



Department of Information and Technology Services
Division of Research and Statistics
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ADULT GUARDIAN/CONSERVATOR CASES FILED FISCAL YEARS 2022-2024 STATEWIDE

August 30, 2024

By

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Statistics Request Overall Description

On July 3, 2023, Research and Statistics received a request for an aggregate report of guardianship/conservatorship cases filed fiscal years (FY) 2022 through 2024 statewide and by county.

CourtNet, which provides a summary of cases statewide, was queried for Disability & Health (H) cases filed statewide by county 7/1/2021 – 6/30/2024 having a document type code of *PDD*, *PEF*, or *AAF*. The presence of a variety of other document codes was also queried so as to exclude cases that are most likely not related to guardianship/conservatorship matters related to adults or in which the case was filed to indicate the transfer of a case from another county.

Descriptions for document type codes queried include:

CODE	DOCUMENT DESCRIPTION
PEF	PETITION FOR EMERGENCY APPOINTMENT OF FIDUCIARY
PDD	PETITION TO DETERMINE IF DISABLED
AAF	APPLICATION FOR APPOINTMENT OF FIDUCIARY

KRS 387.500 *et seq.* provides the process for the appointment of guardians and conservators in disability proceedings. Cases are initiated through the filing of a Petition to Determine Disability ([AOC-740.pdf \(kycourts.gov\)](#)). An Application for the Appointment of Fiduciary ([745.pdf \(kycourts.gov\)](#)) should accompany a Petition to Determine Disability in non-emergency cases.

In emergency situations, a petitioner may initiate a case through the filing of a Petition/Application for Emergency Appointment of Fiduciary for Disabled Persons ([AOC-747.pdf \(kycourts.gov\)](#)). If a petitioner initiates the filing of the case using the emergency process (AOC-747), the petitioner should subsequently file the AOC-740 Petition to Determine Disability.

This query first searches for the cases having *PEF/PDD* documents entered within the case and any additional case that may have an *AAF* as the first document type code entered.

To define adult Guardian/Conservator cases, case type codes used in cases involving a minor were *excluded* from the query. Cases where the age of the defendant was 16 or younger (based on case filing date) were also *excluded*.

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If a case included any of the following documents as the earliest document indicating a petition, complaint, or other case initiation process, the case was excluded from this report:

CODE	DOCUMENT DESCRIPTION
AAM	APPLICATION FOR APPOINTMENT OF FIDUCIARY FOR MINOR
CCF	CIRCUIT COURT FILE
CH	CERTIFICATION FOR 72 HOUR HOSPITALIZATION
CIT	CERT OF QUALIFIED HEALTH PROFESSIONAL INVOLUNTARY TREATMENT (SUBSTANCE USE DISORDER)
DCF	DISTRICT COURT FILE
OTV	ORDER TRANSFERRING VENUE
PAC	PETITION FOR APPOINTMENT OF CURATOR
PAF	PETITION FOR APPOINTMENT OF FIDUCIARY
PCAOT	PETITION FOR COURT ORDERED ASSISTED OUTPATIENT TREATMENT
PCIC	PETITION FOR CRIMINAL INVOLUNTARY COMMITMENT
PHDIT	PET TO SET HEARING TO DETERMINE INVOL PARTICIPATION OF TREATMENT OF HOSPITALIZED PERSON
PIA	PETITION FOR INVOLUNTARY ADMISSION
PIH	PETITION FOR INVOLUNTARY HOSPITALIZATION
PIHAD	VERIFIED PETITION FOR 60/360 DAY INVOLUNTARY TREATMENT (SUBSTANCE USE DISORDER)
PIT	PETITION FOR INVOLUNTARY TREATMENT
PRFP	PETITION/MOTION FOR REMOVAL OF FIREARM PROHIBITION
PRFS	PETITION TO REGISTER FOREIGN SUPPORT ORDER
PRMT	PETITION FOR RELIEF, MODIFICATION OR TERMINATION
RTRF	RECORD TRANSFERRED FROM ANOTHER COURT / AGENCY

Finally, cases with case disposition type codes associated with involuntary hospitalization¹ were *excluded* from the query:

CODE	DISPOSITION DESCRIPTION
72H	72 HOUR COMMITMENT
60D	60 DAY COMMITMENT
360D	360 DAY COMMITMENT

Statistical Report (24_RS3055)

Statistical Report 24_RS3055 includes adult guardian/conservator cases filed statewide FY 22-24 and classifies the cases by using the process described above and uses the following hierarchy:

- If a *Petition for the Emergency Appointment of a Fiduciary (PEF)* exists within the case, the case is counted as Cases with PEF.

