

AOS Bulletin 98-005
August 26, 1998

TO: ALL COUNTY COURTS
ALL COURTS OF COMMON PLEAS
ALL JUVENILE COURTS
ALL MAYOR'S COURTS
ALL MUNICIPAL COURTS
ALL CLERKS OF COURTS
ALL COUNTY AUDITORS
ALL BOARDS OF HEALTH
ALL INDEPENDENT PUBLIC ACCOUNTANTS

SUBJECT: CHANGE IN THE TRANSMITTAL DATE FOR CERTAIN MONEY DUE TO THE TREASURER OF STATE (AS MANDATED BY AMENDED SUBSTITUTE HOUSE BILL NUMBER 426, EFFECTIVE JULY 22, 1998).

COUNTY COURTS

The additional filing fees collected during a month by a county court in each new civil action or proceeding, for providing financial assistance to legal aid societies (under section 1907.24 of the Revised Code), shall be transmitted on or before the twentieth day of the following month by the clerk of the court to the Treasurer of State. The legislation changed the date from the first business day of the month to the twentieth.

The county court may continue to retain up to one per cent of the moneys it collects under division (C) of section 1907.24 of the Revised Code to cover administrative costs.

COURTS OF COMMON PLEAS

Moneys collected by a court of common pleas, (under division (C) of section 2303.201 of the Revised Code), for providing financial assistance to legal aid societies shall be transmitted on or before the twentieth day of the following month by the clerk of the court to the Treasurer of State.

The court may continue to retain up to one per cent of the moneys it collects under division (C) of section 2303.201 of the Revised Code to cover administrative costs.

On or before the twentieth day of each month, all moneys collected by a court of common pleas during the preceding month (under division (D) of section 2303.201 of the Revised Code), for the purpose of funding shelters for victims of domestic violence shall be paid by the clerk of the court into the special fund in the county treasury.

Also, moneys collected each month by a court of common pleas (under section 3109.14 of the Revised Code), for the children's trust fund shall be paid on or before the twentieth day of the immediately following month to the Treasurer of State. The county clerk of courts may continue to

retain up to three per cent of the ten dollar divorce or dissolution decree fee for costs directly related to the collection and forwarding of the children's trust fund money to the Treasurer of State.

MUNICIPAL, JUVENILE, MAYOR'S AND OTHER COURTS

Under the provisions of Ohio Revised Code Sections 2743.70 and 2949.091, the court in which any person is convicted of or pleads guilty to any offense other than a traffic offense that is not a moving violation, shall impose either a thirty dollar felony or a nine dollar misdemeanor court cost. All such moneys collected during a month shall be transmitted on or before the twentieth day of the following month by the clerk of the court to the Treasurer of State.

The eleven dollar court cost imposed under Ohio Revised Code Section 2949.091 and sent to the state general revenue fund is also to be transmitted to the Treasurer of State by the clerk of the court on or before the twentieth day of the following month.

BIRTH AND DEATH RECORDS

The director of health, a person authorized by the director, a local commissioner of health or a local registrar of vital statistics are required to charge an "additional fee" of two dollars for each copy of a birth record or for each certification of birth, or for each copy of a death record, (section 3109.14 of the Revised Code). As in the past, up to three per cent of the amount of the additional fee may be used for the costs directly related to the collection and forwarding of the fee. The additional fee collected, but not retained, during each month shall be forwarded no later than the twentieth day of the immediately following month, to the Treasurer of State to the credit of the children's trust fund. This date was changed from the fifth day to the twentieth.

If you have any questions, please contact the Legal Division of the Auditor of State's office at (800) 282-0370.