

## Requirements for Executing Estate Planning Documents

<b>Document</b>	<b>Witnesses Required?</b>	<b>Notary Required?</b>	<b>Can You Use an Online Notary?</b>
Wills F.S. 732.502  and  Revocable Testamentary Trust F.S. 736.0403	Two witnesses, signed in the presence of each other and of the principal, can be interested	No, but required for Self-Proof Affidavit	NO – Not until July 1, 2020
Durable Power of Attorney F.S. 709.2105	Two witnesses, can be interested	Yes	NO – Not until July 1, 2020
Designation of Health Care Surrogate F.S. 765.202	Signed in the presence of two witnesses, cannot be the person designated as surrogate, at least one cannot be a spouse or blood relative	No, except Mayo Clinic does require it to be notarized	NO – Not until July 1, 2020
Living Will F.S. 765.302	Signed in the presence of two witnesses, cannot be the person designated as surrogate, at least one cannot be a spouse or blood relative	No, except Mayo Clinic does require it to be notarized	NO – Not until July 1, 2020
Irrevocable Trust	No, unless real property is involved, then it must be signed in the presence of two witnesses	No, unless real property is involved	NO – Not until July 1, 2020
Deed F.S. 689.04	Signed in the presence of two subscribing witnesses	Yes	Yes