COMPARISON DOCUMENT

Amended Substitute House Bill 95
125th General Assembly

Representative Charles Calvert, Sponsor

Main Operating Appropriations Bill

As Introduced
As Passed by the House
As Passed by the Senate
As Amended by Conference Committee

The Conference Committee recommends the bill as passed by the Senate with the changes identified in this document. Items on which the House and Senate are in agreement are ***not*** *shown, unless modified by the Conference Committee.*

Legislative Service Commission
June 20, 2003

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	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
1	**Prohibit Government Entities from Contracting with Certain Persons**			
			R.C. ***9.24***	**R.C.** ***9.24***
	No provision.	No provision.	No provision.	Specifies that the bill's provision that prohibits state agencies and political subdivisions from contracting with persons against whom a finding for recovery has been issued does not apply to a debtor who has commenced an action to contest a finding for recovery that is not final. Changes the frequency of updating the database containing the status of unresolved findings for recovery, as performed by the Auditor of State, from monthly to quarterly. Changes the Attorney General's reporting period for submitting a list of resolved findings for recovery to the Auditor of State from monthly to quarterly. Revises the delayed effective date of January 1, 2004, so that it applies only to the prohibition.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
2 Parity of Exempt Employees with Bargaining Unit Employees			
		R.C. ***124.15, 124.152, 124.181, 124.183, 3121.01***	**R.C.** ***124.15, 124.152, 124.181, 124.183, 3121.01***
No provision.	No provision.	Creates a 2% pay supplement that will be paid in the first paycheck in December 2004 to certain permanent employees who are exempt from collective bargaining and appointed on or before March 6, 2003, and on active payroll as of November 14, 2004. Creates a moratorium on step advancements for certain exempt employees from June 29, 2003 through June 25, 2005. Creates a moratorium on certain exempt employees' receipt of credit for service with the state government or any state political subdivision, which are used to determine the employee's longevity adjustment, for a period from July 1, 2003 through June 30, 2005. Eliminates outdated E-1 and E-2 schedules of rates of salaries and wages to be paid to certain exempt employees for pay periods beginning July 1, 2000, and July 1, 2001, and creates new E-1 and E-2 schedules for their pay periods beginning July 1, 2005. Makes these provisions effective immediately upon enactment of the bill. Fiscal effect: Limits growth in state payroll costs associated with exempt employees wages.	Same as the Senate, but excludes exempt employees of the Supreme Court and State boards and commissions from certain provisions. Clarifies in Child Support Law, that the 2% lump pay supplement is to be considered a lump sum payment. Requires Secretary of State, Auditor, Treasurer, and Attorney General, if it is decided to exempt the office's employees from the moratorium on the receipt of longevity service credit, to notify the Director of Administrative Services on or before July 1, 2003.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
3	**Alternative Purchasing Mechanism**			
		R.C. ***125.05, 125.06, 125.07, 5513.01***		
	No provision.	Allows a state agency to purchase services that cost more than $50,000 or supplies that cost more than $25,000 (both adjusted by the Consumer Price Index) to solicit at least three bids for the services or supplies and make the purchase directly from the lowest bidder instead of from or through DAS, but only if the state agency determines that it is possible to purchase the services or supplies directly from the bidder at a lower price than making the purchase from or through DAS. The purchasing agency must comply with the same competitive selection requirements that govern the solicitation of bids and proposals and must provide DAS with written notification of the subject and amount of the purchase. Fiscal effect: Potential savings to state agencies, depending on the frequency with which this purchasing mechanism is used.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
4 Use of Motor Vehicles by State Agencies			
	R.C. ***125.831, 125.832, 125.833, 125.834, Sections 142.02E, 145.03G, 145.03H***		
No provision.	Grants DAS exclusive authority over the acquisition and management of motor vehicles used by state agencies; creates a seven-member Vehicle Management Commission; transfers fleet management staff from other state agencies to DAS; establishes a formula DAS must use to determine whether a state employee shall receive a personal motor vehicle for business use. Prohibits a state agency's employees or its head from receiving any additional salary, stipend, reimbursement, or any other form of compensation from the state agency for the use, ownership, lease, or operation of a motor vehicle unless the payment is in accordance with rules adopted by DAS. Requires DAS to adopt these rules by December 31, 2003. Fiscal effect: Potential savings to state agencies, depending on rules adopted by DAS. Centralization of the fleet management system and transfer or salvage of vehicles underutilized by employees may reduce costs associated with state vehicle fleet management.	No provision.	Grants DAS exclusive authority over the acquisition and management of motor vehicles used by state agencies; requires the director of DAS to establish and operate a fleet management program and a fleet reporting system for state agencies; allows DAS to delegate fleet management duties to an agency under certain circumstances; requires DAS to create a certified fleet manager program; requires the Director of DAS to prohibit the exclusive assignment of state-owned, leased, or pooled vehicles to state employees except under certain circumstances and prohibits the assignment of a vehicle as a form of compensation or for the sole purpose of commuting; creates a nine-member Vehicle Management Commission; requires state agencies to reimburse DAS for all costs incurred in the assignment of motor vehicles to the state agency, not subject to any restriction imposed by law upon the director's or DAS's authority to set or collect fees. Fiscal effect: Potential savings to the state due to the centralization of the fleet management system, potential reduction in the fleet, and reduction in the number of vehicles used as compensation or for commuting by state employees. Potential cost to the state to implement fleet

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
			management program, fleet reporting system, certified fleet manager program, and Vehicle Management Commission.
5 Professional Design Services Contracts			
R.C. ***153.65***	**R.C.** ***153.65***	**R.C.** ***153.65, 153.691***	**R.C.** ***153.65, 153.691***
Amends the definition of "qualifications," for purposes of the Professional Design Services Law, to include, "any other relevant factors as determined by the public authority" rather than simply "any other similar factors," as under current law. This would be added to the list of factors that public authorities (which includes state agencies and political subdivisions) must use when selecting architectural, engineering, and other professional design services related to public improvements. Fiscal effect: None.	No change.	Same as the Executive, but also creates a prohibition against public authorities seeking any form of fee estimate, fee proposal, or other estimate or measure of compensation before selecting and ranking a professional design firm. However, the prohibition does not apply to instances when a state agency is selecting and ranking professional design firms from a list of firms that have prequalified with the agency and the agency's payment of funds for the professional design services that have been preapproved by the Controlling Board. This provision codifies the existing architectural and engineering contractor selection process used by state agencies. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
6 MARCS Fund (Fund 5C2) Transfer to the GRF			
	Section: *8.10a*		
No provision.	Requires the Director of Budget and Management to transfer $1 million from the Multi-Agency Radio Communications System Administration Fund (Fund 5C2) to the GRF on July 31, 2003, or as soon as possible thereafter.	No provision.	Same as the Senate.
7 Assessments on State Agencies, Boards, and Commissions			
	Section: *8.22*		
No provision.	Prohibits the Director of Administrative Services from increasing fees assessed on state agencies, boards, and commissions above the rates as of June 30, 2003, for various specified centralized services provided by DAS. Excluded from this are payroll deductions made for health, vision, and dental benefits; employer's share of pension contributuions; amounts deducted for accrued leave or disability leave; and other required employee benefits or other benefits governed by collective bargaining agreements. Fiscal effect: This rate cap may cause revenues collected for these various centralized services to not reflect actual program expenses.	No provision.	Same as the House.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
8	**DAS Lease Commissions and Fees**			
			Section: ***8.22***	**Section:** ***8.22***
	No provision.	No provision.	Suspends for the biennium DAS's authority to collect commissions and fees in connection with the rental of property. Fiscal effect: Eliminates fee revenue that would supplement GRF appropriations for the Office of Real Estate Services.	Same as the Senate, but prohibits the imposition of commissions and fees in connection with leases entered into by the Department that are in effect on the bill's effective date, leases for which negotiations have commenced as of July 1, 2003, or leases for which no information pertaining to the imposition of commissions and fees was given prior to negotiations.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
9 Use of Motor Vehicles by State Agencies			
	Sections ***142.02E, 145.03G, 145.03H, R.C. 125.831, R.C. 125.832, R.C. 125.833, R.C. 125.834***		
No provision.	Requires agencies to transfer to DAS any vehicle that has been driven 1,200 business miles or less per month for the previous twelve months. DAS must reassign or sell these vehicles. Fiscal effect: Potential reduction in maintenance, fuel, and other costs stemming from fleet consolidation, and potential gain in revenue from the sale of some motor vehicles to the credit of the Budget Stabilization Fund. Proceeds from the sale of vehicles used by the Bureau of Workers' Compensation or the Industrial Commission will be paid to the credit of the State Insurance Fund.	No provision.	Same as the Senate.
No provision.	Requires DAS to issue a report by September 1, 2004, indicating how it has implemented the recommendations from the 2002 "Administrative Analysis of the Ohio Fleet Management Program" study, or explain why the Department has not implemented the recommendations. Fiscal effect: DAS will incur some administrative costs associated with the study of this issue and publication of this report.		
No provision.	Transfers all employees of state agencies who are responsible for fleet management, including purchase, lease, repair,		

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	maintenance, registration, and insurance, to DAS. Fiscal effect: The state would incur some expense transferring an unknown number of employees responsible for these programs to DAS. If these employees remained with their existing agencies, moving the new fleet management program to DAS would be an additional administrative cost; if the employees are moved to the DAS offices, a one-time moving expense would be expected.		
10 Multistate Purchasing Contracts			
	Section: ***145.03P***		
No provision.	Requires the Director of Administrative Services to inquire into entering into multistate purchasing contracts in carrying out DAS's duties and to report to the General Assembly with findings and recommendations. Fiscal effect: Potential increase in administrative costs, depending on the Director of Administrative Services' inquiry and reporting of findings to the General Assembly.	No provision.	Same as the House.

