



Ohio Legislative Service Commission

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Fiscal Note & Local Impact Statement

Bill: Sub. H.B. 27 of the 129th G.A.

Date: December 12, 2012

Status: As Reported by Senate Judiciary

Sponsor: Reps. Stautberg and Letson

Local Impact Statement Procedure Required: No

Contents: Adult guardianship

State Fiscal Highlights

- No direct fiscal effect on the state.

Local Fiscal Highlights

LOCAL GOVERNMENT

FY 2013 – FUTURE YEARS

Counties (probate division of courts of common pleas)

Revenues

- 0 -

Expenditures

Potential savings effect

Note: For most local governments, the fiscal year is the calendar year. The school district fiscal year is July 1 through June 30.

- The bill will improve the efficiency of processing certain matters involving guardianships, which means that the probate division of courts of common pleas may realize some savings in their annual operating costs, the magnitude of which is not readily measurable in terms of dollars and cents.

Detailed Fiscal Analysis

The bill changes adult guardianship law by adopting model legislation that establishes a mechanism to transfer adult guardianships to and from Ohio. Specifically, the bill provides procedures for determining the jurisdiction of a probate court in adult guardianship and protective proceedings by establishing the concept of a "home state" and creates a process whereby a guardianship established in another state may be recognized in Ohio. Currently Ohio does not recognize guardianships established in other states, therefore the likely fiscal effect will be to reduce the time and effort that a probate court might otherwise have spent to establish a valid guardianship in Ohio. The bill is likely to reduce the court's annual workload and costs to some degree, with the magnitude dependent upon the number of transfers of guardianship filed.

HB0027SR / th