OHIO LEGISLATIVE SERVICE COMMISSION

LOCAL IMPACT STATEMENT REPORT

FOR BILLS ENACTED IN 2019

SEPTEMBER 2020

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Introduction

This report is unusual in that none of the 24 bills enacted in calendar year 2019 required a local impact statement (LIS). So this report only includes comments from local government associations and a table listing all 12 House bills and 12 Senate bills enacted in 2019. The comments included in the report are from the County Commissioners Association of Ohio, the Ohio Municipal League, the Ohio Township Association, and the Ohio School Boards Association. The Legislative Budget Office (LBO) is required to circulate the draft report to these associations for comment and to include their responses in the final report.

R.C. 103.143 requires LBO within the Legislative Service Commission to determine whether an LIS is required for each bill that is introduced and referred to committee. An LIS may be required when a bill could result in net additional costs beyond a minimal amount to school districts, counties, municipalities, or townships. An LIS is not required for budget bills or joint resolutions. It is also not required when the bill is permissive or when the bill's potential local costs are offset by additional revenues, offset by additional savings, or caused by a federal mandate. The LIS determination is based solely on the "As Introduced" version of the bill and does not change, even if provisions originally causing the LIS requirement are removed in subsequent or the enacted versions of the bill.

The LIS requirement is met through the detailed analysis of local fiscal effects included in LBO's fiscal notes. Regardless of whether a bill requires an LIS, the fiscal note analyzes the bill's fiscal effects on both the state and local government. However, under R.C. 103.143, when a bill requiring an LIS is amended in a committee, the bill may be voted out of the committee by a simple majority vote with a revised LIS (a requirement fulfilled by preparing an updated fiscal note) or by a two-thirds vote without a revised LIS. Because various bills are exempted from the LIS requirement, some bills enacted in 2019 may have fiscal effects on local government even though none required an LIS. For those who are interested in the local fiscal effects of all legislation enacted in 2019, please see the LSC fiscal notes for those laws, which are available on the General Assembly's website (www.legislature.ohio.gov) by clicking on *Legislation/Search Legislation*.

This report may be viewed online at www.lsc.ohio.gov by clicking on *General Reference*, and then *Local Impact Statement Report* under the *Publications by Title* heading.

LOCAL GOVERNMENT ASSOCIATION COMMENTS

County Commissioners Association of Ohio

Stronger Counties. Stronger Ohio.

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Cheryl Subler, Executive Director

For the first time a unique situation has occurred. There are no pieces of legislation enacted in 2019 that require a Local Impact Statement to be prepared.

Nonetheless this report gives us the opportunity to discuss the counties' unique relationship with the state. Counties are the provider of state services at the local level on the state's behalf. Counties operate as local branches of state government, with most state programs and services being delegated to county government for implementation.

Critical to the success of this partnership and the counties ability to implement state programs is the fiscal health of the counties. The county general fund is the chief operating fund of the county, and its revenue stability is a key indicator of the financial health of the county. The county general fund supports the operation of the nine county elected officials; the county and common pleas courts; and major program areas including the administration of justice, economic and workforce development, child support and adult protective services, elections and other vital county services. Counties rely upon a combination of permissive sales taxes, property taxes, charges for fees and services, intergovernmental revenue (including the Local Government Fund) and investment income to pay for these services. Because all of these revenue sources are governed by statutory provisions, decisions of the General Assembly can greatly impact the counties' receipt of funds from these resources.

The vitality and viability of this state/county partnership is directly impacted through all actions of the General Assembly. Therefore, we continue to urge the General Assembly to review **all** legislation enacted for its impact upon Ohio's local governments through the LIS process. Only then will the General Assembly and the public receive the true picture of the impacts that unfunded mandates and policy decisions have upon the counties and other local governments.

CCAO thanks the Legislative Service Commission for its continued service of excellence to the Legislature and wishes to recognize the professionalism and expertise of the LSC staff.

Ohio Municipal League
175 S Third St., Ste. 510
Columbus, OH 43215

September 30, 2020

To Whom It May Concern;

The Ohio Municipal League has reviewed the draft of the Local Impact Statement Report for Bills Enacted in 2019 and would like to make the following comments:

The report provides helpful information to organizations representing local governments, their respective members and the public. This information would have otherwise been difficult to access or compile.

This document traditionally gives both lawmakers and administration leadership insight into how best to invest in our state's cities and villages and the impact of the actions taken by the legislature, both intentionally and any unintentional consequences.

As state budget bills are not included in the Local Impact Statement Report, the League respectfully requests that the legislature revise the policy requirements to include state budget bills in the report. This inclusion would demonstrate the impact that state legislation has on local governments.