¹ Although an adult ward may be subject to involuntary commitment/hospitalization proceedings, these case disposition types are inconsistent with the initial determination of disability under KRS 387.500 *et seq*.

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- If *Petition to Determine Disability (PDD)* exists within the case and does not have a *Petition for the Emergency Appointment of a Fiduciary (PEF)*, the case was counted as Cases with PDD and No PEF.
- If the case has neither the document type codes of *PEF/PDD*, the case was counted as Unable to Determine Petition Type.

Page 1: Provides an aggregate count of guardian/conservator cases filed statewide and is sorted by petition categories described above.

Pages 2-6: Provides the aggregate counts of cases filed in each county and is sorted by petition categories described above.

Statistical Analysis Considerations:

- Data is provided from the CourtNet database.
- Data presented is a snapshot in time as of the date the data was queried.
- Transfers, whether transferred between counties within the state or transferred from out of state, are *excluded* from this report.
- The Case Type Codes GCADLT, CONSWA, GCJUV and CONSWA were implemented January 1, 2021, in conjunction with the creation of the Civil Cover Sheet to differentiate matters of guardianship and conservatorship among petitions involving the determination of disability. Prior to this implementation, the case type code GC and DIS was used for all cases of this type. These codes are still occasionally used in newer cases.
- Cases where the defendant/child’s age was less than 17 years as of the case filing date **are excluded**. **Note:** 689 petitions had no date of birth entered, thus age could not be determined. However, these petitions *are included* in the cases presented in this report.

Data Variables Requested

Database	Data Variable	Description				
CourtNet	Fiscal Year (FY)	The fiscal year is July 1 through June 30 and is based on the case filing date. This report includes fiscal years 2022 through 2024.				
	Case Filing Date	The date the case was filed.				
	County	The county in which the case was filed.				
	Case Number Type	The case number type is a type indicated by a code within the case number. For instance, 17-H-00041-001 would be a case filed during 2017 within a county, with “H” indicating a Disability & Health case. Additionally, cases filed for the same defendant is assigned the same case number along with the next subsequent trailer number.				
	Case Type	Case Type is identified by a code entered in the case management system to classify a case. It provides a more specific classification of a case than Case Number Type. The case types associated with Disability cases include:				
		<table border="1" style="width: 100%;"> <thead> <tr> <th>Code</th> <th>Case Type Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> </tr> </tbody> </table>	Code	Case Type Description		
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		GCADLT	GUARDIANSHIP – ADULT
		GC	GUARDIAN/CONSERVATOR
		DIS	DISABILITY PROCEEDINGS
		CONVA	CONSERVATORSHIP/TRUSTEESHIP - ADULT
		These case types were excluded:	
		Code	Case Type Description
		GCIJUV	GUARDIANSHIP - JUVENILE
		CONSVJ	CONSERVATORSHIP/TRUSTEESHIP - JUVENILE
		Certain case type codes are typically associated with certain Case Number Types, but data entry in KYCourts does not guarantee these associations. In cases of entry error or when a case is filed under the wrong case type, inappropriate case type codes may be matched to case numbers.	
	Document Type	The type of document counted, indicated by Document Type Code (see descriptions above).	

Disclaimer Associated with KCOJ/AOC Database(s) and Element(s)

RESEARCH AND STATISTICS DISCLAIMER

Information received from KYCourts/CourtNet is subject to change(s), reprogramming, modification(s) of format and availability at the direction of the Administrative Office of the Courts (AOC), and may not at any particular moment reflect the true status of court cases due to ordinary limitation(s), delay(s) or error(s) in the system’s operation. The KYCourts/CourtNet database is not a real-time system. All datasets are a snapshot of case data at the time a query is run. Case counts are not counts of individuals as some persons may have multiple cases.

The AOC disclaims any warranties as to the validity of the information obtained from KYCourts/CourtNet. The recipient is solely responsible for verifying information received from KYCourts/CourtNet through the cross-referencing of official court records. The AOC shall not be liable to the recipient, or to any third party using the system or information obtained therefrom, for any damages whatsoever arising out of the use of KYCourts/CourtNet.



