Am. Sub. H.B. 405

124th General Assembly

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The Conference Committee recommends the bill as passed by the Senate with the following changes:[1]

Topic	House Version	Senate Version	Conference Committee Recommendation
MR/DD Provisions			
New priority category for service waiting list *(R.C. 5111.872 and 5126.042)*	Permits, under certain circumstances, a county MR/DD board to provide an individual who resides in an intermediate care facility for the mentally retarded or nursing facility with priority for home and community-based services if	Same, except that the facility to which the individual seeking institutionalization applies must be the same facility in which the individual to be given priority for home and community-based services resides.	No provision.

[1] Items on which the House and Senate versions are in agreement are not shown, unless modified by the Conference Committee.

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	another individual with priority for such services chooses, instead, to apply for admission to such a facility.		
Direct services contract *(R.C. 5126.033)*	Revises the conditions under which a county MR/DD board may enter into a direct services contract for family support or supported living services under which an individual, agency, or other entity will employ a professional or service employee who is also employed by the county MR/DD board.	Same, and provides that the conditions also apply if the individual to be employed is a county MR/DD board management employee.	Senate version.
Community Mental Retardation and Developmental Disabilities Trust Fund *(R.C. 5126.19)*	No provision.	Authorizes the ODMR/DD Director to use money available in the Community Mental Retardation and Developmental Disabilities Trust Fund for the same purposes the money in the State MR/DD Risk Fund and the State Insurance Against MR/DD Risk Fund may be used.	Senate version.
Revision of MR/DD service contracts	No provision.	No provision.	Requires, to a certain extent, a county MR/DD board and Medicaid provider to make a service contract entered into before June 6, 2001, comply with the procedural requirements of state law, which went into effect

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			on that date, governing service contracts.
Collective bargaining unit of service and support administrators *(R.C. 5126.15)*	No provision.	Eliminates a prohibition against individuals employed or under contract as county MR/DD board service and support administrators from being in the same collective bargaining unit as employees who perform duties that are not administrative.	House version.
Joint MR/DD Council to study tax equity and collective bargaining issues *(Sections 7 and 8)*	Requires the Joint Council on Mental Retardation and Developmental Disabilities to study issues relating to the tax equity program and the collective bargaining unit of service and support administrators and to prepare a report for the House Speaker, Senate President, and Governor not later than February 1, 2002.	Same.	Requires the Joint MR/DD Council to study issues relating to the tax equity program only.
Am. Sub. H.B. 6 Provisions			
Capital Access Loan Program *(R.C. 122.60 through 122.605; Sections 15-18)*	No provision, but in Am. Sub. H.B. 6.	Establishes the Capital Access Loan Program in the Department of Development to assist participating financial institutions in making capital access loans to eligible	Senate version.

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		businesses that face barriers in accessing working capital and obtaining fixed asset financing.	
	No provision, but in Am. Sub. H.B. 6.	Creates the Capital Access Loan Program Fund in the state treasury.	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Secures, in accordance with a specified procedure, a financial institution's risk associated with a capital access loan to an eligible business by a deposit of money from the Capital Access Loan Program Fund in the institution's program reserve account.	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Establishes an appropriation item funded with Facilities Establishment Funds: 195-628, Capital Access Loan Program (appropriation of $3.0 million per year).	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Earmarks appropriation item 195-628, Capital Access Loan Program, to be used for operating, program, and administrative expenses of the Capital Access Loan Program and allows OBM to transfer up to $3.0 million per fiscal year in	Senate version.

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		cash from the Facilities Establishment Fund to the Capital Access Loan Program Fund (Fund 5S9), subject to Controlling Board approval.	
County and political subdivision revenue agreements *(R.C. 307.6910; Section 3)*	No provision, but in Am. Sub. H.B. 6.	Permits a board of county commissioners to enter into an agreement with a political subdivision or taxing district specifying that the county may receive certain money in the country treasury that otherwise is due the political subdivision or taxing district, as a credit against amounts owed to the county by the political subdivision or taxing district.	Senate version.
Rural Development Initiative Fund and the Rural Industrial Park Loan Program *(R.C. 166.03; Sections 5, 9, and 15-18)*	No provision, but in Am. Sub. H.B. 6.	Establishes the Rural Development Initiative Fund in the state treasury and permits the Director of Development to make grants from the fund to eligible applicants who also receive loans from the Rural Industrial Park Loan Program.	Senate version.