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11	**Cincinnati State William F. Bowen Room**			
			Section: *9*	**Section: *9***
	No provision.	No provision.	Requires the Commission on African American Males to provide a grant of $50,000 in each fiscal year to the Cincinnati State Community College to purchase books and equipment in order to furnish the Cincinnati State William F. Bowen Room that will honor Ohio's African American legislators.	Same as the Senate.
12	**Annual Report**			
	Section: *9*	**Section: *9***	**Section: *9***	**Section: *9***
	Requires the Commission to prepare internally and submit annually a report demonstrating the progress that has been made toward meeting the Commission's mission statement. The report shall be submitted to the chairperson and ranking minority member of Human Services Subcommittee of the Finance and Appropriations Committee of the House of Representatives. Fiscal effect: Minimal.	No change.	No change.	No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
13 Prescription Drug Discount Card Program			
		R.C. ***173.06, 173.061, 173.062, 173.07, 173.071***	**R.C.** ***173.06, 173.061, 173.062, 173.07, 173.071***
No provision.	No provision.	Changes references to the prescription drug discount card program established under current law by the Department of Aging to the prescription drug program. Permits the administrator of a prescription drug program to serve as the single enrollment point for a manufacturer's discount program and provides that the discounts are exempt from federal best price calculations under certain conditions. Permits the administrator to use without restriction any rebates negotiated with a drug manufacturer under the program. Fiscal effect: None.	Same as the Senate, but adds a provision that requires a prescription drug program administrator to obtain the approval of the Controlling Board before using rebates negotiated with a drug manufacturer for purposes other than those required by law, including sharing a portion of the rebate with the administrator's clients, prescription drug program participants, or participating pharmacies.
14 Golden Buckeye Card Program Eligibility			
		R.C. ***173.06,***	**R.C.** ***173.06,***
No provision.	No provision.	Limits who is considered a person with a disability for purposes of Golden Buckeye Card program eligibility. Fiscal effect: Although this would reduce the number of new cards issued, the Department of Aging has contracted out this service at no cost to the department as part of the Prescription Drug Discount Program.	Same as the Senate.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
15	**Investigative Authority of the State Long-Term Care Ombudsman**			
	R.C. ***173.14***		**R.C.** ***173.14***	**R.C.** ***173.14***
	Allows the State Long-Term Care Ombudsman Program to investigate complaints against community-based long-term care service providers by individuals age sixty or younger. Current law restricts the program to individuals age 60 or older. Fiscal effect: There are a limited number of under 60 cases. The Department anticipates being able to absorb any additional cases using current resources with minimal cost.	No provision.	Same as the Executive.	Same as the Executive.
16	**Long-Term Care Bed Fee**			
	R.C. ***173.26***	**R.C.** ***173.26***	**R.C.** ***173.26***	**R.C.** ***173.26***
	Increases the per bed fee that long-term care facilities must pay annually from $3 to $6. Adult foster homes would be excluded from the payment. The fees collected support the Long-Term Care Ombudsperson Program. Fiscal effect: The Department anticipates total revenues of about $825,000.	Same as the Executive, but removes the fee increase, keeping the adult foster home exemption. Fiscal effect: Appropriations in appropriation item 490-609, Regional Long-Term Care Ombudsman Program, Fund 4C4 in the state special revenue fund group have been reduced $378,131 in each fiscal year to reflect the removal of the fee increase.	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
17 Long-Term Care Consumer Guide			
	R.C. ***173.45, 173.46, 173.47, 173.48, 173.49, 173.50, 173.51, 173.52, 173.53, 173.54, 173.55, 173.56, 173.57, 173.58, 173.59, Section 11***	**R.C.** ***173.45, 173.46, 173.47, 173.48, 173.49, 173.50, 173.51, 173.52, 173.53, 173.54, 173.55, 173.56, 173.57, 173.58, 173.59, Section 11***	**R.C.** ***173.45, 173.46, 173.47, 173.48, 173.49, 173.50, 173.51, 173.52, 173.53, 173.54, 173.55, 173.56, 173.57, 173.58, 173.59, Section 11***
No provision.	Eliminates the Department of Aging's Long-Term Care Consumer Guide. Fiscal effect: Appropriations in GRF appropriation item 490-407, Long-Term Care Consumer Guide, and appropriation item 490-613, Nursing Home Consumer Guide, (Fund 5K9) in the state special revenue fund group are eliminated.	Restores the law providing for the Department of Aging's Long-Term Care Consumer Guide. Requires the Department to alternate the annual customer satisfaction survey between a survey of nursing facility residents and a survey of families of nursing facility residents. Fiscal effect: Reinserts the GRF appropriation item 490-407, Long-Term Care Consumer Guide, and appropriation item 490-613, Nursing Home Consumer Guide (Fund 5K9), in the state special revenue fund group. Makes appropriations of $285,000 in each fiscal year for appropriation item 490-407, Long-Term Care Consumer Guide, and $400,000 in each fiscal year for Fund 5K9.	Same as the House.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
18	**Senior Community Services**			
			Sections *11, 11.02*	**Sections *11, 11.02***
	No provision.	No provision.	Earmarks $300,000 of GRF appropriation item 490-411, Senior Community Services, in each fiscal year for the Visiting Nurses Association of Cleveland.	Same as the Senate.
19	**Prescription Drug Discount Program**			
	Section: *11.02*		**Section: *11.02***	**Section: *11.02***
	Requires that GRF appropriation item 490-419, Prescription Drug Discount Program, be used to administer a prescription drug discount program.	No provision.	Same as the Executive.	Same as the Executive.
20	**Clear Area Agency on Aging Region 9 of State Audit**			
			Section: *132.18*	**Section: *132.18***
	No provision.	No provision.	Repeals Section 72 of Am. Sub. H.B. 850 of the 122nd General Assembly that addressed a deficit situation at Area Agency on Aging Region 9, Inc. Fiscal effect: None. AAA Region 9, Inc. has settled its deficit with the Department of Aging.	Same as the Senate.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
21	**Appraisal of Agricultural Easement**			
			R.C. ***901.22***	**R.C.** ***901.22***
	No provision.	No provision.	Provides that the value of an agricultural easement that is purchased with the assistance of a matching grant from the Clean Ohio Agricultural Easement Fund may be determined either by a general real estate appraiser who is certified under the Real Estate Appraisers Law, as under existing law, or through a points based appraisal system that is recommended by the Director of Agriculture, and requires the method of appraisal to be determined by the Director. Fiscal effect: Potential minimal effect.	Same as the Executive and House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
22 Matching Grants for Soil and Water Conservation Districts			
		R.C. ***901.22, 317.32, 5301.68, 5301.691***	**R.C.** ***901.22, 317.32, 5301.68, 5301.691***
No provision.	No provision.	Authorizes soil and water conservation districts to acquire agricultural easements. Also, the Director of Agriculture shall adopt rules to establish procedures and eligibility criteria for making matching grants to soil and water conservation districts. The soil and water conservation districts may purchase agricultural easements in the name of the board of supervisors of a soil and water conservation district. Allows the soil and water conservation districts to acquire agricultural easements by gift, devise, or bequest. Allows the board of supervisors of a soil and water conservation district to enter into a contract with the board of park commissioners of a park district or a township park district. Fiscal effect: There will be no fiscal effect for the Department of Agriculture since the amount of moneys available to the Department for purchasing agricultural easements remains the same. However, county soil and water conservation districts may experience an increase in expenditures if they choose to purchase agricultural easements.	Same as the Executive and House versions.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
23 Agricultural Financing Commission			
		R.C. *901.63*	**R.C. *901.63***
No provision.	No provision.	Extends until October 15, 2005, the Agricultural Financing Commission's authority to advise the Director of Agriculture regarding the Family Farm Loan Program. Fiscal effect: Potential minimal effect.	Same as the Senate.
24 Farm Service Agency Electronic Filing Fund			
		R.C. *901.85*	**R.C. *901.85***
No provision.	No provision.	Creates the Farm Service Agency Electronic Filing Fund (Fund XXX). The fund shall consist of moneys appropriated to it together with money reimbursed to the Fund by the Farm Service Agency in the US Department of Agriculture. The moneys shall be used to pay the Secretary of State for fees charged in advance for the electronic filing by the Farm Service Agency of financing statements related to agricultural loans that the Farm Service Agency disburses. Fiscal effect: Fund XXX, Farm Service Electronic Filing, is appropriated $60,000 in each fiscal year.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
25 Inspection of Agricultural Products			
		R.C. *927.69*	**R.C. *927.69***
No provision.	No provision.	Changes the term used for certain inspections performed by the Director of Agriculture for which a fee may be charged under the bill from "vegetable, fruit, and field crop" inspections to "agricultural products and their conveyances" inspections for consistency within the statute. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
26 Authority for Plant Industry to Charge Fees for Issuing Certificates			
R.C. ***927.69, 921.151***	**R.C.** ***927.69, 921.151, 927.53***	**R.C.** ***927.69, 921.151, 927.53***	**R.C.** ***927.69, 921.151, 927.53***
Authorizes the Division of Plant Industry to conduct inspections of agricultural products that are required by other states, the USDA, federal agencies, or foreign nations to determine if the products are infested. If an inspection determines that the product is not infested, a certificate may be issued to that effect. The Director is allowed to charge a fee for the inspection and the certificate issuance. The fees shall be deposited into Fund 669, Pesticide Program. Any revenue generated will be used to pay for the administrative costs associated with the Nursery Stock and Plant Pests Law. Fiscal effect: Increased revenues, as a result of this provision, will be used to offset the cost of the program.	Removes the provision that specifies that the Department may charge an additional fee for the issuance of a certificate. Adds language that specifies the fees that must be charged by the Director of Agriculture for certain inspections of agricultural products based on the type of certificate, agreement, or inspection involved if the Director decides to charge fees. The following fees are created in permanent law: (1) phyto-sanitary certificates; (2) compliance agreements; (3) solid wood packing certificates; and (4) vegetable, fruit, and field crop inspections. The fees shall go to Fund 669. The following fees are increased in permanent law: (1) nursery stock collector or dealer license; (2) woody nursery stock inspection; (3) intensive production areas for woody nursery stock inspection, per acre; (3) nonintensive production areas for woody nursery stock inspection, per acre; (4) nonwoody nursery stock inspection; and (5) intensive and nonintensive production areas for nonwoody nursery stock inspection, per acre. The increase for these fees shall go to Fund 669. Fiscal effect: Increases appropriation item 700-635, Pesticide Program, by $262,000 in each fiscal year to account for the increase in fees. The fees must be used to administer the inspections of agricultural	Same as House Passed, but requires money collected under the Nursery Stock and Plant Pests Law from inspection fees of agricultural products and additional license and inspection fees related to nursery stock proposed by the bill to be used to pay the costs of administering the Nursery Stock and Plant Pests Law, including paying the cost of hiring additional inspectors of agricultural products and nursery stock, rather than only to hire additional inspectors of agricultural products and nursery stock as in the House-passed bill. Fiscal effect: This provision will still increase appropriation item 700-635, Pesticide Program, by $262,000 in each fiscal year due to the increase in fees. However, the fees may be used to pay the costs of administering the Nursery Stock and Plant Pests Law in addition to hiring additional inspectors.	Same as the Senate.

