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# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
and Drafting

Legislative Budget  
Office

H.B. 405  
134<sup>th</sup> General Assembly

## Fiscal Note & Local Impact Statement

[Click here for H.B. 405's Bill Analysis](#)

**Version:** As Passed by the House

**Primary Sponsors:** Reps. Stewart and Johnson

**Local Impact Statement Procedure Required:** No

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The bill will not have a direct fiscal impact on the state or local subdivisions. The bill clarifies the nature of the appointing authority for boards of county hospital trustees. Current law requires the board of county commissioners “together with” the longest serving probate judge and the longest serving judge of the court of common pleas (other than the probate judge) to appoint the board of county hospital trustees. It is unclear whether this means: (1) the board of county commissioners must cast one vote as a body, thereby totaling three votes or (2) each of the three county commissioners must cast an individual vote, thereby totaling five votes. The bill clarifies it is the latter by specifying the appointing authority is comprised of five votes: one from each of the two judges and one from each of the three county commissioners.

Additionally, regarding charter county hospitals, the bill specifies that: the appointing authority is the county executive, most senior probate judge, and most senior judge other than the probate judge, subject to confirmation by the county council, and the board of hospital trustees consists of ten to 15 members (current law provides a maximum of ten), and two of the board members are not required to be electors of the area served by the hospital. Under current law, the board of county commissioners may provide members of a board of county hospital trustees a stipend or require members to serve without compensation; however, members must be allowed their necessary and reasonable expenses incurred in the performance of their duties. Allowable stipends and expenses are paid out of the funds provided for the county hospital. Thus, a charter county hospital could experience costs if additional board members are added and if stipends are provided or necessary expenses are incurred.<sup>1</sup>

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<sup>1</sup> The MetroHealth System in Cleveland is the only charter county hospital in Ohio.