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	No provision, but in Am. Sub. H.B. 6.	Extends the sunset date of the Rural Industrial Park Loan Program to July 1, 2007.	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Establishes an appropriation item funded with Facilities Establishment Funds: 195-627, Rural Development Initiative (appropriation of $5.0 million per year).	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Authorizes the uses of the Rural Development Initiative Fund (Fund 5S8) and allows OBM to transfer up to $5.0 million per fiscal year in cash from the Facilities Establishment Fund to the Rural Development Fund, subject to Controlling Board approval.	Senate version.
Appalachian Technology and Workforce Development *(Sections 11, 19, and 20)*	No provision, but in Am. Sub. H.B. 6.	Requires the Governor's Office of Appalachia to develop guidelines for the submission and approval of plans developed by specified county committees for the use of TANF block grant funds under the Appalachian Technology and Workforce Development Program.	Senate version.

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	No provision, but in Am. Sub. H.B. 6.	Modifies aspects of the program's law relative to eligible activities for which TANF funds may be used, the submission and review of county plans pertaining to that use, and the cutoff date of the funding of services that counties must acknowledge.	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Amends provisions contained in Am. Sub. H.B. 94 to make each Appalachian county eligible to apply for initial grant or grants, the cumulative amount which cannot exceed $500,000 per county.	Senate version, and also eliminates an incorrect statutory reference.
Tax Increment Financing (TIF) *(R.C. 5709.40 through 5709.43, 5709.73 through 5709.75, and 5709.77 through 5709.81; Section 3)*	No provision, but in Am. Sub. H.B. 6.	Enables counties, townships, and municipal corporations to establish a new form of TIF, known as an "incentive district."	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Permits the establishment of an incentive district only if the district meets certain criteria for economic distress or substandard physical infrastructure.	Senate version, but slightly alters the criterion regarding substandard infrastructure.
	No provision, but in Am. Sub. H.B. 6.	Limits the incentive district to 300 acres in size.	Senate version.

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	No provision, but in Am. Sub. H.B. 6.	Allows the local governmental authority to designate the boundaries of an incentive district, to exempt parcels in the district from taxation on increased valuation, and to require owners of the parcels to make service payments in lieu of taxes.	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Provides that service payments made in lieu of taxes in an incentive district be used to finance public improvements that benefit or serve parcels in the district, instead of financing only improvements directly benefiting a single parcel for which payment is made as under ongoing TIF law.	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Requires school board approval, as under ongoing TIF law, if the tax exemption is for more than ten years or if the percentage of taxes exempted is more than 75%.	Senate version.
	No provision, but in Am. Sub. H.B. 6.	Requires that additional information be included in the annual report that all local governmental authorities must submit to the Director of	Senate version.

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		Development when they establish any form of TIF.	
	No provision, but in Am. Sub. H.B. 6.	Clarifies that public improvements and public infrastructure improvements for any form of TIF include, but are not limited to, public roads and highways, water and sewer lines, environmental remediation, land acquisition, demolition, and the provision of communications facilities.	Senate version, but adds land acquisition "in aid of industry, commerce, distribution, and research," demolition on private property, and stormwater and flood remediation (including on private property).
	No provision.	No provision.	Permits townships, with respect to pre-7/22/94 TIF measures, to apply accumulated payments in lieu of taxes to the financing of certain public infrastructure improvements not included in the original measure, as long as the township has agreed to compensate the affected school district for the exempted taxes.
	No provision.	No provision.	Clarifies that the bill's changes to TIF law do not alter a subdivision's authority to exempt more than one parcel in a single TIF measure.

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Brownfield remediation and job retention credits *(R.C. 122.161, 122.171, 5733.0610, and 5747.058)*	No provision, but Am. Sub. H.B. 6 allowed nonrefundable credits against the corporate franchise tax or personal income tax for both brownfield remediation and job retention projects.	Allows the credits for job retention projects but not for brownfield remediation projects.	Senate version.
Exemption of new corporations from the net worth method of calculating the franchise tax *(R.C. 5733.06)*	No provision, but Am. Sub. H.B. 6 exempted startup corporations from the net worth method of calculating the corporate franchise tax.	Exempts certain new, high-technology corporations, rather than all startup corporations, from the method.	Senate version.
Evaluation report on tax-incentive programs in the bill *(Section 10)*	No provision, but in Am. Sub. H.B. 6.	Mandates that the Director of Development prepare an evaluation report on the bill's tax-incentive programs that covers their operation until December 31, 2006, and specifies that the report must be delivered no later than January 30, 2007 to the Senate President, House Speaker, chairpersons of the standing committees to which economic development legislation normally is referred, and the Governor.	Senate version.

