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| District Court Denver Probate Court  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, Colorado  Court Address:  **In the Interest of:**    **Ward/Protected Person** | COURT USE ONLY Case Number:  Division: Courtroom: |
| FINAL ORDER ACCEPTING GUARDIANSHIP CONSERVATORSHIPIN COLORADO FROM SENDING STATEPURSUANT TO §15-14.5-302, C.R.S. UNIFORM ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT | |

**The court has received the Final Order Confirming Transfer from (state) and:**

**The court appoints the following person as** **Guardian,** **Guardian and Conservator,** **N/A:**

Name:

Street Address:

City: State: Zip Code:

Mailing Address, if different: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City: State: Zip Code:

Primary Phone : Alternate Phone :

Email Address:

**The court appoints the following person as** **Conservator,** **N/A:**

Name:

Street Address:

City: State: Zip Code:

Mailing Address, if different: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City: State: Zip Code:

Primary Phone : Alternate Phone :

Email Address:

**Pursuant to § 15-14.5-302(6), C.R.S., no later than 90 days after issuance of this Order, the court shall**

**determine whether the guardianship and/or conservatorship needs to be modified to conform with Colorado law. Pursuant to § 15-14.5-302(7), C.R.S., in granting the petition for transfer, the court recognizes the guardianship and/or conservatorship order from the other state, including the determination of the ward or protected person’s incapacity and the appointment of guardian and/or conservator.**

**Therefore, the court orders the following:**

1. The guardian and/or conservator must promptly notify the court if the guardian’s and/or conservator’s street address, email address, or phone number changes or of any change of address for the ward and/or protected person.
2. The following shall apply based on the appointment of a guardian:
   1. The guardian may not establish or move the ward’s custodial dwelling outside the State of Colorado without a court order.
   2. The guardian must file the initial Guardian’s Report - Adult (JDF 850) by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (date 60 days from appointment) and must file an Annual Guardian’s Report (JDF 850) by each (date) beginning in (year) for the duration of the guardianship.
   3. The guardian must manage the day-to-day finances for the support, care, education, health and welfare of the ward. The guardian is required to maintain supporting documentation for all receipts and all disbursements during the duration of this appointment. The court further orders the following:

* 1. Medical powers of attorney, whether executed prior to or following the entry of this order, are terminated, except as follows:

* 1. The guardian is authorized to access the ward’s medical records and information. The guardian is deemed to be ward’s personal representative for all purposes relating to ward’s protected health information, as provided in HIPAA, Section 45 CFR 164.502(g)(2).
  2. The guardian does not have the authority to obtain hospital or institutional care and treatment for mental illness, developmental disability, alcoholism or substance abuse against the will of the ward.
  3. If the ward is an “at risk elder” or “at risk adult with an intellectual and developmental disability,” and if the guardian has reasonable cause to believe that the ward has been abused or exploited or is at imminent risk of abuse or exploitation, the guardian is required to make a report to law enforcement within 24 hours after the observation or discovery pursuant to C.R.S. § 18-6.5-108(1)(b)(XII).

1. The following shall apply based on the appointment of a conservator:
   1. The conservator must file for approval with the court a Conservator’s Financial Plan with Inventory (JDF 882) on or before (date within 90 days from appointment). The value of the assets must be reported as of the date of this order.
   2. The conservator must file a Conservator’s Report (JDF 885) with the court each year on or before (date). The time period covered in the report will begin on (date) and end on (date). The conservator is required to maintain all supporting documentation, including receipts and disbursements.
   3. All financial powers of attorney, whether executed prior to or following the entry of this order, are terminated, except as follows:

* 1. The conservator shall:

serve without bond for the following reason(s):

serve with bond in the amount of $ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. The bond must be posted with the Court by

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (date). If bond is posted by a surety, notice of any proceeding must be provided to the surety.

1. Within 30 days of appointment, the guardian and/or conservator must provide a copy of this Final Order to the ward or protected person and persons given notice of the Petition and must advise those persons using Notice of Appointment of Guardian and/or Conservator (JDF 812) that they have the right to request termination or modification of the conservatorship. See §§ 15-14-311 or 15-14-409, C.R.S.

1. Copies of all future court filings must be provided to the following interested persons:

|  |  |
| --- | --- |
| **Name of Interested Person** | **Relationship to Ward/Protected Person** |
|  | Ward/Protected Person |
|  | Spouse or partner in  a civil union |
|  | Adult Children |
|  | Parents |
|  | Guardian |
|  | Conservator |
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1. The court directs the issuance of Letters of Guardianship as follows:

The powers and duties of the guardian are unrestricted.

**OR**

The powers and duties of the guardian are limited by the following restrictions:

1. The court directs the issuance of Letters of Conservatorship as follows:

The conservator may exercise all the powers granted in. § 15-14-425, C.R.S., subject to the exclusions in § 15-14-411, C.R.S. The powers and duties of the conservator are otherwise unrestricted.

**OR**

The powers and duties of the conservator are limited by the following restrictions, if any:

The conservator must not, without prior court order, convey or encumber any real estate owned by the protected person.

To ensure notice of this prohibition, the conservator must record the letters evidencing appointment with the Clerk & Recorder of the County in which such real estate is located. The conservator must provide proof of the recording to the court.

1. **The court further orders:**

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Judge Magistrate