

## 1999 ASSEMBLY BILL 742

1     **AN ACT to create** 880.24 (3) of the statutes; **relating to:** requiring payment from  
2             a ward's estate of reasonable attorney fees and costs for successful petitioners  
3             in incompetency and guardianship proceedings.

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*Analysis by the Legislative Reference Bureau*

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

4             **SECTION 1.** 880.24 (3) of the statutes is created to read:

5             **880.24 (3) FEES AND COSTS OF PETITIONER.** (a) Except as provided in par. (b),  
6             when a guardian is appointed, the court shall award from the ward's estate payment  
7             of the petitioner's reasonable attorney fees and costs, including those fees and costs,  
8             if any, related to protective placement of the ward, unless the court finds, after  
9             considering all of the following, that it would be inequitable to do so:

10            1. The petitioner's interest in the matter, including any conflict of interest that  
11            the petitioner may have had in pursuing the guardianship.