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	products and to hire a minimum of two additional inspectors.		

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
27 Agricultural Districts			
		R.C. ***929.01, 1515.08, 5713.30***	**R.C.** ***929.01, 1515.08, 5713.30***
No provision.	No provision.	Revises the definition of "land devoted exclusively to agricultural use", for purposes of determining the current agricultural use value of real property for tax purposes, to include tracts, lots, or parcels of land or portions thereof that are used for such practices as grass waterways, terraces, diversions, filter strips, field borders, windbreaks, riparian buffers, wetlands, ponds, and cover crops to abate soil erosion, provided that the land so used comprises 25% or less of the total of the tracts, lots, or parcels of land included as being devoted exclusively to agricultural use; revises the definition of "agricultural production", for purposes of placing land in an agricultural district, to include conservation practices as described above, provided that the land used for those practices comprises not more than 25% of land that is otherwise devoted exclusively to agricultural use and for which an agricultural district application is filed; and allows supervisors of a soil and water conservation district to assist the county auditor when requested to determine whether a conservation activity is a conservation practice for the above purposes. Fiscal effect: Potential minimal increase in expenditures for soil and water conservation	Same as the Senate, except clarifies that in order for land features used for soil conservation to qualify for favorable CAUV tax treatment under the bill, they must be required as part of the farming operation's land management..

