



CHAPTER 35A
ARTICLE 5 - APPOINTMENT OF GUARDIAN FOR INCOMPETENT PERSON

N.C.G.S. § 35A-1215.

Clerk's order; issuance of letters of appointment.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2003-236, s. 2 — second act in the lineage	RETRIEVED 21 September 2026, 04:18 UTC	SOURCE FINGERPRINT 51e9ad0c6d2403a8f586de0d - f90d7c8c816db10f484c1912 - 8b1774884fb48aa0
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- § 35A-1215(a)

When appointing a guardian, the clerk shall enter an order setting forth:

(1) The nature of the guardianship or guardianships to be created and the name of the person or entity appointed to fill each guardianship; and

(2) The powers and duties of the guardian or guardians, which shall include, unless the clerk orders otherwise, (i) with respect to a guardian of the person and general guardian, the powers and duties provided under G.S. 35A, Article 8, and (ii) with respect to a guardian of the estate and general guardian, the powers, and duties provided under G.S. 35A, Article 9 and Subchapter III; and

(3) The identity of the designated agency if there is one.
- § 35A-1215(b)

If the clerk orders a limited guardianship as authorized by G.S. 35A-1212(a), the clerk may order that the ward retain certain legal rights and privileges to which the ward was entitled before the ward was adjudged incompetent. Any order of limited guardianship shall include findings as to the nature and extent of the ward's incompetence as it relates to the ward's need for a guardian or guardians.
- § 35A-1215(c)

The clerk shall issue the guardian or guardians letters of appointment as provided in G.S. 35A-1206.

APPARATUS I
2 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1987		1995	2003
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER
01	1987	c. 550, s. 1	ENACTED
02	2003	S.L. 2003-236, s. 2	AMENDED

APPARATUS II
2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 35A-1212(a)	(b)	"a limited guardianship as authorized by"
G.S. 35A-1206	(c)	"letters of appointment as provided in"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 35A-1215 (2003).

PINPOINT

N.C. Gen. Stat. § 35A-1215(a) (2003).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1987, c. 550, s. 1; 2003-236, s. 2.)

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