



CHAPTER 35A  
ARTICLE 8 - POWERS AND DUTIES OF GUARDIAN OF THE PERSON

N.C.G.S. § 35A-1242.

Status reports for incompetent wards.

|                                                                                    |                                                                                  |                                           |                                                                                              |
|------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|-------------------------------------------|----------------------------------------------------------------------------------------------|
| SOURCE<br>General Statutes of North Carolina, as published by the General Assembly | LAST AMENDMENT IN THIS TEXT<br>S.L. 2023-124, s. 7.12 — third act in the lineage | RETRIEVED<br>21 September 2026, 04:18 UTC | SOURCE FINGERPRINT<br>dfa60a7086638149b1d9a21b - 43e3861f00c436dc14fb05b5 - d54eac617a44a4a1 |
|------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|-------------------------------------------|----------------------------------------------------------------------------------------------|

**§ 35A-1242(a)** Any corporation or disinterested public agent that is guardian of the person for an incompetent person, within six months after being appointed, shall file an initial status report with the clerk and submit a copy of the initial status report to the designated agency, if there is one. Such guardian shall file a second status report with the clerk one year after being appointed, and subsequent reports annually thereafter. The clerk may order any other guardian of the person to file status reports. If a guardian required by this section to file a status report is employed by the designated agency, the guardian shall file any required status report with the clerk and submit a copy of the status report to the designated agency.

- § 35A-1242(a1)** Each status report shall include all of the following:
- (1) A report or summary of recent medical and dental examinations of the ward by one or more physicians and dentists. In instances when the guardian has made diligent but unsuccessful attempts to secure this information, the guardian shall include in the status report an explanation and documentation of all actions taken to attempt to secure this information.
  - (2) A report on the guardian's performance of the duties set forth in this Chapter and in the clerk's order appointing the guardian.
  - (3) A report on the ward's residence, education, employment, and rehabilitation or habilitation.
  - (4) A report of the guardian's efforts to restore competency.
  - (5) A report of the guardian's efforts to seek alternatives to guardianship.

- (6) If the guardian is a disinterested public agent or corporation, a report of the efforts to identify alternative guardians.
- (7) The guardian's recommendations for implementing a more limited guardianship, preserving for the ward the opportunity to exercise rights that are within the ward's comprehension and judgment.
- (8) Any additional reports or information required by the clerk.

**§ 35A-1242(a2)** The guardian may include in each status report additional information pertaining to the ward's best interests.

**§ 35A-1242(b)** Each status report shall be filed (i) under the guardian's oath or affirmation that the report is complete and accurate so far as the guardian is informed and can determine or (ii) with the signature of a disinterested, competent witness to a statement by the guardian that the report is complete and accurate so far as the guardian is informed and can determine. Status reports filed with the signature of a disinterested, competent witness shall include the full name, address, and telephone number of the witness.

**§ 35A-1242(b1)** The clerk shall make status reports submitted by corporations or disinterested public agents available to the Director, or the Director's designee, of the Division of Aging and Adult Services within the Department of Health and Human Services. The Director, or the Director's designee, shall review the status reports in connection with the Department's regular program of oversight for these categories of guardians.

**§ 35A-1242(c)** A clerk or designated agency that receives a status report shall not make the status report available to anyone other than the guardian, the ward, the court, or State or local human services agencies providing services to the ward.

**§ 35A-1242(d)** The clerk, on the clerk's own motion, or any interested party, may file a motion in the cause pursuant to G.S. 35A-1207 with the clerk in the county where the guardianship is filed to request modification of the order appointing the guardian or guardians or for consideration of any matters contained in the status report.

**§ 35A-1242(e)** Every guardian of the person, upon knowledge of a ward's change of residence, shall file a notice of change of ward's address with the court within 30 days. The notice shall include the ward's previous address, the ward's new address, and the date the ward moved to the new address.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I  
3 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

| 1987                            |      | 2005                                   |           | 2023 |
|---------------------------------|------|----------------------------------------|-----------|------|
| TICK HEIGHT = ACTS IN THAT YEAR |      | DASHED = RECODIFICATION, NOT AMENDMENT |           |      |
| Nº                              | YEAR | ACT                                    | CHARACTER |      |
| 01                              | 1987 | c. 550, s. 1                           | ENACTED   |      |
| 02                              | 2014 | S.L. 2014-100, s. 12D.4(b)             | AMENDED   |      |
| 03                              | 2023 | S.L. 2023-124, s. 7.12                 | AMENDED   |      |

APPARATUS II  
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

| REFERENCE     | APPEARS IN | OPERATIVE LANGUAGE IN THIS SECTION |
|---------------|------------|------------------------------------|
| G.S. 35A-1207 | (d)        | "motion in the cause pursuant to"  |

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 35A-1242 (2023).

PINPOINT

N.C. Gen. Stat. § 35A-1242(a) (2023).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

## COLOPHON

## Provenance

This document reproduces the text of one section of the General Statutes of North Carolina from a source file whose SHA-256 digest is printed on every page. The digest fixes the bytes this export was made from; if the State's file changes, the digest will not match.

The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

This is not the official text. The official text is published by the General Assembly of North Carolina.

---

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE  
(1987, c. 550, s. 1; 2014-100, s. 12D.4(b); 2023-124, s. 7.12.)

---

SET IN SPECTRAL AND ARCHIVO  
NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

