



## Ohio Revised Code Section 2101.16 Fees.

Effective: April 6, 2017

Legislation: Senate Bill 332 (GA 131)

(A) Except as provided in section 2101.164 of the Revised Code, the fees enumerated in this division shall be charged and collected, if possible, by the probate judge and shall be in full for all services rendered in the respective proceedings:

(1)	Account, in addition to advertising charges	
	_____	\$ 12.00
	_____	
	_____	
	Waivers and proof of notice of hearing on account, per page, minimum one dollar	
	_____	\$ 1.00
	_____	
	_____	
(2)	Account of distribution, in addition to advertising charges	
	_____	\$ 7.00
	_____	
	_____	
(3)	Adoption of child, petition for	
	_____	\$ 50.00
	_____	
	_____	
(4)	Alter or cancel contract for sale or purchase of real property, complaint to	
	_____	\$ 20.00
	_____	
	_____	
(5)	Application and order not otherwise provided for in this section or by rule adopted pursuant to division (E) of this section	



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	_____	\$ 5.00
(6)	Appropriation suit, per day, hearing in	
	_____	\$ 20.00
(7)	Birth, application for registration of	
	_____	\$ 7.00
(8)	Birth record, application to correct	
	_____	\$ 5.00
(9)	Bond, application for new or additional	
	_____	\$ 5.00
(10)	Bond, application for release of surety or reduction of	
	_____	\$ 5.00
(11)	Bond, receipt for securities deposited in lieu of	
	_____	\$ 5.00
(12)	Certified copy of journal entry, record, or proceeding, per page, minimum fee one dollar	
	_____	\$ 1.00
(13)	Citation and issuing citation, application for	
	_____	\$ 5.00
(14)	Change of name, petition for	



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	_____	\$ 20.00
	_____	
(15)	Claim, application of administrator or executor for allowance of administrator's or executor's own	
	_____	\$ 10.00
	_____	
(16)	Claim, application to compromise or settle	
	_____	\$ 10.00
	_____	
(17)	Claim, authority to present	
	_____	\$ 10.00
	_____	
(18)	Commissioner, appointment of	
	_____	\$ 5.00
	_____	
(19)	Compensation for extraordinary services and attorney's fees for fiduciary, application for	
	_____	\$ 5.00
	_____	
(20)	Competency, application to procure adjudication of	
	_____	\$ 20.00
	_____	
(21)	Complete contract, application to	
	_____	\$ 10.00
	_____	
(22)	Concealment of assets, citation for	
	_____	\$ 10.00
	_____	
(23)	Construction of will, complaint for	



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	_____	\$ 20.00
	_____	
	_____	
(24)	Continue decedent's business, application to	
	_____	\$ 10.00
	_____	
	_____	
	Monthly reports of operation	
	_____	\$ 5.00
	_____	
	_____	
(25)	Declaratory judgment, complaint for	
	_____	\$ 20.00
	_____	
	_____	
(26)	Deposit of will	
	_____	\$ 5.00
	_____	
	_____	
(27)	Designation of heir	
	_____	\$ 20.00
	_____	
	_____	
(28)	Distribution in kind, application, assent, and order for	
	_____	\$ 5.00
	_____	
	_____	
(29)	Distribution under section 2109.36 of the Revised Code, application for an order of	
	_____	\$ 7.00
	_____	
	_____	
(30)	Docketing and indexing proceedings, including the filing and noting of all necessary documents, maximum fee, fifteen dollars	
	_____	\$ 15.00
	_____	
	_____	
(31)	Exceptions to any proceeding named in this section, contest of appointment or	



	_____	\$ 10.00
(32)	Election of surviving partner to purchase assets of partnership, proceedings relating to	
	_____	\$ 10.00
(33)	Election of surviving spouse under will	
	_____	\$ 5.00
(34)	Fiduciary, including an assignee or trustee of an insolvent debtor or any guardian or conservator accountable to the probate court, appointment of	
	_____	\$ 35.00
(35)	Foreign will, application to record	
	_____	\$ 10.00
	Record of foreign will, additional, per page	
	_____	\$ 1.00
(36)	Forms when supplied by the probate court, not to exceed	
	_____	\$ 10.00
(37)	Heirship, complaint to determine	
	_____	\$ 20.00
(38)	Injunction proceedings	
	_____	\$ 20.00



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DOCUMENT #303451

(39)	Improve real property, petition to	
	_____ _____ _____	\$ 20.00
(40)	Inventory with appraisalment	
	_____ _____ _____	\$ 10.00
(41)	Inventory without appraisalment	
	_____ _____ _____	\$ 7.00
(42)	Investment or expenditure of funds, application for	
	_____ _____ _____	\$ 10.00
(43)	Invest in real property, application to	
	_____ _____ _____	\$ 10.00
(44)	Lease for oil, gas, coal, or other mineral, petition to	
	_____ _____ _____	\$ 20.00
(45)	Lease or lease and improve real property, petition to	
	_____ _____ _____	\$ 20.00
(46)	Marriage license	
	_____ _____ _____	\$ 10.00
	Certified abstract of each marriage	
	_____ _____ _____	\$ 2.00
(47)	Minor or incompetent person, etc., disposal of estate under twenty-five thousand dollars of	