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Other Tax Provisions			
Property tax exemption for Edison centers *(R.C. 5709.12 and 5709.121)*	No provision.	Exempts real property owned by an Edison center from property taxes even if the center holds the property, or leases it to others, rather than using it directly for its own activities.	Senate version, but the exemption does not apply if the property is leased to others. And, if an Edison center loses its Edison grant eligibility, the Department of Development must notify the Tax Commissioner so that the property may be placed on the tax list again.
Personal property tax exemption for certain Camp Perry property *(R.C. 5709.17)*	No provision.	Exempts from taxation all tangible personal property, not just surplus tangible property, held at Camp Perry by the federally chartered, nonprofit Corporation for the Promotion of Rifle Practice and Firearms Safety.	Senate version.
Dealers in intangibles tax—subsidiaries *(R.C. 5725.24, 5725.25, 5725.26, 5733.09,and 5733.45)*	No provision.	No provision.	Clarifies that a dealer in intangibles (DIT) is not exempt from the existing tax on such dealers' capital by virtue of being under common ownership with a financial institution or insurance company. Also, grants a corporation franchise tax credit

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			to a financial institution for the equivalent of the DIT tax paid by a DIT under common ownership with the institution.
Dealers in intangibles tax—apportionment *(R.C. 5725.14; Section 32)*	No provision.	No provision.	Specifies how a stockbroker's capital is to be apportioned between Ohio and elsewhere for the purpose of the DIT tax, basing it on commissions and accounting for electronic brokerage transactions.
Corporation franchise tax on financial institutions *(R.C. 5733.056(A)(15) and (G))*	No provision.	No provision.	Permits a qualified financial institution to apportion its taxable base on the basis of deposits only (rather than other factors, too) if it has at least 9% of its deposits in Ohio (currently, 10%), and permits such an apportionment even after 2003 (when the deposits-only option expires under current law).
Temporary suspension of the net operating loss deduction *(R.C. 5733.04 and 5733.043)*	Temporarily suspends the deduction for net operating losses by corporations subject to the corporation franchise tax.	No provision.	Senate version.

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Addback of certain intercompany expenses *(R.C. 5733.042 and 5733.055; Section 18)*	Requires corporations, in computing their taxable income, to add back certain expenses paid to a related entity even if the related entity is not a passive investment company or similar entity.	No provision.	Senate version.
Modification of sales tax as it pertains to affiliated groups *(R.C. 5739.01, 5739.02, and 5741.01)*	Modifies the sales tax as it pertains to affiliated groups by limiting a seller's ability to claim the resale exception for sales of lease or rental property, and by redefining "price" in the case of other sales.	No provision.	Senate version.
Sales tax holiday *(Section 25)*	Suspends the sales and use tax for January 26 and 27, 2002 for sales of tangible personal property other than motor vehicles, watercraft, and food to be consumed on the premises.	Suspends the sales and use tax for the first Friday and Saturday following the 91st day after the effective date of the bill for sales of clothing and shoes priced under $200 per item.	No provision, but establishes an eleven-member sales tax holiday study committee that must report to the General Assembly by March 1, 2002, if Congress does not enact national sales tax relief by that date.
Accelerated sales tax payment for automobile and other leases *(R.C. 5739.01 and 5741.01)*	No provision.	Requires sales and use taxes on certain motor vehicle leases to be paid in a lump sum at the beginning of the lease, rather than in installments.	Senate version, but applies also to leased business property, permits Tax Commissioner to disregard sham tax-avoidance leases, and takes effect earlier—February 1, 2002.

