~(Revised effective January 1, 2022; Revised effective July 1, 1993; Revised effective January 1, 2022)~~