

**GUIDELINES FOR MUNIMENT OF TITLE APPLICATIONS
FILED IN DALLAS COUNTY PROBATE COURTS**

EFFECTIVE IMMEDIATELY

Presently, Texas has not adopted a Medicaid-lien approach to Medicaid recovery. Therefore, if a decedent applied for and received Medicaid benefits after March 1, 2005, the State-run Medicaid Estate Recovery Program (MERP) may have a claim for Medicaid recovery and a potential debt against decedent's estate. Consequently, decedent's last will cannot be probated as a Muniment of Title until all debts against the estate are satisfied.

To assist the Probate Courts in making a finding that there are no debts against decedent's estate, the form for Proof of Death and Other Facts must include the following sworn statement:

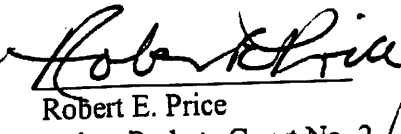
"The Decedent did not apply for and receive Medicaid benefits on or after March 1, 2005."

Additionally, this finding should be reflected in the Court's Order admitting decedent's will as a Muniment of Title.

Signed this 6th day of April, 2009.



Nikki DeShazo
Judge, Probate Court



Robert E. Price
Judge, Probate Court No. 2



Michael E. Miller
Judge, Probate Court No. 3

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