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	No provision.	Provides that in the case of an open-end lease, the sales tax must be calculated by the lessor on the basis of the total amount to be paid during the initial fixed term of the lease, and then for each subsequent renewal period as it comes due.	Senate version, but specifies that charges under the lease that are not calculated at the beginning of the lease are taxable when the charges are billed. Also specifies that if a lessor transfers its interest in leased property to another (e.g., via a syndicate) but the lease is otherwise unaffected, there is no additional sales tax on that transfer.
Reduction in tobacco stamp discount *(R.C. 5743.05)*	Reduces the minimum percentage at which the Tax Commissioner can set the discount for cigarette dealers buying tax stamps to 1.8% of the stamps' face value (from 3.6%).	No provision.	House version.
Increase in cigarette wholesaler's markup *(R.C. 1333.11)*	No provision.	No provision.	Increases the markup allowed wholesalers under the Cigarette Trade Practices Law to 2.5% (from 2%).
Taxation of trusts *(R.C. 5747.01 and 5747.02)*	Extends the personal income tax to the taxable income of trusts for two years.	No provision.	Senate version.

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Appropriation Reductions, Fund Transfers, and Other Provisions			
GRF appropriation reductions *(Section 28)*	Reduces the GRF appropriations for the following agencies by 6%: Ohio House of Representatives, Ohio Senate, Joint Committee on Agency Rule Review, Joint Legislative Ethics Committee.	Same, but increases the reduction to 8%.	House version with the addition of a reduction of $1,194,088 in FY 2002 and $992,486 in FY 2003 for GRF appropriations to the Legislative Service Commission and exempts line items 035-409, National Associations, and 035-410, Legislative Information Systems, from any reductions.
	No provision.	Reduces the GRF appropriation of most agencies by 2% on top of the FY 2002 reductions contained in Executive Order 2001-22T and reduces the GRF appropriation of most agencies by the amount contained in E.O. 2001-22T plus 2% in FY 2003.	House version.
	No provision.	Reduces the appropriations in FYs 2002 and 2003 by an amount other than the additional 2% for the following agencies: JFS, AGE, AGO, DHS, TOS, DAS, AFC, DOT, DEV, EPA, DNR, DOH.	House version.

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	No provision.	Reduces the GRF appropriations for the following agencies by 4%: Court of Claims, Judicial Conference of Ohio, Judiciary/Supreme Court.	Reduces the GRF appropriations to the Judiciary/Supreme Court by $650,000 per fiscal year.
	No provision.	Exempts the following agencies from the appropriation reductions made in the bill: EDU, SFC, NET, OSB, OSD, BOR, DMH, DMR, VET, OVH, LSC, ADJ, DYS, RSC, DRC, PWC.	House version.
	No provision.	Provides that if Executive Order 2001-22T is rescinded, the appropriation reductions contained in that order will still be made in FY 2002.	House version.
	No provision.	Reduces GRF appropriations to the Department of Education by $23 million over FYs 2002 and 2003 and exempts various line items from reductions.	House version.
GRF transfer to JCARR	No provision.	No provision.	Authorizes OBM, at the request of the Director of LSC, to transfer up to $50,000 from LSC GRF line item 035-410, Legislative Information Systems, to Joint Committee on Agency Rule Review GRF line

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			item 029-321, Operating Expenses.
Department of Education appropriation transfers	No provision.	Authorizes the Director of Budget and Management, upon recommendation of the Superintendent of Public Instruction, to reallocate unspent and unencumbered appropriations within the Department of Education to GRF line item 200-437, Student Assessment, to fully fund the requirements of Am. Sub. S.B. 1 of the 124th G.A. for student performance assessments.	Senate version.
Temporary diversion of revenue from tobacco settlement trust funds *(R.C. 183.02; Section 27)*	Authorizes the Director of Budget and Management to transfer to the General Revenue Fund, in each of FY 2002 and 2003, up to $120 million of tobacco master settlement agreement revenue that would otherwise be distributed to the Tobacco Use Prevention and Cessation Trust Fund.	Authorizes the Director of Budget and Management to transfer to the General Revenue Fund, in each of FY 2002 and 2003, the amount that is left in the Tobacco Master Settlement Agreement Fund after transferring to the Education Facilities Trust Fund, Education Facilities Endowment Fund, and Education Technology Trust Fund the percentages and amounts required to be credited to those funds. If Ohio receives the total amount estimated, the	House version, and also authorizes an additional transfer of up to $20.0 million on or before June 30, 2003, from the Tobacco Master Settlement Agreement Fund to the GRF. The additional transfer cannot be made until an apportionment method is established in the next tobacco revenue budget bill, and cannot affect the shares to be allocated under current law to the Education Facilities Trust Fund, Education Facilities