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		districts if they assist county auditors in determining whether certain conservation activities can be considered a conservation practice.	
28 Coyote and Black Vulture Indemnification			
		R.C. *955.51*	**R.C. *955.51***
No provision.	No provision.	Adds injury or killing of certain agricultural animals by black vultures, in addition to by coyotes as in current law, as a basis for claims against the Agro Ohio Fund. Fiscal effect: Minimal increase in expenditures.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
29 Authority of Agricultural Societies			
		R.C. ***1711.131, 1711.13, 1711.15, 1711.17***	**R.C.** ***1711.131, 1711.13, 1711.15, 1711.17***
No provision.	No provision.	Allows the board of directors of a county agricultural society or an independent agricultural society to authorize an officer or employee of the society to use a credit card held by the board to pay for expenses related to the purposes of the agricultural society, authorizes a county agricultural society to enter into agreements to obtain loans and credit in an amount up to 25% of its annual revenues, and authorizes a county agricultural society or an independent agricultural society to purchase or lease, for a term of not less than 20 years, real estate on which to hold fairs and erect buildings and other improvements. Fiscal effect: Potential increase in expenditures for agricultural societies.	Same as the Senate.
30 Wine Tax Diversion to Ohio Grape Industries Fund			
	R.C. ***4301.43*** ***4301.43***	**R.C.** ***4301.43,***	**R.C.** ***4301.43,***
No provision.	No provision.	No provision.	Extends the extra $0.02 earmark of wine tax revenue credited to the Ohio Grape Industries Fund through June 30, 2005. Fiscal effect: The Ohio Grape Industries Fund (Fund 494) will continue to receive this revenue through fiscal years 2004 and 2005.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
31 Farm Service Agency Electronic Filing Fund			
		Section: *12*	**Section: *12***
No provision.	No provision.	Makes a one-time cash transfer of $60,000 from Fund 382, Cooperative Contracts, to Fund XXX, Farm Service Electronic Filing.	Same as the Senate.
32 Coyote and Black Vulture Indemnification			
		Section: *12*	**Section: *12***
No provision.	No provision.	Increases GRF appropriation item 700-405, Animal Damage Control, by $50,000 in each fiscal year and earmarks those same amounts in each fiscal year for coyote and black vulture indemnification.	Same as the Senate.
33 International Trade and Market Development			
		Section: *12*	**Section: *12***
No provision.	No provision.	Increases GRF appropriation item 700-411, International Trade and Market Development, by $100,000 in fiscal year 2004 and earmarks that increase for the Ohio-Israel Agricultural Initiative.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
34 Coal Research and Development General Obligation Debt Service			
	R.C. ***1551.03, Section 13.02***		
No provision.	Transfers the responsibilities of Ohio Coal Development Office to Air Quality Development Authority from the Department of Development. Specifies that GRF appropriation item 898-901, Coal R & D Gen Obligation Debt Service, be used to pay debt service on bonds issued for coal research and development purposes. Requires the Office of the Sinking Fund or the Director of Budget and Management to make payments by an intrastate transfer voucher. (See Department of Development subject title "Coal Research and Development General Obligation Debt Service") and "Coal Research and Development" Fiscal effect: None.	No provision.	Same as the House.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
35	**Ohio Coal Development Office**			
		R.C. ***1551.11, 1551.12, 1551.15, 1551.311, 1551.32, 1551.33, 1551.35, 1555.02, 1555.03, 1555.04, 1555.05, 1555.06, 1555.08, 1555.17, Section 13.01***		
	No provision.	Transfers the Ohio Coal Development Office from Department of Development to the Ohio Air Quality Development Authority. Requires that GRF appropriation item 898-402, Coal Development Office, be used for administrative costs of the office. Provides that after the Coal Development Office is transferred to the Ohio Air Quality Development Authority, the Office's employees are in the unclassified service and serve at the pleasure of the Authority.(See Department of Development subject item "Ohio Coal Development Office Transfer") Fiscal effect: None	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
36 Science and Technology Collaboration			
	Section: ***13.03***		
No provision.	Requires the Authority to work closely with the Department of Development (ODOD), Board of Regents (BOR), and the Third Frontier Commission to ensure implementation of a coherent state strategy with respect to science and technology. Includes duplicate language on the Third Frontier Commission. (See subject title "Science and technology Collaboration" under ODOD and BOR.) Fiscal effect: None.	No provision.	Same as the House.
37 Ohio Coal Development Office Appropriations			
	Section: ***145.03E***		
No provision.	Abolishes the Ohio Coal Development Office in the Department of Development. Transfers the Office, its functions, assets, and liabilities to the Ohio Air Quality Development Authority. Transfers the Office's appropriations to the Authority's budget. Fiscal effect: The move is revenue neutral.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
38 Increase in Liquor Permit Fees			
R.C. ***4303.02, 4303.03 through 4303.231, 4301.30***	**R.C.** ***4303.02, 4303.03 through 4303.231***	**R.C.** ***4303.02, 4303.03 through 4303.231***	**R.C.** ***4303.02, 4303.03 through 4303.231***
Increases by 100% all current liquor permit fees of $300 or less, and increases all such fees of more than $300 by 25%. Also increases from 21% to 32.5% the percentage of the Undivided Liquor Permit Fund that must be paid to the Statewide Treatment and Prevention Fund. Fiscal effect: The increase in liquor permit fees and the increase in the percentage of undivided liquor permit funds that are to be transferred to the Department of Alcohol and Drug Addiction Services (ODADAS) would generate approximately $4.9 million in additional revenue for ODADAS per year. However, because of the timing of collections and distribution of these revenues, ODADAS would receive approximately $3.3 million in additional revenue in FY 2004. The revenue will be deposited in the Statewide Treatment and Prevention Fund (Fund 475), in the state special revenue fund group. ODADAS would need additional appropriation authority in order to spend the additional revenue.	No provision.	Same as Executive, but retains current law regarding the percentage paid to the Statewide Treatment and Prevention Fund (i.e, 21%). Fiscal effect: The increase in liquor permit fees would generate approximately $2.5 million in additional revenue for ODADAS per year. However, because of the timing of collections and distribution of these revenues, ODADAS would receive approximately $1.5 million in FY 2004. The revenue will be deposited in the Statewide Treatment and Prevention Fund (Fund 475), in the state special revenue fund group. ODADAS would need additional appropriation authority in order to spend the additional revenue.	Same as the Senate, but changes current law reducing the percentage paid to the Statewide Treatment and Prevention Fund from 21% to 20%. Fiscal effect: The increase in liquor permit fees would generate approximately $2.3 million in additional revenue for ODADAS per year. However, because of the timing of collections and distribution of these revenues, ODADAS would receive approximately $1.5 million in FY 2004. The revenue will be deposited in the Statewide Treatment and Prevention Fund (Fund 475), in the state special revenue fund group. ODADAS would need additional appropriation authority in order to spend the additional revenue.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
39	**Community Capital Assistance Funds**			
			Section: ***14***	**Section:** ***14***
	No provision.	No provision.	Appropriates and earmarks any proceeds from the repayment of ODADAS community capital assistance funds from St. Anthony's Villa for distribution to other community capital assistance projects in Lucas County. Fiscal effect: Potential gain in revenue for other community capital assistance projects in Lucas County. The amount of any such gain is unknown at this time.	Same as the Senate.
40	**Talbert House**			
		Section: ***14***	**Section:** ***14***	**Section:** ***14***
	No provision.	Earmarks $200,000 in each fiscal year in GRF appropriation item 038-401, Treatment Services, to be used to establish a Talbert House Facility in Butler County.	Same as the House, but clarifies that the earmark for the Talbert House facility in Butler County is in addition to any other funds for which the facility, and Butler County, are eligible to receive from the Department.	Same as the Senate.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
41	**Therapeutic Communities**			
			Section: ***14***	**Section:** ***14***
	No provision.	No provision.	Earmarks $750,000 in each year of the biennium in GRF appropriation item 038-401, Treatment Services, for expansion of the Therapeutic Communities Program in the Department of Rehabilitation and Correction. Fiscal effect: The Department may be able to serve two 125 to 150 bed therapeutic communities with the additional funds depending on the needs of the Department of Rehabilitation and Correction.	Same as the Senate.
42	**Treatment Services**			
	Section: ***14***	**Section:** ***14***	**Section:** ***14***	**Section:** ***14***
	Sets a maximum amount of $8,190,000 in GRF appropriation item 038-401 Treatment Services, to be used for program grants for priority populations in each year of the biennium.	No provision.	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
43 Gifts and Donations Fund			
		R.C. ***3379.11, 17***	**R.C.** ***3379.11, 17***
No provision.	No provision.	Creates, in the state treasury, the Gifts and Donations Fund, which consists of gifts and donations made to the Ohio Arts Council and fees received for the conferences it sponsors. Requires the fund to be used to pay for the Council's operating expenses. Fiscal effect: None.	Same as the Senate.
44 Equipment			
		Section: ***17***	**Section:** ***17***
No provision.	No provision.	Earmarks $200,000 in fiscal year 2004 of GRF appropriation item 370-300, Equipment, for computer upgrades.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
45 Collection of Moneys Due the State			
	R.C. ***131.02***	**R.C.** ***131.02***	**R.C.** ***131.02***
No provision.	Modifies the law governing the Attorney General's collection of amounts due the state by: (1) applying a different rate interest to such claims, and (2) permitting the addition of fees to recover the cost of processing checks returned for insufficient funds and the cost of providing electronic payment options. Fiscal effect: The interest rate provision may result in a modest annual increase in debt revenues collected and deposited in various state funds, while the permissive authority to charge certain fees presumably could offset all, or a portion, of the costs associated with providing certain services.	Same as the House, but adds a provision authorizing the Attorney General to assess collection costs when debts are owed to the state and not paid in a timely manner. Fiscal effect: Same as the House, plus additional state revenue would be generated if the Attorney General chose to assess these collection costs. Whether the magnitude of that revenue might exceed minimal annually is uncertain.	Same as the Senate.
46 Tobacco Product Manufacturer Certification Requirements and Directory			
		R.C. ***1346.04, 1346.05, 1346.06, 1346.07,1346.08, 1346.09, 1346.10, 5743.21, Sections 145.03EE, 145.03FF***	**R.C.** ***1346.04, 1346.05, 1346.06, 1346.07,1346.08, 1346.09, 1346.10, 5743.21, Sections 145.03EE, 145.03FF***
No provision.	No provision.	(1) Requires tobacco product manufacturers whose cigarettes are sold in this state to certify specified information, including information on escrow account payments and tobacco brands, to the Attorney General by April 30 of each year.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
No provision.	No provision.	(2) Requires the Attorney General to develop and publish on the Office's website a directory listing all of the tobacco product manufacturers that are in compliance with the certification requirements.	Same as the Senate.
No provision.	No provision.	(3) Prohibits tax stamps from being affixed to cigarettes, and prohibits cigarettes from being sold, offered for sale, or possessed for sale, if the tobacco product manufacturer that produces the cigarettes, or the brand family to which the cigarettes belong, is not included in the directory.	Same as the Senate.
No provision.	No provision.	(4) Establishes criminal and civil penalties for selling cigarettes in violation of these provisions.	Same as the Senate.
No provision.	No provision.	(5) Establishes procedures for the appointment of an agent for the service of process, and for providing notice and reporting required information from tobacco product manufacturers and stamping agents to the Tax Commissioner or the Attorney General.	Same as the Senate.
No provision.	No provision.	(6) Authorizes the Attorney General and the Tax Commissioner to adopt additional procedures by administrative rule.	Same as the Senate.
		Fiscal effect: As of this writing, the magnitude of the potential fiscal effect of these codified law provisions on the revenues and expenditures of the state and its political subdivisions is uncertain.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
47 Reparations for Dependents of Crime Victims			
		R.C. ***2743.60***	**R.C.** ***2743.60, 2743.191, 2743.51, 2743.65, 3701.741***
No provision.	No provision.	Allows an award of reparations to a minor dependent of a crime victim if the dependent is not ineligible due to the dependent's own criminal history and if the victim was not killed while engaging in violent felonious conduct that contributed to the criminally injurious conduct that gave rise to the claim. Fiscal effect: As a result of this change to existing codified law, it is expected that the annual expenditures from the Victims of Crime/Reparations Fund (Fund 402) could increase by as much as several hundred thousand dollars or so.	Same as the Senate, but provides that an award of reparations to a minor dependent of a crime victim if the dependent is not ineligible due to the dependent's own criminal history and if the victim was not killed while engaging in "illegal" (Senate version: "violent felonious") conduct that contributed to the criminally injurious conduct that gave rise to the claim. Fiscal effect: Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
48 Elimination of the Drug Abuse Resistance Education (DARE) Programs Fund			
	R.C. ***4503.234, (and future version of 4503.234), 4511.191 (and future version of 4511.191)***		
No provision.	Redirects the $75 amount of the $425 OMVI driver's license reinstatement fee that is currently deposited in the Attorney General's Drug Abuse Resistance Education Programs Fund (Fund 4L6) and eliminates the fund. Fiscal effect: The elimination of this revenue stream and related fund will mean an annual loss to the Attorney General of roughly $3.5 million. The moneys in the fund are used by the Attorney General to award grants to local law enforcement agencies to establish and implement drug abuse resistance education programs in public schools. The Attorney General is permitted to use up to 6% of the revenue received to pay the costs it incurs in administering the grant program and in providing training and materials relating to drug abuse resistance education programs.	No provision.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
49 Law-Related Education			
Section: ***20***		**Section:** ***20***	**Section:** ***20***
Earmarks all of the funds appropriated to GRF appropriation item 055-405, Law-Related Education, for distribution to the Ohio Center for Law-Related Education for the purposes of providing continuing citizenship education activities to primary and secondary students and accessing additional public and private money for new programs. An analogous GRF appropriation item and related uncodified law are part of The Judiciary/Supreme Court's budget (appropriation item 005-406, Law-Related Education). Fiscal effect: This uncodified law provision continues existing practice with regard to the moneys appropriated to appropriation item 055-405, Law-Related Education.	No provision.	Same as the Executive.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
50 Uniform Accounting Network and training programs of the Auditor of State			
		R.C. ***117.101, 117.44***	**R.C.** ***117.101, 117.44***
No provision.	No provision.	Requires the Auditor of State to provide, operate, and maintain a uniform and compatible computerized financial management and accounting system known as the uniform accounting network. Expands the time period within which the Auditor of State must hold training programs for newly elected local officials (December 1 - April 1 following a general election). Authorizes the Auditor of State to provide training or other appropriate educational programs in collaboration with other public or private entities. Fiscal effect: Potential expenses associated with required continuation of the uniform accounting network (the current system is permissive in law). Possible unknown increases in expenses for training or other educational programs that the Auditor of State provides.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
