

441—231.12(231E,633) Service fees.

231.12(1) The state office and a local office shall be entitled to reasonable compensation for their public guardianship services as determined by using the following criteria:

- a. Such compensation shall not exceed actual costs.
- b. Collection of fees may be adjusted or waived based upon the ability of the protected person or client to pay, upon whether financial hardship to the protected person or client would result, or upon a finding that collection of such fees is not economically feasible.
- c. The state office may collect a fee from the estate of a deceased consumer.

231.12(2) Fees for guardianship and conservatorship services provided by the state office will be assessed according to the following fee schedule:

Action or Responsibility	Fee
One-time case opening:	
Guardianship	\$200
Conservatorship	\$300
Guardian and conservatorship	\$500
Monthly guardianship and/or conservatorship services.	
Total value of liquid assets:	
\$1,500 - \$9,999	\$100
\$10,000 - \$19,999	\$125
\$20,000 - \$29,999	\$150
\$30,000 - \$39,999	\$175
\$40,000 - \$49,999	\$200
\$50,000 - \$59,999	\$225
\$60,000 - \$69,999	\$250
\$70,000 - \$79,999	\$275
\$80,000 - \$89,999	\$300
\$90,000 - \$99,999	\$325
\$100,000 or above	\$350

231.12(3) Fees for guardianship and conservatorship services provided by a local office will be assessed at the rates established by contract between the state office and a local office. Contracts between the state office and local offices are public records.

231.12(4) Fees for representative payee services will be as established by the federal governmental agency that appoints the representative payee.

231.12(5) Notwithstanding the foregoing, the state office or a local office may collect fees pursuant to court order for other actual, necessary and extraordinary services or expenses, including legal fees. Necessary and extraordinary services or expenses may include but are not limited to services or expenses related to:

- a. Recovering real or personal property or funds belonging to the protected person,
- b. Bringing or defending against a suit or claim on behalf of the protected person,
- c. Challenging the actions or accounting of a prior fiduciary, or
- d. Establishing a trust for the benefit of the protected person.

231.12(6) The state office or a local office may collect fees even when claims of creditors of the consumer may be compromised.

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