ADMINISTRATIVE OFFICE OF THE COURTS
Research and Statistics
Adult Guardian/Conservator Cases Filed FY 22 - 24 Statewide
By Petition Type Group

	FY 2022	FY 2023	FY 2024	Grand Total
Cases with PEF	2,723	2,753	2,660	8,136
Cases with PDD No PEF	1,639	1,596	1,765	5,000
Unable to Determine Petition Type	5	7	7	19
Grand Total	4,367	4,356	4,432	13,155

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ADAIR	17	1		18	23			23	19		19	60
ALLEN	19	11		30	25	8		33	21	7	28	91
ANDERSON	8	4		12	8			8	17	7	24	44
BALLARD	2	2		4	4	4		8	9	1	10	22
BARREN	43	6	1	50	41	3		44	38		38	132
BATH	15			15	15			15	11		11	41
BELL	32	7		39	23	3		26	21	4	25	90
BOONE	40	31	1	72	42	34		76	34	34	68	216
BOURBON	15	6		21	12			12	8	8	16	49
BOYD		80		80	1	59		60	2	88	90	230
BOYLE	23	10		33	32	4	1	37	19	10	29	99
BRACKEN	8	1		9	6	3		9	4	4	8	26
BREATHITT	20	28		48	22	26		48	25	33	58	154
BRECKINRIDGE	16			16	11	7		18	6	1	7	41
BULLITT	55	12		67	26	13		39	10	22	32	138
BUTLER	11	2		13	7	8		15	12	6	18	46
CALDWELL	8	2		10	6	4		10	8	3	11	31
CALLOWAY	16	26		42	19	23		42	16	26	42	126
CAMPBELL	38	11		49	36	16		52	46	11	57	158
CARLISLE	5	4		9	1	4		5	4	3	7	21
CARROLL	5	9		14	5	3		8	9	2	11	33
CARTER	34	1		35	33	1		34	37		37	106
CASEY	1	4		5	1	9		10	3	16	19	34
CHRISTIAN	39	48		87	36	58		94	34	67	101	282
CLARK	16	31		47	39	30		69	32	35	67	183

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CLAY	36	2		38	29	1		30	45	2		47	115
CLINTON	13	1		14	15			15	15			15	44
CRITTENDEN	16	3		19	5	4		9	11	1		12	40
CUMBERLAND	10	5		15	3	1		4	5	4		9	28
DAVIESS	116	9		125	100	31		131	79	50		129	385
EDMONSON	11	7		18	7	10		17	3	3		6	41
ELLIOTT	8	1		9	11			11	4			4	24
ESTILL	17	3		20	19	5		24	18	8		26	70
FAYETTE	80	89		169	93	95		188	91	111		202	559
FLEMING	12	5		17	16	1		17	16	2		18	52
FLOYD	69	3		72	80	4		84	81	8		89	245
FRANKLIN	21	29	1	51	33	29	2	64	23	29	4	56	171
FULTON	9	1		10	5	1	1	7	4	1		5	22
GALLATIN	6	5		11	9	10		19	7	7		14	44
GARRARD	15	4		19	9	6		15	6	5		11	45
GRANT	5	5		10	9	5		14	5	17		22	46
GRAVES	8	26		34	4	25		29	4	15		19	82
GRAYSON	45			45	32			32	41	2		43	120
GREEN	6	2		8	10	1		11	5	2		7	26
GREENUP	9	42		51	26	46		72	44	58		102	225
HANCOCK	4	1		5	12	1		13	9	6		15	33
HARDIN	36	44		80	52	32		84	37	40		77	241
HARLAN	31	39		70	42	28		70	29	9		38	178
HARRISON	4	2		6	6	5		11	3	7		10	27
HART	19	1		20	21	2		23	6	12		18	61

