

**PROPOSED AMENDMENTS TO THE RULES OF SUPERINTENDENCE
FOR THE COURTS OF OHIO**

Comments Requested: The Supreme Court of Ohio will accept public comments until November 6, 2019, on the following proposed amendments to the Rules of Superintendence for the Courts of Ohio.

Comments on the proposed amendments should be submitted in writing to: Children and Families Section, Supreme Court of Ohio, 65 South Front Street, 6th Floor, Columbus, Ohio 43215-3431, or GuardianshipPublicComment@sc.ohio.gov not later than November 6, 2019. Please include your full name and mailing address in any comments submitted by e-mail.

Key to Proposed Amendments:

1. Existing language appears in regular type. Example: text
2. Existing language to be deleted appears in strikethrough. Example: ~~text~~
3. New language to be added appears in underline. Example: text

RULES OF SUPERINTENDENCE FOR THE COURTS OF OHIO

RULE 66.05. Responsibilities of Court Establishing Guardianships.

(A) General responsibilities

The probate division of a court of common pleas that establishes a guardianship shall do ~~both~~ all of the following:

(1) Conduct, or cause to be conducted, a criminal background check of all applicants for appointment as guardian. If the applicant ~~to serve for appointment~~ as a guardian is ~~an~~ a licensed Ohio attorney, the court may accept a certificate of good standing with disciplinary information issued by the Supreme Court in place of a criminal background check.

(2) Require each guardian appointed by the court to execute an affidavit affirming the applicant has no pending criminal charges, has not been convicted of, plead guilty or no contest to any criminal offense, and shall notify the court within seventy-two hours of any change in the information in the affidavit.

(3) Require each guardian appointed by the court to submit to the court information documenting compliance with the guardian qualifications pursuant to Sup.R. 66.06 or 66.07, as applicable.

[Existing language unaffected by the amendments is omitted to conserve space]

24 STATE OF OHIO)
25)
26 COUNTY OF _____) SS: AFFIDAVIT OF GUARDIAN
27 APPLICANT
28

29
30 I, _____ affirm that I have no pending criminal cases and have
31 (Name)
32 not been convicted of, plead guilty or no contest to any criminal offense. I understand that I have
33
34 a duty to notify [Court Name] within seventy-two hours if the information contained herein should
35
36 change.
37

38 _____
39 Signature of Applicant

40
41 SWORN TO, BEFORE ME, and subscribed in my presence, this _____ day of
42 _____, 20____.

43 _____
44 Notary Public / Deputy Clerk