Due Process Plus

At the very least, probate courts and the attorneys they appoint to represent guardianship respondents must satisfy the requirements of due process of law. But Title II of the Americans with Disabilities Act demands that extra attention and services be provided to litigants with intellectual and developmental disabilities in order to ensure they receive access to justice. Thus, “Due Process Plus” is the best way to describe the advocacy and training standards necessary for probate courts and attorneys to comply with the ADA. Nothing less will do.