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		transfer to the GRF would be $206.7 million in FY 2002 and $217.7 million in FY 2003. But the actual amount received by the state is expected to fall below estimates.	Endowment Fund, Education Technology Trust Fund, or Biomedical Research and Technology Transfer Trust Fund.
	Provides that the amounts diverted to the GRF in FY 2002 and 2003 are to be credited to the trust fund from FY 2013 and 2014 tobacco settlement receipts.	Provides that the amounts diverted to the GRF in FY 2002 and 2003 are to be credited to the other four trust funds from FY 2013 and 2014 tobacco settlement receipts.	House version, and adds that any amounts diverted through the additional $20 million transfer also will be repaid from FY 2013 and 2014 receipts.
Budget Stabilization Fund transfers *(Section 26)*	Authorizes the Director of Budget and Management to transfer up to $269 million over the 2001-2003 biennium from the Budget Stabilization Fund (BSF) to the General Revenue Fund if the GRF is insufficient to cover agency appropriations.	Authorizes the Director of Budget and Management to transfer up to $136 million in FY 2002 and up to $47.1 million in FY 2003 from the Budget Stabilization Fund to the GRF if the GRF is insufficient to cover agency appropriations.	Authorizes the Director of Budget and Management to transfer up to $248 million from the Budget Stabilization Fund to the GRF if the GRF is insufficient to cover agency appropriations.
	No provision.	Requires the transfer of $8.0 million from the Budget Stabilization Fund to the GRF to be used for emergency purposes, including, but not limited to, the Department of Health for anthrax and bioterrorism testing, the Adjutant General for costs associated with troop	Senate version, but adds the Department of Agriculture as an agency allowed to use these emergency purposes funds for anthrax and bioterrorism testing and allows the funds to be used for security purposes.

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		deployment, armory maintenance, equipment costs, and capital needs, and the Department of Public Safety. Prior to using these funds, Controlling Board approval is required. Additionally, unspent funds in FY 2002 will carry into FY 2003 and unspent funds at the end of FY 2003 are transferred back to the BSF.	
	No provision.	No provision.	Requires the Director of Budget and Management, within ten working days after the end of FY 2003, to determine the GRF tax revenues for FY 2003. If tax revenues are greater than $17,037,900,000, the Director shall transfer the amount that is in excess of $17,037,900,000 from the GRF to the Budget Stabilization Fund.
Loan from Budget Stabilization Fund to LTV Steel	No provision.	No provision.	Authorizes OBM to provide a loan of up to $5.0 million from the BSF to LTV Steel and requires the amount of the state loan to be matched by both the City of Cleveland and Cuyahoga County. The state will hold a first lien position

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			above all other creditors as part of this provision and repayment of the loan, including interest, shall be made to the BSF.
Adjustments to local government funds *(Sections 17 and 18)*	Reduces the amounts of transfers to the local government funds from the GRF in FY 2002 and 2003 by the difference between the amounts that would normally have been credited to them and the amounts established in Am. Sub. H.B. 94.	Reduces the amounts of the transfers to be made in FY 2002 and 2003 under Am. Sub. H.B. 94 by 6%.	House version.
Authority of the Director of the State Lottery Commission to enter agreements to conduct statewide joint lottery games *(R.C. 3770.02, 3770.03, and 3770.06)*	No provision.	Requires the Director of the State Lottery Commission to enter into multistate lottery agreements if the Governor so directs.	Senate version.
Conditional transfer to Lottery Profits Education Fund Group *(Section 29)*	No provision.	Transfers at least $662.7 million in FY 2003 to the Lottery Profits Education Fund Group upon approval by the Governor and Lottery Commission to join a multijurisdictional lottery. Also increases appropriation authority in FY 2003 in line item 200-612, Base Cost Funding (Fund 017), by $41.0	Senate version.