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	_____	\$ 10.00
(48)	Mortgage or mortgage and repair or improve real property, complaint to	
	_____	\$ 20.00
(49)	Newly discovered assets, report of	
	_____	\$ 7.00
(50)	Nonresident executor or administrator to bar creditors' claims, proceedings by	
	_____	\$ 20.00
(51)	Power of attorney or revocation of power, bonding company	
	_____	\$ 10.00
(52)	Presumption of death, petition to establish	
	_____	\$ 20.00
(53)	Probating will	
	_____	\$ 15.00
	Proof of notice to beneficiaries	
	_____	\$ 5.00
(54)	Purchase personal property, application of surviving spouse to	
	_____	\$ 10.00



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(55)	Purchase real property at appraised value, petition of surviving spouse to	
	_____	\$ 20.00
	_____	
	_____	
(56)	Receipts in addition to advertising charges, application and order to record	
	_____	\$ 5.00
	_____	
	_____	
	Record of those receipts, additional, per page	
	_____	\$ 1.00
	_____	
	_____	
(57)	Record in excess of fifteen hundred words in any proceeding in the probate court, per page	
	_____	\$ 1.00
	_____	
	_____	
(58)	Release of estate by mortgagee or other lienholder	
	_____	\$ 5.00
	_____	
	_____	
(59)	Relieving an estate from administration under section 2113.03 of the Revised Code or granting an order for a summary release from administration under section 2113.031 of the Revised Code	
	_____	\$ 60.00
	_____	
	_____	
(60)	Removal of fiduciary, application for	
	_____	\$ 10.00
	_____	
	_____	
(61)	Requalification of executor or administrator	





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	_____	\$ 10.00
(62)	Resignation of fiduciary	
	_____	\$ 5.00
(63)	Sale bill, public sale of personal property	
	_____	\$ 10.00
(64)	Sale of personal property and report, application for	
	_____	\$ 10.00
(65)	Sale of real property, petition for	
	_____	\$ 25.00
(66)	Terminate guardianship, petition to	
	_____	\$ 10.00
(67)	Transfer of real property, application, entry, and certificate for	
	_____	\$ 7.00
(68)	Unclaimed money, application to invest	
	_____	\$ 7.00
(69)	Vacate approval of account or order of distribution, motion to	
	_____	\$ 10.00
(70)	Writ of execution	



	_____	\$ 5.00
(71)	Writ of possession	
	_____	\$ 5.00
(72)	Wrongful death, application and settlement of claim for	
	_____	\$ 20.00
(73)	Year's allowance, petition to review	
	_____	\$ 7.00
(74)	Guardian's report, filing and review of	
	_____	\$ 5.00
(75)	Mentally ill person subject to court order, filing of affidavit and proceedings for	
	_____	\$ 25.00

(B)(1) In relation to an application for the appointment of a guardian or the review of a report of a guardian under section 2111.49 of the Revised Code, the probate court, pursuant to court order or in accordance with a court rule, may direct that the applicant or the estate pay any or all of the expenses of an investigation conducted pursuant to section 2111.041 or division (A)(2) of section 2111.49 of the Revised Code. If the investigation is conducted by a public employee or investigator who is paid by the county, the fees for the investigation shall be paid into the county treasury. If the court finds that an alleged incompetent or a ward is indigent, the court may waive the costs, fees, and expenses of an investigation.

(2) In relation to the appointment or functioning of a guardian for a minor or the guardianship of a minor, the probate court may direct that the applicant or the estate pay any or all of the expenses of an investigation conducted pursuant to section 2111.042 of the Revised Code. If the investigation is conducted by a public employee or investigator who is paid by the county, the fees for the



investigation shall be paid into the county treasury. If the court finds that the guardian or applicant is indigent, the court may waive the costs, fees, and expenses of an investigation.

(3) In relation to the filing of an affidavit of mental illness for a mentally ill person subject to court order, the court may waive the fee under division (A)(75) of this section if the court finds that the affiant is indigent or for good cause shown.

(C) Thirty dollars of the thirty-five-dollar fee collected pursuant to division (A)(34) of this section and twenty dollars of the sixty-dollar fee collected pursuant to division (A)(59) of this section shall be deposited by the county treasurer in the indigent guardianship fund created pursuant to section 2111.51 of the Revised Code.

(D) The fees of witnesses, jurors, sheriffs, coroners, and constables for services rendered in the probate court or by order of the probate judge shall be the same as provided for similar services in the court of common pleas.

(E) The probate court, by rule, may require an advance deposit for costs, not to exceed one hundred twenty-five dollars, at the time application is made for an appointment as executor or administrator or at the time a will is presented for probate.

(F)(1) Thirty dollars of the fifty-dollar fee collected pursuant to division (A)(3) of this section shall be deposited into the "putative father registry fund," which is hereby created in the state treasury. The department of job and family services shall use the money in the fund to fund the department's costs of performing its duties related to the putative father registry established under section 3107.062 of the Revised Code.

(2) If the department determines that money in the putative father registry fund is more than is needed for its duties related to the putative father registry, the department may use the surplus moneys in the fund as permitted in division (C) of section 2151.3534, division (B) of section 2151.3530, or section 5103.155 of the Revised Code.

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*The Legislative Service Commission presents the text of this section as a composite of the section as amended by multiple acts of the General Assembly. This presentation recognizes the principle stated in R.C. 1.52(B)*



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DOCUMENT #303451

*that amendments are to be harmonized if reasonably capable of simultaneous operation.*