

26-2A-102(e), states as follows:

(e) The custodial parent or parents or an adult custodial sibling of an adult child who is incapacitated by reason of an intellectual disability, may file, in lieu of a petition, a written request to be appointed guardian of his or her adult child or his or her adult sibling in order to continue performing custodial and other parental responsibilities or family responsibilities, or both responsibilities, for the child after the child has passed his or her minority. The court may waive any or all procedural requirements of the Uniform Guardianship Act, including notice and service, and appointments, and interviews. The adult child alleged to be incapacitated shall have had an examination by a physician or other qualified person and furnish a written report of the findings to the court.

Therefore, if you have an adult (over the age of 19) child or sibling that has had an intellectual disability such as autism, down's syndrome, cerebral palsy, etc..., you may file the following form in order to obtain guardianship.

In order to file, you will need the following:

- Request to be Guardian form that is completed and notarized.
- A doctor's letter stating the diagnosis and that a guardianship is needed.
- \$60.00 filing fee

Once these documents are filed, the Court will process the documents. A *Guardian ad Litem* will be appointed to represent the Respondent and a hearing date will be set. You will be notified of that hearing by regular mail.

The *Guardian ad Litem* will be able to charge at the rate of \$150.00 for his or her services and those fees would be added to any final order to be paid by the Petitioner.

Please contact our office should you have further questions, at 256-571-7764.