We look forward to continue to strengthen the partnership between Ohio's municipalities and the state in order to ensure a safe and prosperous future for our state and our citizens.

The Ohio Municipal League commends the staff of the Legislative Service Commission for the time and effort they put into this report.

Respectfully,

Kent Scarrett
Executive Director
Ohio Municipal League

The Ohio Township Association (OTA) would like to thank the Ohio Legislative Service Commission (LSC) for the opportunity to comment on the *2020 Local Impact Statement (LIS) Report*. The LIS Report is an important educational resource for our members and the members of the General Assembly, as it highlights the effect certain legislation passed the previous year may have on townships' budgets. It also keeps legislators and local officials aware of any unfunded mandates created in legislation.

The OTA appreciates the effort of LSC in producing this report each year and the effort to recognize local impacts of each piece of legislation through local impact statements. As noted by the report, none of the 24 bills enacted in 2019 have a fiscal impact on local governments and, therefore, this report does not contain local impact statements.

Additionally, state budget bills are exempt from local impact statement requirements and excluded from the report. The OTA encourages the General Assembly to revisit this policy and include budget bills in the LIS requirement to provide a more comprehensive look at how legislation affects local governments in the future.

While it is difficult to anticipate all conceivable fiscal impacts a piece of legislation may have, the OTA does not have additional comments on bills enacted in 2019. The OTA appreciates the opportunity to comment and thanks LSC for all their hard work in compiling this data, as it is truly beneficial to legislators and local government groups.

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Ohio School Boards Association

TO: Terry Steele, Senior Budget Analyst

FROM: Richard C. Lewis, CAE, Chief Executive Officer
Jennifer Hogue, Director of Legislative Services

DATE: September 28, 2020

RE: **2020 Local Impact Statement Report**

The Ohio School Boards Association (OSBA) is pleased to take advantage of the opportunity to review the 2020 Local Impact Statement Report on bills enacted in 2019. The Legislative Service Commission (LSC) report to the Ohio General Assembly and the general public on the fiscal impact of certain specific bills is a valuable service. The 2020 Local Impact State Report does not highlight any bills enacted during 2019 because none required a local impact statement.

OSBA strongly believes and reiterates its longstanding desire to see even more bills subject to having fiscal impact statements prepared. This is particularly true for omnibus bills, such as the biennial budget bill. We do, however, appreciate the opportunity to review and comment each year on those bills that do include a fiscal impact statement.

Once again, OSBA wished to express appreciation to the Legislative Service Commission. We look forward to working with you now and in the future.

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OSBA leads the way to educational excellence by serving Ohio's public school board members and the diverse districts they represent through superior service, unwavering advocacy and creative solutions.

All House Bills Enacted in 2019

House Bill	LIS Required?	Subject
2	No	Creates the TechCred and Microcredential Assistance programs
4	No	Develops industry-recognized credential and certificate programs
6	No	Creates the Ohio Clean Air Program
12	No	Creates the Children's Behavioral Health Prevention Network Group
50	No	Declares that certain hospital employee inventions are property of the hospital
59	No	Designates April as "Ohio Native Plant Month"
62*	No	Creates the FY 2020-FY 2021 Transportation Budget
79*	No	Creates the FY 2020-FY 2021 Industrial Commission Budget
80*	No	Creates the FY 2020-FY 2021 Bureau of Workers' Compensation Budget
86	No	Modifies the definition of "dangerous ordnance" under the Weapons Law
166*	No	Creates the FY 2020-FY 2021 Operating Budget
189	No	Revises the law regarding amusement ride operation and safety

*Not required for budget bills

All Senate Bills Enacted in 2019

Senate Bill	LIS Required?	Subject
5	No	Changes the penalties for promoting prostitution
7	No	Requires that occupational licensing agencies grant temporary licenses for military members and spouses
23	No	Prohibits abortions when a fetal heartbeat is detected
24	No	Establishes the Alzheimer's Disease and Dementias Task Force
26	No	Permits income tax deductions for certain teacher expenses
30	No	Creates the Women's Suffrage Centennial Commission
52	No	Establishes the "Ohio Cyber Reserve" to improve information security

Senate Bill	LIS Required?	Subject
57	No	Decriminalizes hemp and licenses hemp cultivation
77	No	Designates June 12 as “Women Veteran’s Day”
107	No	Allows certain campaign finance statements to be filed electronically
171*	No	Enacts a 17-day interim budget for FY 2020
172*	No	Creates a 30-day interim Bureau of Workers’ Compensation budget

*Not required for budget bills