51 Governmental force account limitations; force account audits			
		R.C. *117.16*	**R.C. *117.16***
No provision.	No provision.	Eliminates the Auditor of State's receipt of a penalty from counties, townships, and municipal corporations for force account limit violations and instead has the penalty amount (1) withheld from the political subdivision's due and payable funds under the Tax Commissioner's control (and also sometimes funds under a county auditor's control) and (2) deposited into the Highway Operating Fund for distribution to local governments that have not violated their force account limits. Changes audit procedures of force account projects, such that the Auditor of State must only audit a sampling of those projects for a public office, instead of a sampling of each project. Fiscal effect: Potential revenue loss to the Auditor of State for receipts of penalties for force account limit violations. Instead, the potential revenue losses to counties, townships, or municipal corporations in violation of the force account limits (for a third or more subsequent time as identified by the auditor of state to the tax commissioner), would result in potential revenue gains to counties, townships, or municipal corporations that have not violated their force account limits. Distributions would be made from moneys from the	Same as the Senate except the penalty amount is deposited into the Local Transportation Improvement Fund instead of the Highway Operating Fund. Fiscal effect: Potential revenue increase to the Local Transportation Improvement Fund administered by the Public Works Commission.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		highway operating fund.	
52 State Agency Planning for Capital Budgeting			
	R.C. ***126.03***	**R.C.** ***126.03***	**R.C.** ***126.03***
No provision.	Requires state agencies to provide information during the capital budget process on how each project addresses the needs of constitunts, patients, inmates, and other persons. Fiscal effect: May require additional work for state agencies involved in the capital budgeting process.	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
53 Office of Quality Services			
Section: ***23***	**Section:** ***23***	**Section:** ***23***	**Section:** ***23***
Permits a portion of GRF appropriation item 042-401, Office of Quality Services, to provide financial sponsorship support for conferences and showcases that promote quality improvement efforts. Also permits the Office of Quality Services to charge other government agencies for costs associated with training and services. These fees will be credited to the Quality Services Fund (Fund 4C1) in the General Services fund group.	Eliminates the Office of Quality Services. Fiscal effect: GRF appropriates to Office of Quality Services in amount of $510,306 in FY 2004 and $525,615 in FY 2005	Same as the House.	Provides for final closure of the Office of Quality Services in the Office of Budget and Management (OBM) and add appropriations for line item GRF 042-401, Office of Quality Services for fiscal year 2004 for $30,000 to pay the final payroll costs. Abolishes the Office of Quality Services at the end of FY 2003 and reduces the appropriation for line item GRF 042-409, Commission Closures for fiscal year 2004 to $65,000 from $95,000 to pay for unemployment compensation costs and miscellaneous expenses related to the closures of the Office of Quality Services and other closed state offices. Fiscal effect: None. The changes for OBM appropriations in FY 2004 are offsetting.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
54 Audit Costs			
Section: *23*	**Section: *23***	**Section: *23***	**Section: *23***
Limits appropriation item 042-603, State Accounting, from spending more than $400,000 in FY 2004 and $415,000 in FY 2005 on the centralized audit costs associated with either Single Audit Schedules or financial statements prepared in conformance with generally accepted accounting principles for the State.	No change.	Same as the Executive, but increases the Audit of Auditor of State appropriation item 042-412 by $12,660 in FY 2004 and $4,760 in FY 2005 to include the cost auditing the Auditor's of State's warrant writing system per the Statement of Auditing Standards (SAS) Number 70 for the Service organizations. This is an additional audit service that was not factored into the original appropriation recommendation. Fiscal effect:GRF appropriation will increase.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
55 State Services Review			
	Sections ***23, 142.02D, 142.02A, 142.02B, 142.02C***		
No provision.	Requires OBM to review all commercial services provided by the state and to issue a report identifying which of those services may be opened to competition. By July 1, 2004, OBM must implement a program to open at least 5% of those services to competition. Requires OBM to review the structure of delivery of all administrative support services within state government for the purpose of determining the efficiency of the provision of those services. OBM must issue a report to the General Assembly not later than January 31, 2004, making recommendations for the consolidation, reformation, and restructuring of those services and specifying any changes that must be made to statutory or uncodified law in order to implement those recommendations. Requires OBM to develop a rating system for evaluating the effectiveness of all state programs. OBM must submit the rating system to the General Assembly not later than May 1, 2004. If a rating system is implemented, the Governor must include with the proposed budget a catalog indicating the rating received by each state program for the 2006-2007 biennium. Creates the Asset and Enterprise Review Committee to inventory and appraise all	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	assets and enterprises of the state, reviewing those assets and enterprises to determine which of them may be sold, leased, or otherwise removed from state ownership or operation. The Committee must prepare its inventory, appraisal, and required recommendations not later than December 31, 2003.		
No provision.	Earmarks $495,444 in FY 2004 and $495,443 in FY 2005 from appropriation item 042-321, Budget Development and Implementation, to support the review of state services.		
56 OAKS Project Implementation			
Section: ***120***	**Section:** ***120***	**Section:** ***120***	**Section:** ***120***
Transfers $1,250,000 cash each July from the GRF to Fund 5N4, OAKS Project Implentation.	No change.	Same as the Executive, but amends the temporary language that up to $1.25 million can be transferred for OAKS. Fiscal effect: none.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
57 Employment Cap on State Employees			
	Section: ***145.03Q***		
No provision.	Limits the number of all state employees (including university, college, and retirement system employees) that can be hired during the FY 2004-FY 2005 biennium to the employment level in December, 2002. Fiscal effect: Potential increase in administrative costs to the Office of Budget and Management. May limit the number of employees hired, resulting in a potential decrease in payroll expenses. May also increase costs or decrease revenues if employees in certain areas can not be hired. Adverse consequences are likely to be minimized if the cap is allocated by OBM among agencies and the allocations can change over time within the statewide total.	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
58 Object Code 13 Expenditures Reductions			
	Section: ***145.03S,***		
No provision.	Requires the Director of Budget and Management to reduce GRF Object Code 13 expenditures (purchased services) by $19,919,464 in each fiscal year without disrupting essential services of the State. The Department of Education, the Department of Mental Health, the Department of Mental Retardation and Development Disabilities, the Department of Rehabilitation and Correction, the Board of Regents, and the Department of Youth Services are exempt from the reductions.	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
59 Increase in Board Membership and Create New Advisory Committees			
		R.C. ***121.04, 3701.82, 3737.03, 3737.65, 3737.71, 3737.81, 3737.82, 3737.83, 3737.84, 3737.85, 3737.86, 3781.07, 3781.071, 3781.072, 3781.19, 3781.22, 5502.01***	**R.C.** ***121.04, 3701.82, 3737.03, 3737.65, 3737.71, 3737.81, 3737.82, 3737.83, 3737.84, 3737.85, 3737.86, 3781.07, 3781.071, 3781.072, 3781.19, 3781.22, 5502.01***
No provision.	No provision.	Renames the Board of Building Standards the Board of Building and Fire Standards. Transfers authority to adopt the State Fire Code from the State Fire Marshal to the Board of Building and Fire Standards. Adds the State Fire Marshal, the Superintendent of Industrial Compliance, and three additional members to the Board of Building Standards. Adds two members to the State Board of Building Appeals. Creates the Ohio Building Code Advisory Committee and the Ohio Fire Code Advisory Committee. Creates the Aboveground Petroleum Storage Tank Study Committee. Fiscal effect: Increases expenses for the Industrial Compliance Fund (Fund 556).	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
60 Transfers Regulatory Authority for Private Investigator and Security Guard Providers			
		R.C. ***121.08, 4749.01, 4749.02, 4749.03, 4749.04, 4749.05, 4749.06, 4749.07, 4749.08, 4749.10, 4749.11, 4749.12, 4749.13, 4749.14, 5502.01, and Sections 29 and 84***	**R.C.** ***121.08, 4749.01, 4749.02, 4749.03, 4749.04, 4749.05, 4749.06, 4749.07, 4749.08, 4749.10, 4749.11, 4749.12, 4749.13, 4749.14, 5502.01, and Sections 29 and 84***
No provision.	No provision.	Relocates regulatory authority for private investigators and security guard providers from the Division of Real Estate and Professional Licensing in the Department of Commerce to the Department of Public Safety. Removes funding for this purpose from Commerce and appropriates $404,166 in fiscal year 2004 and $1,188,716 in fiscal year 2005 to Public Safety. Fiscal effect: Decrease in appropriations for the Department of Commerce and an increase in appropriations for the Department of Public Safety. (See Department of Public Safety)	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
61 Pressure Piping System Inspection and Welding and Brazing Qualifications			
R.C. ***121.084, 4104.41, 4104.42, 4104.43, 4104.44, 4104.45, 4104.46, 4104.47, 4104.48, Sections 139.01, 139.02***	**R.C.** ***121.084, 4104.41, 4104.42, 4104.43, 4104.44, 4104.45, 4104.46, 4104.47, 4104.48, Sections 139.01, 139.02***	**R.C.** ***121.084, 4104.41, 4104.42, 4104.43, 4104.44, 4104.45, 4104.46, 4104.47, 4104.48, Sections 139.01, 139.02***	**R.C.** ***121.084, 4104.41, 4104.42, 4104.43, 4104.44, 4104.45, 4104.46, 4104.47, 4104.48, Sections 139.01, 139.02***
Transfers responsibilities for the inspection of power, refrigeration, hydraulic, heating, and liquefied petroleum gas piping systems from the Division of Industrial Compliance to the Board of Building Standards, within the Division of Industrial Compliance. The Division of Industrial Compliance would retain jurisdiction over newly installed such systems, except where local building departments are certified to do so. Establishes regulations for the design, installation, and testing of nonflammable medical gas and vacuum piping systems. Specifies that the intent of the General Assembly arises out of concern for the health, safety, and welfare of contractors, their employees, and the public; the purpose is solely to eliminate duplicative inspection personnel and fees. Fiscal effect: Potential revenue gain if fees are assessed for the regulation of the design, installation, and testing of nonflammable medical gas and vacuum piping systems.	No change.	Same as the Executive, but also clarifies that the Board of Building Standards may place the rules it adopts for gaseous piping systems either in the "Ohio Building Code," or in the "Ohio pressure piping system rules."	Same as the Senate, but eliminates the word "gaseous" from the term "gaseous piping systems" so that the bill would give the Board of Building Standards authority to incorporate rules governing all types of piping systems with the Ohio Building Code rules.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
62 State Fire Marshal			
	R.C. ***3737.21, 121.08, 3737.22, 3743.57, 3743.75, 3746.02, 3901.86***	**R.C.** ***3737.21, 121.08, 3737.22, 3743.57, 3743.75, 3746.02, 3901.86***	**R.C.** ***3737.21, 121.08, 3737.22, 3743.57, 3743.75, 3746.02, 3901.86***
No provision.	Places the State Fire Marshal under the Department of Public Safety. Currently, the State Fire Marshal is under the Department of Commerce. Fiscal effect: No overall effect on the state. (See Department of Public Safety)	Same as House, but also transfers all related appropriations to the Department of Public Safety (See Department of Public Safety)	No provision.
63 Prevailing Wage Statute of Limitations			
	R.C. ***4115.21***	**R.C.** ***4115.21***	**R.C.** ***4115.21***
No provision.	Creates a two-year statute of limitations for causes of action filed alleging a violation of the Prevailing Wage Law. Fiscal effect: None.	Modifies language so that a person who is filing a complaint alleging a violation of the prevailing Wage Law is subject to a two-year statute of limitations with regard to the time period within which the person must file a complaint with the Director of Commerce. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
64 Sale of Spirituous Liquor in 50 Milliliter Containers			
		R.C. ***4301.19***	**R.C.** ***4301.19***
No provision.	No provision.	Authorizes the Division of Liquor Control to sell at wholesale spirituous liquor in 50 milliliter sealed containers to any holder of a liquor permit that authorizes the sale of spirituous liquor for consumption on the premises where sold, and removes current law's limited authority for the Division to sell these containers only to hotels that sell spirituous liquor by means of a controlled access alcohol and beverage cabinet located in individual rooms. Fiscal effect: Increase in liquor revenue deposited in the Liquor Control Fund (Fund 043).	Same as the Senate.
65 Times of Sunday Liquor Sales			
		R.C. ***4301.361, 4301.364***	**R.C.** ***4301.361, 4301.364***
No provision.	No provision.	No provision.	Specifies that Sunday liquor sales are authorized to begin at 1 p.m. if a question authorizing those sales to begin at 10 a.m. is defeated in a precinct where those sales are already authorized to begin at 1 p.m.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
66 Liquor Permit Fee Increases			
R.C. ***4303.02, 4303.021, 4303.03, 4303.04, 4303.05, 4303.06, 4303.07, 4303.08, 4303.09, 4303.1, 4303.11, 4303.12, 4303.121, 4303.13, 4303.14, 4303.141, 4303.15, 4303.151, 4303.16, 4303.17, 4303.171, 4303.18, 4303.181, 4303.182, 4303.183, 4303.184, 4303.19, 4303.20, 4303.201, 4303.202, 4303.203, 4303.204, 4303.21, 4303.22, 4303.23, 4303.231***		**R.C.** ***4303.021, 4303.03, 4303.04, 4303.05, 4303.06, 4303.07, 4303.08, 4303.09, 4303.1, 4303.11, 4303.12, 4303.121, 4303.13, 4303.14, 4303.141, 4303.15, 4303.151, 4303.16, 4303.17, 4303.171, 4303.18, 4303.181, 4303.182, 4303.183, 4303.184, 4303.19, 4303.20, 4303.201, 4303.202, 4303.203, 4303.204, 4303.21, 4303.22, 4303.23, 4303.231***	**R.C.** ***4303.021, 4303.03, 4303.04, 4303.05, 4303.06, 4303.07, 4303.08, 4303.09, 4303.1, 4303.11, 4303.12, 4303.121, 4303.13, 4303.14, 4303.141, 4303.15, 4303.151, 4303.16, 4303.17, 4303.171, 4303.18, 4303.181, 4303.182, 4303.183, 4303.184, 4303.19, 4303.20, 4303.201, 4303.202, 4303.203, 4303.204, 4303.21, 4303.22, 4303.23, 4303.231***
Increases from 21% to 32.5% the percentage of the Undivided Liquor Permit Fund (Fund 066) revenue that must be transferred to the Statewide Treatment and Prevention Fund (Fund 475) within the Department of Alcohol and Drug Addiction Services (ODADAS). This would result in the following distribution of liquor permit fee revenue: 40% to Local Taxing Districts; 32.5% to ODADAS; and 27.5% to the GRF Increases by 100% all current liquor permit fees of $300 or less, and by 25% all such fees of more than $300. Fiscal effect: These increases would result in a projected $11,808,260 revenue gain in Fund 066 and be disbursed as follows: $2,889,032 to GRF; $6,584,186 to ODADAS;	No provision.	Same as the Executive, but removes the provision that increases the amount of liquor permit fee revenue that is transferred to the Statewide Treatment and Prevention (Fund 475) within the Department of Alcohol and Drug Addiction Services (ODADAS). Fiscal effect: Increase of $11,808,261 in liquor permit fee revenue distributed as follows: $3,424,395 to GRF, $2,479,734 to ODADAS, and $5,904,130 to Local Taxing Districts.	Changes the current requirement that $50 for each fee received for certain D-2 liquor permits (wine and mixed beverages--hotels, restaurants, clubs, boats, and vessels) and $25 for each fee received for C-2 liquor permits (wine and mixed beverages retailers) be paid from the Undivided Liquor Permit Fund into the General Revenue Fund, by instead requiring 45% of the Undivided Liquor Permit Fund be paid into the General Revenue Fund. Changes the current requirement that, prior to the fees received for those D-2 and C-2 liquor permits being paid into the General Revenue Fund, 21% of the Undivided Liquor Permit Fund be paid into the Statewide Treatment and Prevention Fund, by instead requiring generally that 20% of the Undivided Liquor Permit Fund be paid into the Statewide Treatment and Prevention

