Article - Estates and Trusts

[Previous][Next]

§13–220.

(a) The appointment of a guardian terminates when the guardianship terminates under § 13–221 of this subtitle and may be terminated sooner by his death, disability, resignation, or removal.

(b) Termination of appointment of a guardian has the effects provided in this section.

(1) Termination ends the right and power pertaining to the office of guardian. Unless otherwise ordered by the court, a guardian whose appointment has been terminated shall perform acts necessary to protect the estate and deliver the property to the successor guardian.

(2) Subject to the provisions of the Maryland Rules, termination does not discharge a guardian from liability for transactions or omissions occurring before termination, or relieve him of the duty to preserve, account for, and deliver to his successor property subject to his control.

(3) All lawful acts of a guardian before the termination of his appointment shall remain valid and effective.

(c) The death of a guardian or the decree of a court of competent jurisdiction that he is under legal disability shall terminate his appointment. The personal representative of a deceased guardian or the person appointed to protect the estate of a guardian under legal disability shall have the duty to protect property belonging to the estate being administered by the deceased or disabled guardian.

(1) He shall have the power to perform acts necessary for the protection of property.

(2) He shall immediately account for and deliver the property to a successor guardian.

(3) He shall apply immediately to the court for the appointment of a successor guardian to carry on the administration of the estate which was being administered by the deceased or disabled guardian in accordance with the Maryland Rules.

(d) A guardian who desires to resign his office may do so in accordance with the provisions of the same Maryland Rules by which a fiduciary may resign his office.

[Previous][Next]