

INSTRUCTIONS FOR FILING DELEGATION OF POWERS

Pursuant to § 26-2A-7, Code of Alabama, 1975, a parent wishing to give consent to another person for the care of their child, for a temporary period of time, must fill out one of these forms and have the document recorded in the office of the Probate Judge.

The Delegation of Powers by Parent or Guardian form is for parent(s) or guardian(s) to complete. Completing and recording this form gives the designated person(s) any power regarding to the consent to the following: **Health, support, education, or maintenance of the person or property of the minor child or ward.**

- This procedure does not relieve the parent(s) or guardian(s) of legal obligations to the child.
- In order to record the document the form must be **typed** and may not be handwritten.
- The form must be signed in front of a notary public before recording in the office of the Judge of Probate. **No clerk in this office can assist in the preparation of this form.**
- If you do not understand this procedure and do not fill out the forms correctly, it is the suggestion of this office that you seek legal advice in the preparation to insure its accuracy.

THIS DELEGATION IS GOOD FOR ONE (1) YEAR FROM THE DATE OF SIGNING. IF THE DELEGATION IS NEEDED FOR A LONGER PERIOD OF TIME, IT MUST BE RENEWED EVERY YEAR.

IT IS SUGGESTED YOU CHECK WITH THE INSTITUTION OR ORGANIZATION REQUIRING THIS FORM PRIOR TO COMPLETING THIS FORM. THIS DELEGATION IS SUBJECT TO THE RULES AND REGULATIONS OF SCHOOLS, ORGANIZATIONS, MEDICAL AND RECREATIONAL FACILITIES.

**Patrick H. Davenport
Judge of Probate
Houston County, Alabama
462 North Oates Street
Dothan, Alabama 36303**

DELEGATION OF POWERS BY PARENT(S) OR GUARDIAN(S)

KNOW ALL MEN BY THESE PRESENTS, that in accordance with Section 26-2A-7, Code of Alabama, 1975, we _____, (Mother) and _____, (Father), the natural parent(s) of _____, a minor child, whose current age is _____ and whose date of birth is _____, do hereby constitute and appoint _____ and _____, whose address is _____, as GUARDIAN(s) of my/our child, _____.

The named guardian(s) shall have any power regarding to the consent of the following: **Health, support, education, or maintenance of the person or property of the minor child or ward.**

It is my/our intention that the person named above shall have all the powers of the heretofore stated, except the power to consent to marriage or adoption, of said child, for a period not exceeding one year from the date hereof. We further understand that this temporary power of attorney (delegation) of our parental powers does not relieve us of the primary responsibility of our child;

GIVING AND GRANTING unto said person, full power and authority to do, take and perform all and every act and thing whatsoever requisite, proper or necessary to be done, in the exercise of any of the rights and powers herein granted, as fully to all intents and purposes for the benefit of our child, as we might or could do if personally present, hereby ratifying and confirming all that the said person shall lawfully do or cause to be done by virtue of this power of attorney (delegation of powers) and the rights and powers herein granted;

The above Power of Attorney (Delegation of Powers) of the above named person herein granted shall commence and be in full force and effect on the date set forth below; and such powers shall remain in full force and effect until **ONE YEAR** from the date set forth below;

IN WITNESS WHEREOF, we have signed this Power of Attorney (Delegation of Powers) on this the _____ day of _____, _____.

Parent/Guardian

Parent/Guardian

**STATE OF ALABAMA
HOUSTON COUNTY**

_____ and _____
being duly sworn, depose and say that the facts averred in the above acceptance are true
according to the best of their knowledge, information and belief;

SWORN TO AND SUBSCRIBED before me this _____ day of
_____, 20_____.

Notary Public
My Commission Expires: _____

ACCEPTANCE OF APPOINTMENT AS GUARDIAN

We, _____ and _____, the undersigned, who reside in Houston County at the _____ following _____ address: _____ do hereby accept the appointment of GUARDIAN(s) of the person and property of _____, a minor, age _____, under that certain Delegation of Powers executed by _____ and _____, dated the _____ day of _____, 20_____.

We further certify that we will, in our capacity as GUARDIAN(S), comply with and perform our duties in the best interest of the minor child, all in accordance with **SECTION 26-21-7, CODE OF ALABAMA**, and the Delegation of Powers hereinabove mentioned.

Guardian

Guardian

**STATE OF ALABAMA
HOUSTON COUNTY**

_____ and _____
being duly sworn, depose and say that the facts averred in the above acceptance are true according to the best of their knowledge, information and belief;

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20_____.

Notary Public
My Commission Expires: _____