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HENDERSON	29	9		38	33	12		45	27	13	1	41	124
HENRY	1	10		11	1	15		16	4	14		18	45
HICKMAN	5	11		16	7	6		13	4	3		7	36
HOPKINS	24	46		70	20	31		51	31	41		72	193
JACKSON	28	5		33	18	4		22	19	2		21	76
JEFFERSON	118	329		447	179	283		462	169	301		470	1,379
JESSAMINE	19	3		22	29	13		42	35	11		46	110
JOHNSON	64			64	48	6		54	58			58	176
KENTON	42	111		153	44	101		145	47	101		148	446
KNOTT	24	3		27	18	4		22	19	6		25	74
KNOX	75	1		76	75	4		79	74	2		76	231
LARUE	9			9	12	2		14	4	9		13	36
LAUREL	64	12		76	62	8		70	73	17		90	236
LAWRENCE	26		1	27	15			15	17			17	59
LEE	8	6		14	4	9		13	13	9		22	49
LESLIE	15	2		17	11	1		12	16	2		18	47
LETCHER	60	3		63	39	3		42	48	7		55	160
LEWIS	11	3		14	13	3		16	11	6		17	47
LINCOLN	25			25	19	1		20	16	2		18	63
LIVINGSTON	5	3		8	10			10	3		1	4	22
LOGAN	17	14		31	10	17		27	12	12		24	82
LYON	7			7	7	1		8	8			8	23
MADISON	39	31		70	41	44	1	86	34	47		81	237
MAGOFFIN	14	3		17	14	7		21	14	5		19	57
MARION	3	5		8	9	5		14	8	10		18	40

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MARSHALL	24	7		31	34	15		49	23	13		36	116
MARTIN	22			22	17	1		18	19			19	59
MASON	27	4		31	19	6		25	7	4		11	67
MCCRACKEN	55	8		63	48	4		52	56	19		75	190
MCCREARY	16	2		18	14	3		17	8	4		12	47
MCLEAN	12	4		16	11	2		13	6	6		12	41
MEADE	12			12	18			18	21			21	51
MENIFEE	6	2		8	10			10	16	2		18	36
MERCER	17	7		24	21	6		27	22	3		25	76
METCALFE	5	1		6	5	1		6	8	5		13	25
MONROE	25	1		26	11			11	11			11	48
MONTGOMERY	21	10		31	26	12	1	39	24	13		37	107
MORGAN	12	4		16	13	1		14	6	1		7	37
MUHLENBERG	76	12		88	68	13	1	82	67	13		80	250
NELSON	13	15		28	13	18		31	21	11		32	91
NICHOLAS	2	1		3	4	1		5	3	2		5	13
OHIO	36	9		45	37	19		56	31	14		45	146
OLDHAM	6	19		25	4	15		19	8	17		25	69
OWEN	3	5		8	1	2		3	3	1		4	15
OWSLEY	5	1		6	10	1		11	14	1		15	32
PENDLETON	5	4		9	5	2		7	4	6		10	26
PERRY	42	20		62	45	22		67	42	13		55	184
PIKE	97	1		98	86			86	101	2		103	287
POWELL	19	27		46	18	21		39	20	24		44	129

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PULASKI	31	20		51	34	25		59	31	25		56	166
ROBERTSON		3		3	1	2		3	1	2		3	9
ROCKCASTLE	31	30		61	26	6		32	22	11		33	126
ROWAN	26			26	28	4		32	22	3		25	83
RUSSELL	18	2		20	23	2		25	25	1		26	71
SCOTT	13	17		30	8	25		33	13	27		40	103
SHELBY	3	12	1	16	3	22		25	7	19		26	67
SIMPSON	15	5		20	13	3		16	9	2		11	47
SPENCER	5	9		14	5	8		13	9	5	1	15	42
TAYLOR	14	10		24	10	10		20	3	15		18	62
TODD	7	7		14	10	2		12	11	2		13	39
TRIGG	13	4		17	15	2		17	10	2		12	46
TRIMBLE	2	3		5	2	3		5		3		3	13
UNION	12	1		13	15	3		18	17	6		23	54
WARREN	43	44		87	73	47		120	41	51		92	299
WASHINGTON	3	8		11	5	4		9	3	3		6	26
WAYNE	14			14	13			13	8			8	35
WEBSTER	3	7		10	5	11		16	12	4		16	42
WHITLEY	69	1		70	54	1		55	59			59	184
WOLFE	12	2		14	9			9	12			12	35
WOODFORD	7	14		21	3	8		11	4	3		7	39
Grand Total	2,723	1,639	5	4,367	2,753	1,596	7	4,356	2,660	1,765	7	4,432	13,155

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