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# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
and Drafting

Legislative Budget  
Office

H.B. 397  
133<sup>rd</sup> General Assembly

## Fiscal Note & Local Impact Statement

[Click here for H.B. 397's Bill Analysis](#)

**Version:** As Introduced

**Primary Sponsor:** Rep. Galonski

**Local Impact Statement Procedure Required:** No

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### Highlights

- In certain disputes involving the disposition of a deceased person, the bill may curb the filing of a civil action or allow such an action to be disposed of more quickly, which may create some savings effect for the probate courts that adjudicate such matters.
- The bill will have no direct fiscal effect on the state.

### Detailed Analysis

The bill generally gives parental rights of disposition for a deceased adult child to the parent who was the residential parent and legal custodian of the deceased person at the time the deceased person reached the age of majority.

The parental precedence granted under the bill may have the following effects on probate courts that adjudicate disputes involving the disposition of a deceased person: (1) curb the filing of certain civil actions, or (2) expedite their resolution. Presumably, either outcome produces a savings effect on probate courts by reducing, to some degree, their caseload and related annual operating costs. According to the Ohio Judicial Conference, the bill's provisions apply to a very narrow set of circumstances.