

## States Where Separate Probate Courts Handle Wills and Estates

State	Name	Website	Main Statute	Atty Required	Term	Attempts to Abolish	Wills and Estates	Trusts	Guardianship Property	Guardianship Person	Health Commitments	Other
Alabama	Probate		Individual Title 12 - Courts Ch	Varies	Elected 6 yrs	2009 HB123	<a href="https://alison.lis.state.al.us/">https://alison.lis.state.al.us/</a>	x	x	x	x	Adoption
Connecticut	Probate		<a href="https://www.courtsonline.org/courts/ct/ctprob.htm">https://www.courtsonline.org/courts/ct/ctprob.htm</a>	Yes	Elected 4 yrs		x	x	x	x		Termination of Parental Rights
Georgia	Probate		<a href="https://www.courtsonline.org/courts/ga/gaprob.htm">https://www.courtsonline.org/courts/ga/gaprob.htm</a>	Varies	Elected 4 yrs		x	x	x	x		Marriage and Gun Licences
Maine	Probate		<a href="https://www.courtsonline.org/courts/me/meprob.htm">https://www.courtsonline.org/courts/me/meprob.htm</a>	Yes	Elected 4 yrs	2020 HP 478	<a href="https://legislature.maine.gov/docserver/docview.aspx?docid=1111111">https://legislature.maine.gov/docserver/docview.aspx?docid=1111111</a>	x	x	x	x	Adoption
Maryland	Orphans		<a href="https://www.courtsonline.org/courts/md/mdprob.htm">https://www.courtsonline.org/courts/md/mdprob.htm</a>	Varies	Elected 4 yrs		x	x	x*	x*		* Only for children
New York	Surrogate		<a href="https://www.courtsonline.org/courts/ny/nyprob.htm">https://www.courtsonline.org/courts/ny/nyprob.htm</a>	Yes	Elected 4 yrs		x	x				
New Mexico	Probate		<a href="https://www.courtsonline.org/courts/nm/nmprob.htm">https://www.courtsonline.org/courts/nm/nmprob.htm</a>	No	Elected 4 yrs		x	x				Contested cases to district court
Rhode Island	Probate		Individual Title 8 - Courts and	Yes	Appointed municipality		x					Name change, adult adoption
South Carolina	Probate		<a href="https://www.courtsonline.org/courts/sc/scprob.htm">https://www.courtsonline.org/courts/sc/scprob.htm</a>	No	Elected 4 yrs		x	x	x	x		Marriage license
Total Number	9		Attorney Required	3								

### Notes

Georgia: Probate judges in counties with less than 96,000 population do NOT have to be attorneys  
 Maryland: Attorney status required in Baltimore County, Baltimore City and Prince George's County

