



*Synopsis of Senate Committee Amendments**

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Legislative Service Commission

Sub. H.B. 130

125th General Assembly
(S. Judiciary, Civil Justice)

The Committee amended the bill as follows:

Generally, modifies the phrase "care, custody, and control" to say "care, *physical* custody, and control."

Removes the requirement that a power of attorney or caretaker authorization affidavit, or a second or subsequent power of attorney or caretaker authorization affidavit, be filed with the Public Children Services Agency and replaces it with a requirement that those documents be filed with the juvenile court of the county in which the attorney in fact or grandparent resides or any other court that has jurisdiction over the child under a previously filed motion or proceeding.

Requires the grandparent to include certain specified information with the power of attorney or caretaker authorization affidavit, including whether or not the grandparent has been convicted of or pleaded guilty to any criminal offense involving any act that results in a child being an abused child or neglected child or previously has been determined, in a case in which a child has been adjudicated an abused child or a neglected child, to be the perpetrator of the abusive or neglectful act that was the basis of the adjudication.

Provides that if the grandparent provides the above-described abused or neglected child information to the court, the court may report that information to the Public Children Services Agency pursuant to R.C. 2151.421, and the Public Children Services Agency must initiate an investigation pursuant to R.C. 2151.421.

Allows the court, if the court has reason to believe that a power of attorney or caretaker authorization affidavit is not in the best interest of the child, to report that information to the Public Children Services Agency and, upon receipt of that information, the Public Children Services Agency must initiate an investigation under R.C. 2151.421.

* This synopsis does not address amendments that may have been adopted on the Senate floor.

Requires the Public Children Services Agency to submit a report of its investigation to the court not later than 30 days after the court reports the information to the Public Children Services Agency or not later than 45 days after the court reports that information when the information that is needed to determine the case disposition cannot be compiled within 30 days and the reasons are documented in the case record.

Requires the court to waive any filing fee imposed for the filing of a power of attorney or caretaker authorization affidavit and provides that those documents may be sent by certified mail.

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