

New York State Unified Courts System Public Access Law Libraries

Legal Research Question? Ask a Librarian

Go to [CourtHelp](#) for Court Forms and FAQs about: Abuse & Harassment • Appeals • Collecting a Judgment • Criminal • Families & Children • Guardianship • Homes & Evictions • Name Change • Problems With Money • Small Claims • When Someone Dies • www.nycourts.gov/courthelp

This handout describes legal research materials available on-line and in print in New York Court Public Access Law Libraries.

The information provided should be considered a starting point in your research and should not be interpreted as a comprehensive review of the subject or issue in question

Guardianship, Article 81 and Power of Attorney Resources

CourtHelp

- [Guardianship of An Incapacitated Adult](#)
- [Help & Resources for Guardians](#)

Statutes and Court Rules

- Special Note: Westlaw's Practice Commentaries serve as legal essays and should serve as the starting point for research.
- Mental Hygiene Law, art 81
- General Obligations Law, art 5, tit 15 Statutory Short Form and Other Powers of Attorney for Financial and Estate Planning
- New York State Statutes Indexes should be checked under the entries: Guardian > Guardian for Personal Needs or Property Management; Power of Attorney

E-books

- Bender's Forms for the Consolidated Laws of New York, General Obligations Law
- Drafting New York Wills and Related Documents
- New York Elder Law. David Goldfarb.
- Tax, Estate & Financial Planning for the Elderly
- Veterans Benefits Manual

LexisAdvance

- Drafting New York Wills and Related Documents, Ch 19 Advance Written Directives for Property and Disposition of the Decedent's Remains
- New York Elder Law
- Tax, Estate & Financial Planning for the Elderly
- Tax, Estate & Financial Planning for the Elderly: Forms and Practice

Westlaw

- Carmody-Wait 2d New York Practice, Ch 109 Proceedings for Appointment of Guardian for Personal Needs and Property Management
- New York Elder Law & Special Needs Practice

Westlaw Practical Law

- Understanding Advance Health Care Directives (NY)
- Understanding Powers of Attorney (NY)

Pattern Jury Instructions

- New York Pattern Jury Instructions – Civil, Div 8 Mental Hygiene Law (Westlaw)

Forms

Art 81

- 21 Bender's Forms for the Civil Practice. MHL Article 81 Proceedings for Appointment of a Guardian for Personal Needs or Property Management (LexisAdvance)
- McKinney's Forms, SCL Mental Hygiene Law Art 81 Commentary and Forms (Westlaw)
- NY Consolidated Laws, Mental Hygiene Law, art 81 (LexisAdvance)

Power of Attorney

- Bender's Forms for the Consolidated Laws of New York, General Obligations Law (LexisAdvance)
- Medina's Bostwick Practice Manual, Ch 91 Power of Attorney (LexisAdvance)
- NY Consolidated Laws, General Obligations Law, art 5, tit 15 annotations (LexisAdvance)
- West's McKinney's Forms Index. Look under entry **Power of Attorney** (Westlaw)

Subject Headings in the Library Catalog

- Older People
- Estate Planning

New York State websites

- [New York State Attorney General](#). Advance Directives: Making Your Wishes Known and Honored.
- [New York State Dept of Health](#). Patients' Rights in New York State.
 - Health Care Proxy Form. New York State Dept of Health
 - Living Will
 - Medical Orders for Life Sustaining Treatment (MOLST)

- Nonhospital Order Not To Resuscitate (DNR Order)

Important Disclosures:

Legal Advice

NY State Court System staff are pleased to provide you with basic legal information of relevance to New York State courts, caselaw, statutory and regulatory materials from standard legal reference sources. Our court employees, however, may not provide legal advice, interpret the law or assist with the processing of specific motions or cases.

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