## States Where Courts of General Jurisdiction Handle Wills and Estates

State	Name	Website	Main Statute	Separate Probate Division	Name
Alaska	Superior Co	<a href="https://www.courtsonline.org/courts/ak/akprob.htm">https://www.courtsonline.org/courts/ak/akprob.htm</a>	Title 22 Chapter 10		
Arizona	Superior Co	<a href="https://www.courtsonline.org/courts/az/azprob.htm">https://www.courtsonline.org/courts/az/azprob.htm</a>	Title 12 § 12-122		
Arkansas	Circuit Cour	<a href="https://www.courtsonline.org/courts/ar/arprob.htm">https://www.courtsonline.org/courts/ar/arprob.htm</a>	Title 28 Chapter 1		Probate Division
California	Superior Co	<a href="https://www.courtsonline.org/courts/ca/caprob.htm">https://www.courtsonline.org/courts/ca/caprob.htm</a>	Probate Code § 70	Yes	
Colorado	District Cour	<a href="https://www.courtsonline.org/courts/co/coprob.htm">https://www.courtsonline.org/courts/co/coprob.htm</a>	Article 6 Section 9		
Delaware	Court of Ch	<a href="https://www.courtsonline.org/courts/de/deprob.htm">https://www.courtsonline.org/courts/de/deprob.htm</a>	Article 4 Section 32		
District of Columbia	Superior Co	<a href="https://www.courtsonline.org/courts/dc/dcprob.htm">https://www.courtsonline.org/courts/dc/dcprob.htm</a>	Title 11	Yes	Office of the Audit Master
Florida	Circuit Cour	<a href="https://www.courtsonline.org/courts/fl/flprob.htm">https://www.courtsonline.org/courts/fl/flprob.htm</a>	Title V Chapter 26	Yes	Probate Division
Hawaii	Circuit Cour	<a href="https://www.courtsonline.org/courts/hi/hiprob.htm">https://www.courtsonline.org/courts/hi/hiprob.htm</a>	Title 32 603 Circuit Courts		
Idaho	District Cou	<a href="https://www.courtsonline.org/courts/id/idprob.htm">https://www.courtsonline.org/courts/id/idprob.htm</a>	Title 1 Chapter 1	Yes	Magistrate Division
Illinois	Circuit Cour	<a href="https://www.courtsonline.org/courts/il/ilprob.htm">https://www.courtsonline.org/courts/il/ilprob.htm</a>	Chapter 705	Yes	Probate Division
Indiana	Superior Co	<a href="https://www.courtsonline.org/courts/in/inprob.htm">https://www.courtsonline.org/courts/in/inprob.htm</a>	Title 33 Article 33	Yes	Some counties have probate division and/or probate magistrates
Iowa	District Cou	<a href="https://www.courtsonline.org/courts/ia/iaprob.htm">https://www.courtsonline.org/courts/ia/iaprob.htm</a>	Chapter 633 Section 10		
Kansas	District Cou	<a href="https://www.courtsonline.org/courts/ks/ksprob.htm">https://www.courtsonline.org/courts/ks/ksprob.htm</a>	Chapter 29 Article 2		
Kentucky	District Cou	<a href="https://www.courtsonline.org/courts/ky/kyprob.htm">https://www.courtsonline.org/courts/ky/kyprob.htm</a>	Chapter 24A 120		
Louisiana	District Cou	<a href="https://www.courtsonline.org/courts/la/laprob.htm">https://www.courtsonline.org/courts/la/laprob.htm</a>	Procedure Art. 1		
Massachusetts	Superior Co	<a href="https://www.courtsonline.org/courts/ma/maprob.htm">https://www.courtsonline.org/courts/ma/maprob.htm</a>	Part III - Courts, Juv	Yes	Department
Minnesota	District Cou	<a href="https://www.courtsonline.org/courts/mn/mnprob.htm">https://www.courtsonline.org/courts/mn/mnprob.htm</a>	Chapter 484		
Mississippi	Chancery C	<a href="https://www.courtsonline.org/courts/ms/msprob.htm">https://www.courtsonline.org/courts/ms/msprob.htm</a>	Title 9 Chapter 5		
Missouri	Circuit Cour	<a href="https://www.courtsonline.org/courts/mo/moprobat.htm">https://www.courtsonline.org/courts/mo/moprobat.htm</a>	Title XXXII Chapter 1	Yes	Probate Division
Montana	District Cou	<a href="https://www.courtsonline.org/courts/mt/mtprob.htm">https://www.courtsonline.org/courts/mt/mtprob.htm</a>	Title 3 Chapter 5 Part 3		
Nebraska	County Cou	<a href="https://www.courtsonline.org/courts/ne/neprob.htm">https://www.courtsonline.org/courts/ne/neprob.htm</a>	Chapter 24		
Nevada	District Cou	<a href="https://www.courtsonline.org/courts/nv/nvprob.htm">https://www.courtsonline.org/courts/nv/nvprob.htm</a>	Chapter 134		
New Hampshire	Circuit Cour	<a href="https://www.courtsonline.org/courts/nh/nhprob.htm">https://www.courtsonline.org/courts/nh/nhprob.htm</a>	<a href="https://www.courts.nh.gov/c">https://www.courts.nh.gov/c</a>	Yes	Probate Division
New Jersey	Superior Co	<a href="https://www.courtsonline.org/courts/nj/njprob.htm">https://www.courtsonline.org/courts/nj/njprob.htm</a>	Title 38 Section 38:2-2 - General authority of Superior Court as to probate matters		
North Carolina	Superior Co	<a href="https://www.courtsonline.org/courts/nc/ncprob.htm">https://www.courtsonline.org/courts/nc/ncprob.htm</a>	Chapter 28A Article 2 - Jurisdiction for Probate of Wills		
North Dakota	District Cour	<a href="https://www.courtsonline.org/courts/nd/ndprob.htm">https://www.courtsonline.org/courts/nd/ndprob.htm</a>	Title 30.1		
Ohio	Court of Co	<a href="https://www.courtsonline.org/courts/oh/ohprob.htm">https://www.courtsonline.org/courts/oh/ohprob.htm</a>	Title 21	Yes	Probate Division
Oklahoma	District Cou	<a href="https://www.courtsonline.org/courts/ok/okprob.htm">https://www.courtsonline.org/courts/ok/okprob.htm</a>	Title 58, Probate Pr	Yes	Probate Division
Oregon	Circuit Cour	<a href="https://www.courtsonline.org/courts/or/orprob.htm">https://www.courtsonline.org/courts/or/orprob.htm</a>	Volume 3 Chapter 1	Yes	Division
Pennsylvania	Court of Co	<a href="https://www.courtsonline.org/courts/pa/paprob.htm">https://www.courtsonline.org/courts/pa/paprob.htm</a>	Title 20 Chapter 7		
South Dakota	Circuit Cour	<a href="https://www.courtsonline.org/courts/sd/sdprob.htm">https://www.courtsonline.org/courts/sd/sdprob.htm</a>	Title 16 Chapter 6		
Utah	District Cou	<a href="https://www.courtsonline.org/courts/ut/utprob.htm">https://www.courtsonline.org/courts/ut/utprob.htm</a>	Article XXIV, Section 9		
Vermont	Superior Co	<a href="https://www.courtsonline.org/courts/vt/vtprob.htm">https://www.courtsonline.org/courts/vt/vtprob.htm</a>	Title 14 Chapter 5	Yes	Probate Division
Virginia	Circuit Cour	<a href="https://www.courtsonline.org/courts/va/vaprob.htm">https://www.courtsonline.org/courts/va/vaprob.htm</a>	Title 64.2		
Washington	Superior Co	<a href="https://www.courtsonline.org/courts/wa/waprob.htm">https://www.courtsonline.org/courts/wa/waprob.htm</a>	Title 2 Chapter 2.08		
West Virginia	Circuit Cour	<a href="https://www.courtsonline.org/courts/wv/wvprob.htm">https://www.courtsonline.org/courts/wv/wvprob.htm</a>	Chapter 41 Article 5		
Wisconsin	Circuit Cour	<a href="https://www.courtsonline.org/courts/wi/wiprob.htm">https://www.courtsonline.org/courts/wi/wiprob.htm</a>	Chapter 851		
Wyoming	District Cou	<a href="https://www.courtsonline.org/courts/wy/wyprob.htm">https://www.courtsonline.org/courts/wy/wyprob.htm</a>	Title 2 Chapter 2		
Total Number	39			13	

