Supreme Court of Florida

No. SC2026-0065

IN RE: AMENDMENTS TO FLORIDA PROBATE RULES 5.670 AND PART V.

November 12, 2026

PER CURIAM.

The Florida Bar's Probate Rules Committee proposes amending Florida Probate Rule 5.670 (Termination of Guardianship on Change of Domicile of Resident Ward) and Part V (Forms).[1] Both the Committee and the Court published the proposal for comments and none were received.

We amend the rules as proposed by the Committee. Rule 5.670(d) is amended to add a statutory reference to section 744.524, Florida Statutes (Termination of guardianship on change of domicile of resident ward). Part V is amended to replace the phrase "without prolixity" to "concisely" for ease of understanding

1. We have jurisdiction. Art. V, § 2(a), Fla. Const.; *see also* Fla. R. Gen. Prac. & Jud. Admin. 2.140(b).

and to reference Rule Regulating The Florida Bar 10-2.2 (Form Completion by a Nonlawyer) for instances where the forms are completed by nonlawyers.

Accordingly, we amend the Florida Probate Rules as reflected in the appendix to this opinion. New language is underscored; deleted language is stricken through. The amendments shall become effective on January 1, 2027, at 12:01 a.m.

It is so ordered.

COURIEL, C.J., and LABARGA, MUÑIZ, GROSSHANS, FRANCIS, and BARRIOS, JJ., concur.
TANENBAUM, J., concurs in part and dissents in part with an opinion.

THE FILING OF A MOTION FOR REHEARING SHALL NOT ALTER THE EFFECTIVE DATE OF THESE AMENDMENTS.

TANENBAUM, J., concurring in part and dissenting in part.

As this court does not have the authority to regulate non-lawyers, I dissent from the addition of subdivision (b).

Original Proceeding – Florida Probate Rules

Marve Ann M. Alaimo, Co-Chair, Probate Rules Committee, Naples, Florida, J. Allison Archbold, Co-Chair, Probate Rules Committee, Sarasota, Florida, Michael Alan Sneeringer, Past Chair, Probate Rules Committee, Bonita Springs, Florida; and Joshua E. Doyle, Executive Director, and Heather Savage Telfer, Staff Liaison, The Florida Bar, Tallahassee, Florida,

for Petitioner

APPENDIX

RULE 5.670. TERMINATION OF GUARDIANSHIP ON CHANGE OF DOMICILE OF RESIDENT WARD

(a) – (c) [No Change]

(d) Notice. The Florida guardian of the property must publish a notice as required by law, ~~that states:~~according to section 744.524, Florida Statutes. The notice must state:

(1) – (12) [No Change]

(e) – (h) [No Change]

Committee Notes

Rule History

1977 – 2016 Revision [No Change]

2026 Revision: Committee notes revised. Amended subdivision (d) to reference section 744.524, Florida Statutes.

Statutory References

[No Change]

Rule References

[No Change]

PART V — FORMS

(a) Forms; Generally. The following forms are sufficient for the matters that are covered by them. So long as the substance is expressed ~~without prolixity~~concisely, the forms may be varied to meet the facts of a particular case. The forms are not intended to be part of the rules and are provided for convenience only.

(b) Form Completion by a Nonlawyer. If a nonlawyer is permitted to complete a form in these rules and does so, then the form must contain the information required by Rule Regulating The Florida Bar 10-2.2.