IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF COLUMBIA

IN THE MATTER OF NON- PROFESSIONAL FIDUCIARY EDUATIONAL PROGRAM)))))	Presiding Judge Order Number 19-01
)	

IT IS HEREBY ORDERED:

- 1. The following court appointed non-professional fiduciaries are subject to this Order:
 - a. Any guardian or conservator appointed pursuant to ORS Chapter 125 on or after the effective date of this Order.
 - b. Any personal representative appointed pursuant to ORS Chapter 113 on or after the effective date of this Order.
 - c. Any trustee appointed pursuant to ORS Chapter 130 on or after the effective date of the Order
 - d. Any non-professional fiduciary cited for a deficiency in the handling of fiduciary duties pursuant to the show cause process.
- 2. All non-professional fiduciaries involved in a case described under Section 2 above shall:
 - a. Successfully complete an education class for non-professional fiduciaries with a curriculum as prescribed by the Presiding Judge of Columbia County within ninety (90) days of appointment as fiduciary by the Court; and
 - b. Register for the program no later than fifteen (15) days from appointment as fiduciary by the Court.
- 3. A professional fiduciary, for purposes of this Order, is defined in ORS 125.240(5). Professional fiduciaries are exempt from this Order.
- 4. The Court will send notice and instructions of this requirement to the non-professional fiduciary at the time of appointment as guardian, conservator, or personal representative. The attorney representing a trustee shall provide notice and instruction to the trustee of this requirement.
- 5. Fees for the court-required class shall be considered a cost of administration of the protective proceeding, estate or trust. The fee for the court-required class may be waived or deferred in the Court's discretion, in keeping with the Court's policy of fee waiver and deferrals.

- 6. Upon successful completion of the court-required class, the non-professional fiduciary shall file a certificate of completion with the Court stating the date and time the class was taken as well as the provider of the class.
- 7. Upon a showing of good cause, a non-professional fiduciary may request a waiver of the requirements of this Order. The request must be made by motion, supported by affidavit, and filed within fifteen (15) days of receipt of notice.
- 8. The Court may, in its discretion, require a non-professional fiduciary to retake the class.
- 9. Failure to timely comply with this Order may result in removal of the non-professional fiduciary by the Court.

Dated this 25 th day of March , 2019.

The Honorable Jenefer S. Grant