

TO ANY ATTORNEY WISHING TO FILE AN APPLICATION FOR GUARDIANSHIP:

RE: Estates Code 1054.201 Certification Required for Attorney Representing an Applicant in a Proposed Guardianship

Please be aware of a change in the Texas Estate Code that became effective on September 1, 2015. As of that date and in accordance with Estates Code 1054.201, all attorneys that represent applicants in a proposed guardianship must be certified by the State Bar of Texas as having completed a course of study in guardianship law and procedure. This certification requires that the attorney have four hours of credit. This requirement is the same as the certification process that an attorney ad litem must have before the Court can appoint them to represent the proposed ward.

Any attorney that files a guardianship application after September 1, 2015 shall submit proof of their certification into the cause file. This proof must be filed before a hearing can be held on the proposed guardianship.

If there are questions concerning this statutory requirement under Estates Code 1054.201, please contact my office.

Thank you,

Lynda Munkres
Morris County Judge