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		million and decreases FY 2003 appropriation in GRF line item 200-501, Base Cost Funding, by $41.0 million if Ohio joins a multijurisdictional lottery.	
Investment of money in the Deferred Prizes Trust Fund derived from statewide joint lottery games *(R.C. 3770.06)*	No provision.	Authorizes statewide joint lottery games, but no provision governing the investment of money in the Deferred Prizes Trust Fund derived from those games.	Authorizes the Treasurer of State, in consultation with the State Lottery Commission and in accordance with the Commission's rules governing statewide joint lottery games, to invest money in the Deferred Prizes Trust Fund that represent proceeds derived from those games.
Transfer of lottery sales agent bonding fees to the State Lottery Fund *(R.C. 3770.06)*	No provision.	No provision.	Transfers from the State Lottery Gross Revenue Fund to the State Lottery Fund revenues collected from lottery sales agents for remittance to insurers under contract to provide sales agent bonding services.
Gambling impact study committee	No provision.	No provision.	Establishes an eight-member committee to study the impact of gambling, and requires it to report to the General Assembly by June 30, 2002.

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Independent healthcare actuarial reviews of mandated insurance benefits *(R.C. 103.144, 103.145, 103.146, and 103.147)*	No provision.	No provision.	Revises the requirement for actuarial reviews of bills that contain mandated insurance benefits by providing for such reviews only when requested by the presiding officer of the house of the General Assembly that is considering the bill.
Compensation payable to certain Ohio National Guard members *(R.C. 145.01, 742.01, 3307.01, 3309.01, 5505.01, and 5923.05; Section ___)*	No provision.	No provision.	Specifies that the statutory provisions that currently provide distinct specified compensation payments to "permanent public employees" (a defined term) who are employed by political subdivisions or by state agencies, who are entitled to certain leaves of absence, and who are called or ordered to the uniformed services for longer than a month because of (1) an executive order of the President of the United States or (2) an act of Congress, also will apply to Ohio National Guard members who the Governor, as commander in chief, may order to perform duty under circumstances prescribed in existing law.

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Health insurance benefit continuation or reactivation provisions *(R.C. 5923.051)*	No provision.	No provision.	Technically rewords and expands the scope of the "continuation or reactivation" of health benefit statutory provisions that Am. Sub. S.B. 164 of the 124th General Assembly recently enacted and that currently apply to state employees who are "called to active duty" by an executive order of the President of the United States or an act of Congress. These provisions instead will apply to state employees who are "called or ordered to duty" not only by an executive order of the President of the United States or an act of Congress, but also by an order of the Governor to Ohio National Guard members to perform duty under circumstances prescribed in existing law.
Retirement system law technical corrections relative to compensation payments to military personnel *(R.C. 145.01, 742.01, 3307.01, 3309.01, and 5505.01)*	No provision.	No provision.	Substitutes cross-references to "Section 3 of Am. Sub. S.B. 164 of the 124th General Assembly" for the erroneous cross-references to "Section 3 of S.B. 173 of the 124th General Assembly" in the

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			definitions of "earnable salary" in the Public Employees Retirement System Law, "salary" in the Ohio Police and Fire Pension Fund Law and the State Highway Patrol Retirement System Law, and "compensation" in the State Teachers Retirement System Law and the School Employees Retirement System Law. The defined terms do not include various items, including payments made under R.C. 5923.05 and related uncodified law, such as Am. Sub. S.B. 164's Section 3.
Distribution of maps of electoral districts to members of the General Assembly *(R.C. 149.07)*	No provision.	Eliminates the requirement that 50 copies of maps of Ohio showing congressional, senatorial, and judicial districts of the state be sent to each member of the General Assembly.	Senate version.
Liability of a county recorder and clerk of a court of record *(R.C. 317.33 and 2701.20)*	No provision.	Limits the liability of a county recorder to the recorder's bond for any act or omission of the recorder for which the recorder may be liable when performing the recorder's duties.	Specifies that a recorder is liable solely on the recorder's bond in the case of such conduct.

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	No provision.	Limits the liability of a clerk of a court of record to the clerk's bond for any improper refusal, act, or omission of the clerk when performing the clerk's duties.	House version.
Temporary subsidy for community schools that enroll a high number of severe behaviorally handicapped students *(Section 31)*	No provision.	Requires the Department of Education in FY 2002 and 2003 to pay a subsidy to certain community schools in which at least half of the total number of enrolled students are severe behaviorally handicapped students.	Senate version, and specifies that the subsidy is calculated using the law in effect at the time costs of serving the students were incurred.
Lease-purchase agreements by educational service centers *(R.C. 3313.37 and 3313.375)*	No provision.	Specifies that educational service centers may acquire property through lease-purchase agreements.	Senate version.
Exemption of School Facilities Commission employees from collective bargaining *(R.C. 3318.31)*	No provision.	Exempts all employees of the School Facilities Commission from collective bargaining.	Senate version.
Control over Ohio Government Telecommunications and associated funds *(R.C. 3357.07 and 3357.11; Sections 17 and 18)*	No provision.	Specifies that Ohio Government Telecommunications be funded through the Ohio Educational Telecommunications Network Commission and be managed by a broadcasting station under a contract.	Senate version.

