

## No. 261

## AN ACT

Amending the act of April 18, 1949 (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the appointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," providing that the parents of a minor may serve as co-guardian of the minor's estate.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: **Fiduciaries Act of 1949.**

Section 1. Section 1012, act of April 18, 1949 (P. L. 512), known as the "Fiduciaries Act of 1949," is amended to read: **Section 1012, act of April 18, 1949, P. L. 512, amended.**

Section 1012. Persons Not Qualified to be Appointed by the Court.—The court shall not appoint as guardian of the estate of a minor any person who is—

(1) Under twenty-one years of age;

(2) A corporation not authorized to act as fiduciary in the Commonwealth;

[4] (3) A parent of the minor, *except that a parent may be appointed a co-guardian with another fiduciary or fiduciaries.*

APPROVED—The 2d day of August, A. D. 1963.

WILLIAM W. SCRANTON

## No. 262

## AN ACT

Providing for a referendum to determine the will of the electorate with respect to calling a constitutional convention; providing for such convention in the event of approval; and providing for submission of a new Constitution to the electors.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: **Constitution and convention.**