

# Powers of Attorney Research Guide

## Overview

This research guide includes information and resources on powers of attorney. A power of attorney is “an instrument granting someone authority to act as agent or attorney-in-fact for the grantor. An ordinary power of attorney is revocable and automatically terminates upon the death or incapacity of the principal.” (*Black’s Law Dictionary, 11<sup>th</sup> ed.*) The resources listed below are not exhaustive and may not include the most up-to-date information. It is for information purposes only and should not be construed as legal advice or act as the substitute for legal counsel.

## Statutes and Codes

Texas Statutes [www.statutes.capitol.texas.gov](http://www.statutes.capitol.texas.gov)

Estates Code

- Title 2. Estates of Decedents; Durable Powers of Attorney – Subtitle P: Durable Powers of Attorney

## Secondary Resources in Print

**Texas Estate Planning KFT 1340.R4**

- Ch. 4 Ancillary Documents: (both Durable Power of Attorney and Medical Power of Attorney)

**Davis’s Texas Estate Planning Forms KFT 1340.A65 D39 2019**

- Ch. 2 Ancillary Forms (both Durable Power of Attorney and Medical Power of Attorney)

**Texas Practice Series: Texas Elder Law KFT 1280.T4**

- Vol. 51, Ch. 4 Advanced Directives

**Texas Estate Planning KFT 1340.T49**

- Part 4, Ch. 70: Powers of Attorney for Property Management and Health Care

**Texas Practice Guide: Wills, Trusts and Estate Planning KFT 1280.T4931**

- Wills, Trusts, and Estate Planning Vol. 3, Ch. 9 Lifetime Planning

**West’s Legal Forms KF 170.W4**

- Vol. 16, Ch. 4 Powers of a Attorney

**Uniform Laws Annotated KF 165.A5**

- Vol. 8, Part III, Article 5B: Uniform Power of Attorney Act (2006)

## CLE Materials

**Advanced Estate Planning and Probate KFT 1340.A75S7**

- 2018 Ch. 23: Durable Powers of Attorney: Discussing their Rosy Future and Answering Your Thorniest Questions
- 2018 Ch. 24: Quality of Life to the End of Life

**Real Estate Law 101 KFT 1312.A75R22**

- 2015 Ch. 14 Powers of Attorney

## Online Resources

- Sample forms for Power of Attorney <https://www.tarrantcounty.com/en/law-library/forms.html>. The list is in alphabetical order. Scroll down to the letter “P” to find Power of Attorney.

- Texas State Law Library Research Guide  
<https://guides.sll.texas.gov/powers-of-attorney/general-information>
- Texas Health and Human Services Statutory Durable Power of Attorney  
<https://hhs.texas.gov/laws-regulations/forms/miscellaneous/sdpoa-statutory-durable-power-attorney>
- Medical Power of Attorney (texaslawhelp.org)  
<https://texaslawhelp.org/checklist/instructions-and-forms-complete-medical-power-attorney>
- Durable Power of Attorney (Dallas Bar Association)  
<https://texaslawhelp.org/form/statutory-durable-power-attorney-dallas-bar-association>
- Powers of Attorney: Information and Answers  
<https://texaslawhelp.org/article/powers-attorney-information-and-answers>
- Powers of Attorney – Fact Sheet  
<https://texaslawhelp.org/article/powers-attorney-fact-sheet>
- Medical Power of Attorney: Information and Answers to Common Questions  
<https://texaslawhelp.org/article/medical-power-attorney-information-and-answers-common-questions>
- I Want to Allow Another Person to Make Medical Decisions for Me (Medical Power of Attorney)  
<https://www.texaslawhelp.org/guide/i-want-to-allow-another-person-to-make-medical-decisions-for-me-medical-power-of-attorney>
- Power of Attorney and Declaration of Representative (IRS)  
<https://www.irs.gov/forms-pubs/about-form-2848>

**Tarrant County Bar Association Lawyer Referral Service:** 817-336-4101 (\$20 for the first 30 minutes)

## Legal Assistance

### Legal Lines – Ask Attorneys simple legal questions (free service)

- Tarrant County LegalLine Sign-up  
<https://www.tarrantbar.org/>
- Dallas County LegalLine Sign-up  
<https://www.dallasbar.org/index.cfm?pg=legalline>