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	No provision.	Clarifies the language governing the transfer of the Government Television/ Telecommunications Operating Fund (Fund 4T2) from the Capital Square Review and Advisory Board to the Ohio Educational Telecommunications Network Commission.	Senate version.
Nursing Facility Reimbursement Study Council membership *(R.C. 5111.34)*	No provision.	Adds an additional member of the House and an additional member of the Senate to the Nursing Facility Reimbursement Study Council.	Senate version.
Medicare certification of recategorized nursing home beds	No provision.	No provision.	Eliminates a provision of current law that prohibits a nursing home that obtained a certificate of need to recategorize rest home beds to intermediate care facility beds from seeking Medicare certification for the recategorized beds.
Patrol Reimbursement Fund Cash Transfer (Department of Public Safety) *(Sections 13 and 14)*	No provision.	Authorizes the Director of Budget and Management to transfer $551,150.59 in cash from the Patrol Reimbursement Fund (Fund 838) to the Turnpike Policing Fund (Fund	Senate version, but also transfers up to $189,309 in cash in FY 2002 and up to $192,411 in cash in FY 2003 from the BMV's Financial Responsibility Compliance

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		837) to correct an inaccurate deposit made at the end of FY 2001.	Fund (Fund 835) to the State Highway Safety Fund (Fund 036) and appropriates the transfer in new line item 764-605, Motor Carrier Enforcement Program.
Ohio Plan Study Committee (Board of Regents) *(Sections 17 and 18)*	No provision.	Changes the date that the Ohio Plan Study Committee is to report its recommendations to the Governor and General Assembly from no later than December 31, 2001 to no later than March 15, 2002.	Senate version.
TANF Housing Fund *(Sections 19 and 20)*	Removes language contained in Am. Sub. H.B. 94 that transferred an amount not to exceed $5.2 million in FY 2002 and $6.5 million in FY 2003 from the TANF Block Grant to Department of Development Fund 3X3 and instead states that JFS shall transfer an amount not to exceed $11.7 million for the biennium for the same purpose.	Same.	Same, but corrects a double funding error by eliminating the federal funding in appropriation item 195-497, CDBG Operating Match, of $5.2 million in FY 2002 and $6.5 million in FY 2003. Am. Sub. H.B. 299 of the 124th G.A. appropriated this money in Federal Special Revenue Fund 3X3, line item 195-619, TANF Housing Program.
Law Enforcement Improvements Trust Fund *(Sections 21 to 24)*	Changes Attorney General capital appropriation item CAP-716, Lab and Training Facility Improvements, into appropriation item 055-635,	Same, but adds language to the earmark stating that the Attorney General may negotiate, enter into, and administer a contract that	Senate version.

Topic	House Version	Senate Version	Conference Committee Recommendation
	Law Enforcement Technology, Training, and Facility Enhancements. This line item is funded by the Law Enforcements Improvements Trust Fund (Fund J87). The bill adds an earmark stating that the new line item shall be used in accordance with R.C. 183.10.	combines both the design and construction elements into one contract for the Ohio Peace Officer Training Academy Outdoor Training Facility and Improvements project, which is funded from line item 055-635.	
Bureau of Workers' Compensation premium credit *(Section 30)*	Encourages the Administrator of Workers' Compensation to apply a 75% premium credit for employers, except self-insuring employers, for the period when employer premiums are next due.	Same, but rephrases in terms of a 75% reduction of future premium for private state fund employers, and public employer taxing district employers, for the period when employer premiums are next due.	Senate version.
Study of mandates imposed on local governments concerning road and bridge funding	No provision.	No provision.	Eliminates a requirement of Sub. H.B. 73 of the 124th General Assembly that the Legislative Service Commission conduct a study to identify federal and state mandates on the use of road and bridge funding available to local governments.

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