

# Instructions and Forms to Complete a Medical Power of Attorney

Follow these steps to complete a *Medical Power of Attorney* form.

## Step 1: Read the Disclosure Statement.

Get the *Disclosure Statement* form here:

- Tex. Health and Safety Code § 166.163:  
<http://www.statutes.legis.state.tx.us/Docs/HS/htm/HS.166.htm>  
(<http://www.statutes.legis.state.tx.us/Docs/HS/htm/HS.166.htm>) [1].

Or here:

- <https://www.texmed.org/Template.aspx?id=65#FORM>.  
(<https://www.texmed.org/Template.aspx?id=65#FORM>) [2]

## Step 2: Fill out the Medical Power of Attorney form.

Get the *Medical Power of Attorney* form here:

- ***Medical Power of Attorney - No Witnesses, Signed in front of notary public*** (<https://texaslawhelp.org/form/medical-power-attorney-no-witnesses-signed-notary-public>) [3]

Or Here

- ***Medical Power of Attorney, Two Witnesses*** (<https://texaslawhelp.org/form/medical-power-attorney-two-witnesses>) [4]

### Remember to:

- Complete the form in blue or black ink.
- Name the person you would want to be your agent in the event of your incompetency.
- Write any limitations on the decision-making authority of your agent that you want to include.
- Name any alternate agents if your first choice cannot serve at the time of your incompetency.
- Sign and date the form in front of a notary ~~OR~~ in front of two witnesses.

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Also have the notary or witnesses sign and date the form.

**Step 3: Make copies for your agents and health care providers.**

Keep the original and give a copy of the *Medical Power of Attorney* to your:

- Agent,
- Any alternate agents, and your
- Health care and residential health care provider(s).

Providing these copies helps secure a smooth transition in the event you become incompetent.

**Where can I get help filling out the form?**

Get help filling out the form by talking with your:

- Physician,
- Health care provider,
- Residential health care provider, or
- Lawyer.

**Do I need a lawyer to help me?**

You do not have to have a lawyer, but naming an agent in a power of attorney is an important decision and having legal help can be a good idea. If you decide that you need legal help, there are options.

You can:

- **[Click here \(https://texaslawhelp.org/node/85\)](https://texaslawhelp.org/node/85) [5]** for information lawyer referral services in Texas
- Check our **[Legal Clinic Calendar \(https://texaslawhelp.org/legal-clinic-calendar\)](https://texaslawhelp.org/legal-clinic-calendar) [6]** to learn if there is a free legal clinic in your area.
- Use our directory at **<https://texaslawhelp.org/find-legal-help> (<https://texaslawhelp.org/find-legal-help>) [7]** to find free legal help to qualifying individuals.

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### **Links**

- [1] <http://www.statutes.legis.state.tx.us/Docs/HS/htm/HS.166.htm>
- [2] <https://www.texmed.org/Template.aspx?id=65#FORM>
- [3] <https://texaslawhelp.org/form/medical-power-attorney-no-witnesses-signed-notary-public>
- [4] <https://texaslawhelp.org/form/medical-power-attorney-two-witnesses>
- [5] <https://texaslawhelp.org/node/85>
- [6] <https://texaslawhelp.org/legal-clinic-calendar>
- [7] <https://texaslawhelp.org/find-legal-help>

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