

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

The following amendments to the Rules of Superintendence for the Courts of Ohio (Sup.R. 66.05) were adopted by the Supreme Court of Ohio. The history of these amendments is as follows:

September 19, 2019	Initial publication for public comment
April 13, 2021	Final adoption by conference
June 1, 2021	Effective date of amendments

Key to Adopted Amendments:

1. Unaltered language appears in regular type. Example: text
2. Language that has been deleted appears in strikethrough. Example: ~~text~~
3. New language that has been 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 misdemeanor or felony charges, has not been convicted of or pleaded guilty to any misdemeanor or felony offense, and shall notify the court within seventy-two hours of any change in the information in the affidavit.
- (3) Determine what weight to give to the any pending charges or convictions of misdemeanor or felony offenses as disclosed in the criminal background check or the affidavit.
- (4) 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]

### RULE 99. Effective Date.

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

**(Insert division letter)** The amendments to Sup.R. 66.05, adopted by the Supreme Court of Ohio on April 13, 2021, shall take effect on June 1, 2021.

STATE OF OHIO

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COUNTY OF \_\_\_\_\_

SS:

**AFFIDAVIT OF GUARDIAN APPLICANT**

I, \_\_\_\_\_ affirm the following:  
(Name)

I have no pending misdemeanor or felony cases and have not been convicted of or pleaded guilty to any misdemeanor or felony offense; **OR**

I have pending misdemeanor or felony cases or have been convicted of or pleaded guilty to a misdemeanor or felony offense. *(List below any pending cases or convictions that have not been sealed pursuant to R.C. 2953.31-2953.62.)*

<u>DATE</u>	<u>TYPE OF CHARGE</u>	<u>COURT NAME</u>	<u>PENDING / CONVICTED / PLEADED GUILTY</u>
_____	_____	_____	<input type="checkbox"/> Pending <input type="checkbox"/> Convicted <input type="checkbox"/> Pleased Guilty
_____	_____	_____	<input type="checkbox"/> Pending <input type="checkbox"/> Convicted <input type="checkbox"/> Pleased Guilty
_____	_____	_____	<input type="checkbox"/> Pending <input type="checkbox"/> Convicted <input type="checkbox"/> Pleased Guilty
_____	_____	_____	<input type="checkbox"/> Pending <input type="checkbox"/> Convicted <input type="checkbox"/> Pleased Guilty

I understand that I have a duty to notify \_\_\_\_\_ within seventy-two  
(Court Name)  
hours if the information contained in this affidavit should change.

\_\_\_\_\_  
Signature of Applicant

SWORN TO, BEFORE ME, and subscribed in my presence, on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public / Deputy Clerk

\_\_\_\_\_  
Printed Name of Notary Public

Commission Expiration Date: \_\_\_\_\_  
(Affix seal here)