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
and $2,335,042 to Local Tax Districts.			Fund. Changes the current requirement that the moneys remaining in the Undivided Liquor Permit Fund (after distribution of moneys as provided under current law as described above) be distributed by the Superintendent of Liquor Control at quarterly calendar periods to municipal corporations and townships, by instead requiring generally that 35% of the Undivided Liquor Permit Fund be so distributed by the Superintendent. Currently, the Undivided Liquor Permit Fund is distributed as follows: 29% to the General Revenue Fund, 21% to the Statewide Treatment and Prevention Fund, and 50% to Local Taxing Districts. Fiscal effect: Increase in revenue to the General Revenue Fund from liquor permit fees. It is unclear how this will effect local taxing districts.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
67 Changes to Liquor Permits			
		R.C. ***4303.181I, 4303.181(J)***	**R.C.** ***4303.181I, 4303.181(J)***
No provision.	No provision.	No provision.	Allows the D-5i liquor permit to be issued to a retail food establishment or food service operation that meets specified criteria and is located in a municipal corporation or township with a population of 75,000 or less, rather than a municipal corporation or township with a population of 50,000 or less, as current law requires. Allows the D-5j liquor permit to additionally be issued in a community entertainment district that is located in (1) a township with a population of at least 40,000 and (2) a municipal corporation with a population of at least 20,000 (a) that contains an amusement park rides of which have been issued a permit by the state Department of Agriculture of (b) in which not less than $50 million will be invested in development and construction in the community entertainment district's area located in the municipal corporation. Fiscal effect: Potential increase in the number of liquor permits issued, thus increasing liquor permit revenue in the Undivided Liquor Permit Fund (Fund 066) and the Liquor Control Fund (Fund 043).

