

HB 88 -- TRANSFER REQUESTS OF COURT CASES BY PUBLIC ADMINISTRATORS

SPONSOR: Gatschenberger

COMMITTEE ACTION: Voted "do pass by consent" by the Committee on Judiciary by a vote of 12 to 0.

This bill allows a public administrator to request the transfer of any case to the jurisdiction of another county by filing a petition for transfer and requires the court to transfer the case if the requirements for venue are met and the administrator of the receiving county consents to the transfer. The receiving county court must appoint its public administrator as successor guardian and/or successor conservator and issue the appropriate letters. In the case of a conservatorship, the final settlement must be filed in the original county within 30 days and forwarded to the receiving county upon audit and approval.

FISCAL NOTE: No impact on state funds in FY 2012, FY 2013, and FY 2014.

PROPOSERS: Supporters say that very few cases are transferred within the state. The bill will allow for an orderly transfer of cases. If the two public administrators agree to move the case, the transfer can take place.

Testifying for the bill were Representative Gatschenberger; Missouri Association of Public Administrators; and Department of Mental Health.

OPPOSERS: There was no opposition voiced to the committee.