## Combination

Texas: These states have both types of courts. For example, in Texas counties with smaller populations, probate matters are handled by courts of general jurisdiction, and larger counties have separate probate courts. The opposite is true for Tennessee. Michigan has two counties with separate probate courts.

Total Number 3

## Orphans' Court Judges in Maryland by County

County	Number of Judges	# Atty Judges	Case Heard By	Attorney Required Y/N
Allegany	3	1	Panel	No
Anne Arundel	3	2	Panel	No
Baltimore	3	n/a	Individual	Yes
Baltimore City	3	n/a	Individual	Yes
Calvert	3	2	Panel	No
Caroline	3	0	Panel	No
Carroll	3	1	Panel	No
Cecil	3	0	Panel	No
Charles	3	0	Panel	No
Dorchester	3	0	Panel	No
Frederick	3	1	Panel	No
Garrett	3	1	Panel	No
Harford	Circuit Court	n/a	Judge	Yes
Howard	Circuit Court	n/a	Judge	Yes
Kent	3	0	Panel	No
Montgomery	Circuit Court	n/a	Judge	Yes
Prince George's	3	n/a	Individual	Yes
Queen Anne's	3	0	Panel	No
Somerset	3	0	Panel	No
St. Mary's	3	0	Panel	No
Talbot	3	1	Panel	No
Washington	3	0	Panel	No
Wicomico	3	0	Panel	No
Worcester	3	1	Panel	No
	63	10		