

Designation of Supported Decision Making Team

Supported Decision-Making is a less restrictive alternative to guardianship where a person with limitations in decision-making (“Designator”) chooses trusted friends, family members, and professionals to help him/her understand the situations and choices he/she faces, so he/she may make his/her own decisions without the need for a guardian. In contrast to guardianship, which is a drastic intervention that can give one person complete authority over another’s life, Supported Decision-Making empowers the Designator to make his/her own decisions with the assistance of a formal or informal network of Supporters.<sup>1</sup>

\_\_\_\_\_ designates the following individuals to assist him/her as his/her Supported Decision-Making Team:

Supporters:	Date Added to Team:	Date Removed from Team:	Initial:
1. _____	_____	_____	_____
2. _____	_____	_____	_____
3. _____	_____	_____	_____
4. _____	_____	_____	_____
5. _____	_____	_____	_____

He/She designates the above individuals to assist him/her in the following types of decisions:

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_

Release of Information

\_\_\_\_\_ agrees/does not agree to release relevant confidential information to his/her Supporters in assisting him/her with decision making. Agreed [  ] Does not agree [  ]

If Agreed, a Supporter must not, without the consent of the Designator, attempt to obtain information that is not reasonably required to assist him/her to make a decision; must not, without the consent of the Designator, use the information for a purpose other than assisting him/her to make a decision under the agreement; must take reasonable care to ensure that the information is kept secure from unauthorized access, use, or disclosure; and must, when the Supporter no longer needs the information to assist him/her to make a decision under the agreement, dispose of it using reasonable care to ensure that it is kept secure from unauthorized access, use, or disclosure.

<sup>1</sup> Brief of Quality Trust for Individuals with Disabilities, AARP, The National Resource Center for Supported Decision-Making, and The Autistic Self Advocacy Network, as Amici Curiae, p. 11, In Re Guardianship of the Person and Estate of Ryan Keith Tonner, (2015)

Effect and Revocation

This agreement takes effect as soon as it is notarized and signed by the Designator and his/her Supporters. This agreement can be revoked at any time by the Designator by written or oral notice to the Supporters. The Designator can remove a Supporter from the Team by entering the "Date Removed from Team" above and placing his/her initials next to it. If a Supporter can no longer assist the Designator in the duties outlined above, they will provide the Designator with at least seven (7) days written notice.

Designation and Oath

Designation:

I hereby designate the undersigned individuals to be Supporters in my Supported Decision Making Team. It is my understanding that my Supporters are resources to me and that I make all final decisions concerning my life. I also understand that I can remove a Supporter from my Team or their access to my confidential information.

\_\_\_\_\_

Print/Sign

\_\_\_\_\_

Date

Supporters Oath:

I hereby agree to act as a Supporter for \_\_\_\_\_. As a Supporter, I agree to assist him/her to make and express a decision; to assist him/her in obtaining relevant information to inform his/her decision making; to advise him/her by explaining relevant information and considerations; to ascertain his/her wishes and decisions and assist his/her in communicating them; endeavor to ensure that his/her decisions are implement; and to be reasonably available to assist him/her when he/she is seeking assistance with decision making. I agree to not exert undue influence upon, nor make decisions on behalf of the above named Designator.

\_\_\_\_\_

Print/Sign

\_\_\_\_\_

Date

\_\_\_\_\_

Print/Sign

\_\_\_\_\_

Date

\_\_\_\_\_

Print/Sign

\_\_\_\_\_

Date

\_\_\_\_\_

Print/Sign

\_\_\_\_\_

Date

State of Maine

Personally appeared the above-named individuals and made oath to the truth of the foregoing statements.

Before me,

\_\_\_\_\_

Notary Public/Attorney