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
68 Allows Sunday Sales for D-5g Liquor Permit Holder			
		R.C. ***4303.182***	**R.C.** ***4303.182***
No provision.	No provision.	Requires the issuance of a Sunday sales permit to a liquor permit holder that is a nonprofit corporation that owns or operates a national professional sports museum (a D-5g permit holder), whether or not Sunday liquor sales have been authorized at that museum in a Sunday sales election. Fiscal effect: Potential increase in the number of liquor permits issued (possibly only 1 new permit), thus increasing liquor permit revenue in the Undivided Liquor Permit Fund (Fund 066) and the Liquor Control Fund (Fund 043).	Same as the Senate.
69 Creates F-5 Liquor Permit for Riverboats			
		R.C. ***4303.205,***	**R.C.** ***4303.205,***
No provision.	No provision.	No provision.	Creates the temporary F-5 liquor permit to be issued to riverboats that will be participating in an Ohio riverboat festival. Fiscal effect: Increase in liquor permit revenue in the Undivided Liquor Permit Fund (Fund 066) and the Liquor Control Fund (Fund 043).

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
70	**Banks Fund (Fund 544) Transfer to the GRF**			
		Section: ***29***	**Section:** ***29***	**Section:** ***29***
	No provision.	Requires the Director of Budget and Management to transfer $2 million from the Banks Fund (Fund 544) to the GRF on July 31, 2003, or as soon as possible thereafter.	Allows rather than requires the Director of Budget and Management to transfer up to $2 million to the GRF.	Same as the Senate.
71	**Fire Marshal Fund (Fund 546) Transfer to the GRF**			
		Section: ***29***	**Section:** ***29***	**Section:** ***29***
	No provision.	Requires the Director of Budget and Management to transfer $10 million from the Fire Marshal Fund (Fund 546) to the GRF on July 31, 2003, or as soon as possible thereafter.	Allows rather than requires the Director of Budget and Management to transfer up to $10 million to the GRF.	Same as the Senate.
72	**Real Estate Fund (Fund 549) Transfer to the GRF**			
		Section: ***29***	**Section:** ***29***	**Section:** ***29***
	No provision.	Requires the Director of Budget and Management to transfer $1 million from the Real Estate Fund (Fund 549) to the GRF on July 31, 2003, or as soon as possible thereafter.	Allows rather than requires the Director of Budget and Management to transfer up to $1 million to the GRF.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
73 Industrial Compliance Fund (Fund 556) Transfer to the GRF			
	Section: *29*	**Section: *29***	**Section: *29***
No provision.	Requires the Director of Budget and Management to transfer $1 million from the Industrial Compliance Fund (Fund 556) to the GRF on July 31, 2003, or as soon as possible.	Allows rather than requires the Director of Budget and Management to transfer up to $1 million to the GRF.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
74 Mandate Assistance			
Section: ***31***	**Section:** ***31***	**Sections** ***31, 29 and 84***	**Sections** ***31, 29 and 84***
Requires that the amounts appropriated to GRF appropriation item 911-404, Mandate Assistance, be used to provide political subdivisions with funds to defray the cost of the following three specified unfunded state mandates: (1) local prosecution costs associated with felonies committed on the grounds of the Department of Rehabilitation and Correction and the Department of Youth Services, through requests submitted by the Office of Criminal Justice Services (CJS); (2) the costs that small villages and townships incur by providing firefighter training, equipment, and gear, through requests submitted by the Department of Commerce (COM); and (3) the costs school districts bear in providing in-service training for child abuse detection, through requests submitted by the Department of Education (EDU). Allows the Public Defender to request that the Controlling Board use any unused portion of the appropriations, after they have been allocated for the purposes above, to supplement reimbursements made to counties for indigent defense costs.	No change.	Changes references to the Department of Commerce to the Department of Public Safety, which would administer the small government fire department grant program. This reflects the proposed shift of the State Fire Marshal from the Department of Commerce to the Department of Public Safety.	Restores references throughout this section to the Department of Commerce, which will continue to administer the small government fire department grant program.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
75	**Job Creation and Retention Tax Credits**			
			R.C. ***122.17, 122.171, 718.15, 718.151; Section 146.06***	**R.C.** ***122.17, 122.171, 718.15, 718.151; Section 146.06***
	No provision.	No provision.	Extends from 10 years to 15 years the maximum period for which taxpayers may receive corporate franchise or personal income tax credits for creating or retain jobs. (See also item entitled "Job Creation and Retention Tax Credits in the Tax Provisions.) Fiscal effect: This provision has a minimum fiscal effect on state revenues. Provides that if a municipal corporation grants a corresponding job creation or retention credit against its income tax, the maximum term of the credit is 15 years. (See also item entitled "Job Creation and Retention Tax Credits in the Tax Provisions.) Fiscal effect: This provision potentially reduces revenues to municipalities that elect to provide the tax credits. Authorizes the Director of Development to issue a job retention tax credit certificate to an employer who has retained less than 90% of the full-time employment positions required under the agreement between the taxpayer and the tax credit authority as long as the authority has, by resolution and in the agreement, authorized a lower rate of job retention. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
76 EDGE Program Implementation and Bonding Requirements			
R.C. ***123.152, 122.87, 122.88, 122.90, 123.153***	**R.C.** ***123.152, 122.87, 122.88, 122.90, 123.153***	**R.C.** ***123.152, 122.87, 122.88, 122.90, 123.153, 122.041***	**R.C.** ***123.152, 122.87, 122.88, 122.90, 123.153, 122.041***
Requires the Director of Development to assist the Director of Administrative Services with the implementation of the Encouraging Diversity, Growth, and Equity (EDGE) Program, and requires them to issue a detailed report to the Governor by December 31, 2003, regarding the implementation of the EDGE Program. Requires the Director of Development to do all of the following with regard to the EDGE Program: (1) Conduct outreach, marketing, and recruitment of EDGE business enterprises; (2) Provide assistance to the Department of Administrative Services, as needed, to certify new EDGE business enterprises and to train appropriate state agency staff; (3) Provide business development services to program participants in the developmental and transitional stages of the program, including financial and bonding assistance and management and technical assistance; (4) Develop a mentor program to bring businesses into a working relationship with EDGE business enterprises in a way that	No change.	Same as Executive and House, but moves the provision from Department of Administrative Services law (ORC 123.153) to Department of Development law (ORC 122.04). Fiscal effect: Executive provision may increase the administrative expenses of the Department of Development relating to the issuance of the detailed report, administrative duties of the program, as well as an increase in expenditures relating to the bond guarantees. In the case of the default by a participating business in the bond guaranty program, the Department must pay the portion of the bond that was guaranteed. Senate change does not have a fiscal effect.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
commercially benefits both entities and serves the purpose of the EDGE Program; (5) Establish processes by which an EDGE business enterprise may apply for contract assistance, financial and bonding assistance, management and technical assistance, and mentoring opportunities.			
Allows the Director of Development to guarantee bonds executed by sureties for minority business enterprises and EDGE business enterprises as principals on contracts with the state and any political subdivision or instrumentality, or any person as the obligee with parameters established for such guaranty bonds. Permits the Director to guarantee up to 90% of the loss incurred and paid by sureties on bonds guaranteed by the Director. Prohibits the penal sum amounts of all outstanding guarantees made by the Director from exceeding three times the difference between the amount of moneys in the minority business bonding fund and available to the fund, and the amount of all outstanding bonds issued by the Director for the guaranty bonds issued on behalf of minority businesses as principals.			
Fiscal effect: This provision may increase the administrative expenses of the Department of Development relating to the issuance of the detailed report, administrative duties of the program, as well as an increase in expenditures relating to the			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
bond guarantees. In the case of the default by a participating business in the bond guaranty program, the Department must pay the portion of the bond that was guaranteed.			
77 Transfer of innovation Ohio Loan Fund			
		R.C. *166.16,*	**R.C. *166.16,***
No provision.	No provision.	No provision.	Changes the Innovation Ohio Loan Fund from a custodial fund to a fund in the state treasury. Fiscal effect: None.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
78 Housing Trust Fund Fees Collected by County Recorders			
R.C. ***317.36, 175.21, 175.22, 317.32, 319.63, 1563.42, 1792.59, 2505.13, 4141.23, 4509.60, 5111.021, 5310.15, 5719.07, 5727.56, 5733.22, 6101.09, 6115.09***	**R.C.** ***317.36, 175.21, 175.22, 317.32, 319.63, 1563.42, 1792.59, 2505.13, 4141.23, 4509.60, 5111.021, 5310.15, 5719.07, 5727.56, 5733.22, 6101.09, 6115.09, Section 38.09a***	**R.C.** ***317.36, 175.21, 175.22, 317.32, 319.63, 1563.42, 1792.59, 2505.13, 4141.23, 4509.60, 5111.021, 5310.15, 5719.07, 5727.56, 5733.22, 6101.09, 6115.09, Section 38.09a***	**R.C.** ***317.36, 175.21, 175.22, 317.32, 319.63, 1563.42, 1792.59, 2505.13, 4141.23, 4509.60, 5111.021, 5310.15, 5719.07, 5727.56, 5733.22, 6101.09, 6115.09, Section 38.09a***
Establishes 45 different fees for county recorders to collect in addition to the service fees that recorders charge under current law. Under this provision, the service fees that recorders currently charge are called "base fees" and the new fees are called "housing trust fund fees." Directs recorders to charge both the base fee and the housing trust fund fee for various services that recorders perform, including filing maps, zoning resolutions and plats, deeds, mortgages, liens, release of liens, and photocopying documents and records. The new housing trust fund fees are equal to the amounts currently charged in service fees, thus doubling the amount of fees that county recorders charge. The new housing trust fund fees are deposited in the Low- and Moderate-Income Housing Trust Fund, which exists under current law and is one source of revenue for Department of Development (DOD) and Ohio Housing Finance Agency (OHFA) programs. Examples of the new fees include: a $5 housing trust fund fee charged when maps	Eliminates the proposed Housing Trust Fund fees that county recorders would charge and the requirements for collection and deposit of those fees, but retains the requirements for the expenditure of money from the Low- and Moderate-Income Housing Trust Fund. Fiscal effect: In place of the revenue provided by the proposed Housing Trust Fund fee collected by the county recorder appropriations for $44,000,000 are made in GRF appropriation item 195-441, Low and Moderate Income Housing.	Same as Executive, but reduces the proposed limit on annual expenditures for the administration of the Housing Trust Fund from 6% to 5% of the total amount in the fund, which is the limit under current law. Fiscal effect: Executive provision has a direct fiscal effect on local governments, in particular requiring county recorders to collect additional fees and transmit them to the Treasurer of the State. Provided that county recorders transmit the Housing Trust Fund fees in a timely manner, they are permitted to retain 1% of the fees collected for administrative expenses. The Housing Trust Fund fees collected by county recorders are in lieu of GRF dollars that previously funded these programs. Spending authority of $40 million is appropriated in each year of the biennium through SSR line item 195-646, Low and Moderate Income Housing Trust Fund for these programs. Senate provision increases the amount of money available for Housing Trust Fund grants and loans by reducing the amount of money that can be	Same as the Senate, except places the Housing Trust Fund fees collected by county recorders in effect on August 1, 2003, and modifies criteria for the awards made from the Low- and Moderate-Income Housing Trust Fund by specifying that the awards are based on the amount remaining in the fund after the award of funds, instead of the expenditures made.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
of abandoned mines are filed; a $2 fee when a certificate is filed for the release of a property tax lien; a fee of $50 when a zoning resolution is filed; and a fee of $1 per page for photocopying a document other than at the time of recording. Permits county auditors to retain 1% of the amount collected for expenses if the auditor pays the amounts to the Treasurer of State in a timely manner. Directs the Treasurer to deposit any amount collected over $50 million in the state's General Revenue Fund.		used for administrative purposes.	
Stipulates new requirements for the expenditure of money from the Low- and Moderate-Income Housing Trust Fund. New areas that receive specified funding amounts under the provision include: (1) not more than 6% of the current year appropriation authority for transitional and permanent housing programs; (2) at least $100,000 for training and technical assistance to nonprofit development organizations in underserved areas; (3) not more than 7% for emergency shelter housing grants programs; (4) at least $250,000 for the resident services coordinator program in the Department of Aging, proposed elsewhere in the bill; and (5) not more than 5% of grants and loans be made from the Housing Trust Fund to community development corporations and the Ohio Community Development Finance Fund, a private nonprofit corporation.			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
Limits administration expenses of the trust fund (capped at 5% under current law) to not more than 6%.			
Fiscal effect: The provision has a direct fiscal effect on local governments, in particular requiring county recorders to collect additional fees and transmit them to the Treasurer of the State. Provided that county recorders transmit the Housing Trust Fund fees in a timely manner, they are permitted to retain 1% of the fees collected for administrative expenses. The Housing Trust Fund fees collected by county recorders are in lieu of GRF dollars that previously funded these programs. Spending authority of $40 million is appropriated in each year of the biennium through SSR line item 195-646, Low and Moderate Income Housing Trust Fund for these programs.			

