

## IN THE CIRCUIT COURT- 14<sup>TH</sup> JUDICIAL CIRCUIT

**Probate and Guardianship Division – Elijah Smiley Probate Judge** 

IN RE: THE GUARDIAN ADVOCACY OF	Case No.:	
Name of Person with a Developmental Disability		
(Form	•	
ORDER APPOINTING GUARDIAN AD	VOCATE OF THE PERSON ONLY	
-	Appointment of Guardian Advocate(s) of the	
Person, the Court finds that		
with a developmental disability, has a developme	ntal disability of a nature which requires the	
appointment of a Guardian Advocate of the person		
conclusions of law, as required by section 393.12(8	), Florida Statutes:	
1. The nature and scope of the person's lack of decision-making ability are:		
1. The flattic and scope of the person s fac	1. The hardre and scope of the person's lack of decision making domey are.	
2. The exact areas in which the person lack	2. The exact areas in which the person lacks decision-making ability to make informed	
decisions about care and treatment servi	decisions about care and treatment services or to meet the essential requirements for	
his or her physical health and safety are:		
to marry	to vote	
to travel	to seek or retain employment	
to have a driver's license		
to determine his or her residency		
to consent to medical, dental, surgical c	to consent to medical, dental, surgical care and mental health treatment	
to personally apply for government ben		
	al environment or other social aspects of his or	
her life.		

3.	The powers and duties of the Guardian Advocate are:
	to determine residence;
	to consent to medical, dental, and surgical care and mental health treatment;
	to make decisions about the social environment or other social aspects of the person
wi	th a developmental disability's life;
	to act as representative payee of government benefits or to seek such benefits;
	to apply for governmental benefits.
4.	(the person with a
	developmental disability) shall retain all legal rights except those which are
	specifically granted to the Guardian Advocate pursuant to court order.
5.	The Petitioner is selected as Guardian Advocate because:

Without first obtaining specific authority from the Court, as stated in section 744.3725, Florida Statutes, the Guardian Advocate may not:

- a) commit the person with a developmental disability to a facility, institution, or licensed service provider without formal placement proceedings, pursuant to Chapter 393, Florida Statutes;
- b) consent to the participation of the person with a developmental disability in any experimental biomedical or behavior procedure, exam, study, or research;
- c) consent to the performance of a sterilization or abortion procedure on the disabled person;
- d) consent to termination of life support systems provided for the person with a developmental disability;
- e) initiate a petition for dissolution of marriage for the ward; or
- f) exercise any authority over any health care surrogate appointed by any valid advance directive executed by the disabled person, pursuant to Chapter 765, Florida Statutes, except upon further order of this Court.

## CONSIDERED, ORDERED & ADJUDGED:

(Name of Guardian Advocate) is qualified	
to serve as Guardian Advocate of the person and is hereby appointed as Guardian Advocate of the Person of, the person with a developmental disability.	
The Guardian Advocate shall exercise only the rights that the Court has found the disabled person incapable of exercising on his or her own behalf, as outlined herein above. Said rights are hereby removed from the person with a developmental disability and specifically delegated to the Guardian Advocate.	
Upon taking and filing the prescribed oath conditioned on the faithful performance of all duties by the Guardian Advocate, letters of Guardian Advocacy shall be issued.	
<b>DONE AND ORDERED</b> in Panama City, Bay County, Florida, this day of, 20	
Circuit Judge	
pies furnished to:	
Proposed Guardian Advocate	
Next of Kin of the person with a developmental disability, if any	
Health Care Surrogate designated by the person with a developmental disability pursuant to advanced directives, if any	
<ul> <li>Agent appointed by the person with a developmental disability under Durable Power of Attorney, if any</li> </ul>	
Judicial Assistant	