



**SUPERIOR COURT
FOR
SPOKANE COUNTY**

GUARDIANSHIP MONITORING PROGRAM
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GUARDIANSHIP LAW CHANGES EFFECTIVE JANUARY 1, 2022

What happens to the prior laws?

- The laws that apply to adult guardianships prior to 2022, RCW 11.88 and RCW 11.92, will be repealed **(no longer in effect)** on **January 1, 2022**.
- There may be limited circumstances when a court may find that following the new law would substantially interfere with a guardianship proceeding or prejudice **(influence in a negative way)** the rights of a party. The court may consider the prior law in that event.
- Are all existing guardianships under the new law? Yes. The new law applies to all guardianships, no matter when the guardianship case was started.

Terminology Changes

<u>Old Law</u>	→	<u>New Law -Effective 1/1/2022</u>
Incapacitated Person	→	Adult Subject to Guardianship and/or Conservatorship; Respondent/Individual
Guardian of the Person	→	(no change) Guardian of the Person
Guardian of the Estate	→	Conservator
Letters of Guardianship	→	Letters of Office (Extended 60 days to allow for service)
Guardian Ad Litem	→	Court Visitor
Periodic Personal Care Plan (PPCP)	→	Guardian/Conservator Report & Motion*
Order Approving PPCP	→	Order Approving Guardian/Conservator Report
Guardian's Report, Accounting, and Proposed Budget (R&A)	→	Guardian/Conservator Report/Motion & DOS*
Order Approving R&A	→	Order Approving Guardian/Conservator Report

***NEW FORMS ALERT: Motion* to approve Guardian/Conservator's Report AND Declaration of Service (DOS) MUST be SUBMITTED for ALL CASES.**

What does this mean for You?

(OVER)

- The new adult guardianship, conservatorship and other protective arrangements law began on **January 1, 2022.**
- Forms are located on our website: [Guardianship/Conservatorship Forms | Spokane County, WA](#)
- The 2022 annual reports will be new forms (highlighted in yellow on the website). These new forms are mandatory including formatting, single sided, blue or black ink or typed. **PLEASE STAPLE**, DO NOT USE paper or binder clips, original signatures (co-guardians both must sign) are required.
- **ADDITIONALLY, THE NEW FORMS ALERT*: MOTION TO APPROVE GUARDIAN/CONSERVATORS REPORT & DECLARATION OF SERVICE ARE REQUIRED ON ALL CASES. NO EXCEPTIONS!**

Case Number: _____ Case Name: _____

To help with this transition for 2022 only- the Spokane GMP office will be contacting you approximately a month prior to the annual report date with the following information:

_____ Your Annual Due Date

_____ Report Period Covering

Checklist of required information

Name of the New Forms

OLD FORMS:

NEW FORMS:

Periodic Personal Care Plan (PPCP) **OR** Guardian's Report, Accounting and Proposed Budget (R&A)

→ Guardian/Conservator's Report*

Order Approving PPCP **OR** Order Approving Guardian's Report, Accounting & Proposed Budget

→ Order Approving Guardian/Conservator's Report*

Motion to approve Guardian/Conservator's Report*
 Declaration of Service* (This form tells the Court, who you gave all four forms to, when & how.)

***Must Give Person under Guardianship/Conservatorship AND** any other Interested Parties notice of all forms. The Respondent/Individual has 30 days they can object to the forms filed.

CHECK THE WEBSITE FOR ADDITIONAL INFORMATION

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