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
79	**Ohio Coal Development Office Transfer**			
		R.C. ***1551.32, 1551.11, 1551.12, 1551.15, 1551.311, 1551.33 to 1551.35, 1555.02 to 1555.06, 1555.08, 1555.1, Sections 13, 38, 145.03E***		
	No provision.	Transfers the Ohio Coal Development Office from the Department of Development to the Ohio Air Quality Development Authority, and transfers the Office's proposed FY 2004-2005 appropriation to the Authority's budget. Provides that after the Office is transferred to the Authority, the Office's employees are in the unclassified service and serve at the pleasure of the Authority. (See also item entitled "Ohio Coal Development Office" in the Air Quality Development Authority.) Fiscal effect: Transfers GRF appropriation items 195-408, Coal Research Development, 195-906, Coal Research and Development General Obligation Debt Service, and Coal Research/Development Fund (Fund 046) appropriation item 195-632, Coal Research and Development Fund, from the Department of Development's budget to the Air Quality Development Authority's budget.	No provision.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
80 Energy Efficiency Revolving Loan Program			
		R.C. ***4928.62, 4928.63***	**R.C.** ***4928.62, 4928.63***
No provision.	No provision.	Permits financial assistance for projects under the Energy Efficiency Revolving Loan Program to be provided by the Director of Development in the form of direct loans or grants, or through lending institutions in the form of loan participation agreements at below market rates or linked deposits; prohibits the total of all grants provided in any one fiscal year from exceeding 10% of all revenues paid into the Energy Efficiency Revolving Loan Fund during the previous year; specifies that the investment included in any project in this state receiving moneys from the Fund must also include renewable energy for low-income housing and must also provide for the use of renewable energy or monitor energy usage in a cost efficient manner; and removes purpose-necessity language pertaining to the establishment of the Energy Efficiency Revolving Loan Program. Fiscal effect: Provision could potentially decrease the amount of grants issued under the program due to the limitation of grants from exceeding 10% of all revenues paid into the Fund during previous fiscal year.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
81 Tax Exemption for Pollution Control Facilities			
R.C. ***5709.20, 5709.201, 5709.21, 5709.211, 5709.212, 5709.22, 5709.23, 5709.24, 5709.25, 5709.26, 5709.27, 6111.06***		**R.C.** ***5709.20, 5709.201, 5709.21, 5709.211, 5709.212, 5709.22, 5709.23, 5709.24, 5709.25, 5709.26, 5709.27, 6111.06***	**R.C.** ***5709.20, 5709.201, 5709.21, 5709.211, 5709.212, 5709.22, 5709.23, 5709.24, 5709.25, 5709.26, 5709.27, 6111.06***
Specifies the uniform procedures for application for special-purpose tax-exempt facilities to be administered by the Tax Commissioner. Requires the Director of Development to provide recommendations regarding applications for energy conversion and thermal efficiency facilities. Charges a fee of $1,000 for each application, with half the fee being credited to the newly created Exempt Facility Administrative Fund, for use by the Department of Taxation in administering these tax-exempt facilities; and the other half of the fee credited to the Clean Air Fund for an air or noise pollution control facility; to the Surface Water Protection Fund for an industrial water pollution control facility; or to the new Exempt Facility Inspection Fund for use by the Department of Development in providing recommendations on tax exemption applications for energy conversion facilities, solid waste energy conversion facilities, or thermal efficiency improvement facilities. Fiscal effect: Currently, no fee is imposed except for industrial water pollution control applications, which have a $500 fee. The bill would create two new funds out of which would be paid the costs of administering tax	No provision.	Same as Executive, but changes the fee to one-half of one percent of cost, not to exceed $2,000 per facility. Also, provides that a certificate issued by the Tax Commissioner prior to July 1, 2003 may not be revoked on the basis of agreement of the Tax Commissioner with an opinion from the Director of Environmental Protection or the Director of Development that a certificate should not have been issued. (See item entitled "Tax Exemption for Pollution Control Facilities" in the Department of Taxation.) Fiscal effect: Similar to the Executive, but would generate larger fee income for facilities costing over $200,000, and smaller fee income for less costly facilities.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
exemption for special-purpose facilities. (See also item entitled "Tax Exemption for Pollution Control Facilities" in the Department of Taxation.)			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
82 Enterprise Zone Authority Extended			
R.C. ***5709.62, 5709.63, 5709.632***	**R.C.** ***5709.62, 5709.63, 5709.632***	**R.C.** ***5709.62, 5709.63, 5709.632***	**R.C.** ***5709.62, 5709.63, 5709.632***
Extends the authority of a municipal corporation or board of county commissioners to enter into enterprise zone agreements to October 15, 2009. Under current law the provision is scheduled to expire on June 30, 2004. If the enterprise zone agreement pertains to an enterprise zone certified by the Director of Development before July 22, 1994, then the authority is also extended until October 15, 2009. Fiscal effect: Enterprise Zones provide tax exemptions to companies that agree to establish, expand, renovate or occupy a facility, and hire new employees or preserve employment opportunities for existing employees. Enterprise Zone agreements create a loss of revenue for local governments and school districts through real and personal property tax exemptions; a loss of state revenues can also be realized through state franchise tax incentives offered under Enterprise Zone agreements. In addition to the continuation of current agreements, this provision allows new Enterprise Zone agreements to be created.	No change.	Same as Executive and House, but broadens the definition of an enterprise zone to allow a city designated as an urban cluster in a rural statistical area to designate areas within the city as proposed enterprise zones. Fiscal effect: In addition to the continuation of current agreements, this provision allows new Enterprise Zone agreements to be created, which could result in a loss of revenue for local governments and school districts through real and personal property tax exemptions; a loss of state revenues can also be realized through state franchise tax incentives offered under Enterprise Zone agreements.	Same as the Senate, but permits a city that has been designated as an urban cluster in a rural statistical area to enter into enterprise zone agreements with businesses that intend to establish or expand operations in or relocate to the city's non-distressed-based enterprise zone. Specifies that the legislative authority of such a city may not exercise its new authority to enter into enterprise zone agreements without the legislative authority first petitioning the Director of Development for certification of the proposed enterprise zone. Specifies that for purposes of administering the community reinvestment area tax exemption, whether a structure or remodeling composed of multiple units is classified as commercial or residential is to be determined by resolution or ordinance or in the absence of a resolution or ordinance, by the classification of the use of the structure or remodeling under the applicable zoning regulations. Removes extension of the deadline in which to enter into enterprise zone agreements. Fiscal effect: In addition to the continuation of current agreements, this provision allows new Enterprise Zone agreements to be created, which could result in a loss of revenue for local governments and school districts through real and personal property

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
			tax exemptions; a loss of state revenues can also be realized through state franchise tax incentives offered under Enterprise Zone agreements.
83 Capital Tax Credits			
		R.C. ***5725.19, 5729.08, 5733.49, 5747.80***	**R.C.** ***5725.19, 5729.08, 5733.49, 5747.80***
No provision.	No provision.	No provision.	Permits taxpayers who have been issued a nonrefundable tax credit by the Ohio Venture Capital Authority to carry forward unused portions of the credit for a period of ten years. Fiscal effect: Potential loss in revenues, dependent on the number of taxpayers that carry forward tax credits.
84 Coal Research Development			
Section: ***38.03***		**Section:** ***38.03***	**Section:** ***38.03***
Specifies that GRF appropriation item 195-408, Coal Research Development, be used for the administrative costs of the Coal Development Office.	No provision. (See also the item entitled "Coal Development Office" in the Air Quality Development Authority.) Eliminates funding of GRF appropriation item 195-408, Coal Research Development, in each fiscal year due to the transfer of the Coal Development Office from the Department of Development to the Air Quality Development Authority.	Same as Executive.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
85 Defense Conversion Assistance			
		Section: *38.03a*	**Section: *38.03a***
No provision.	No provision.	Appropriates $2,500,000 in FY 2004 in GRF appropriation item 195-410, Defense Conversion Assistance, and requires that the funds shall be used for grants to local communities to pay for the costs associated with response plans for military installations in Ohio; requires grants to contain cost sharing; allows the Director of Development to reserve up to 5% of the appropriation for contingency and administrative support.	Same as the Senate.
86 Economic Development Division and Regional Offices			
Section: *38.05*	**Section: *38.05***	**Section: *38.05***	**Section: *38.05***
Requires that GRF appropriation item 195-415, Economic Development Division and Regional Offices, be used for the operating expenses of the Economic Development Division and the regional economic development offices and for grants for cooperative economic development ventures.	No change.	Same as Executive and House, but earmarks $500,000 in FY 2004 for the Ohio Broadband Initiative.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
87 Science and Technology Collaboration			
Sections *38.07, 88.13*	**Sections *38.07, 13.03, 88.13***	**Sections *38.07, 88.13***	**Sections *38.07, 88.13***
Requires the Department of Development (ODOD) to work in close collaboration with the Board of Regents (BOR) and the Third Frontier Commission to ensure implementation of a coherent state strategy with respect to science and technology . Requires that the Third Frontier Commission annually review various ODOD and BOR programs listed in the bill in relation to their overall contribution to the state's science and technology strategy. Requires that each of the following appropriations and programs be reviewed annually by the Third Frontier Commission with respect to its development of complementary relationships within a combined state science and technology investment portfolio and its overall contribution to the state's science and technology strategy: 195-401, Thomas Edison Program; 195-408, Coal Research Development; 195-422, Third Frontier Action Fund; 195-632, Coal Research and Development Fund; 235-454, Research Challenge; 235-510, Ohio Supercomputer Center; 235-527, Ohio Aerospace Institute; 235-535, Agricultural Research and Development Center; 235-553, Dayton Area Graduate Studies Institute; 235-554, Computer Science Graduate Education; 235-556, Ohio Academic Resources Network;	Same as the Executive, but includes the Air Quality Development Authority in the science and technology collaboration and replaces Department of Development appropriation items 195-408, Coal Research Development and 195-632, Coal Research and Development Fund, with Air Quality Development Authority appropriation items 898-402, Coal Development Office, and 898-604, Coal Research and Development Fund, respectively, in the list of programs that are subject to review by the Third Frontier Commission with respect to their relationships to the combined state science and technology investment portfolio. This change relates to the transfer of the Coal Development Office from the Department of Development to the Air Quality Development Authority. (See also the item entitled "Science and Technology Collaboration" in both the Board of Regents and the Air Quality Development Authority.)	Same as Executive, except corrects reference to appropriation item 195-435, which incorrectly read as 195-405. Fiscal effect: None.	Same as the House, but includes the Senate correction of the reference to appropriation item 195-435, which incorrectly read as 195-405.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
and 195-405, Biomedical Research and Technology Transfer Trust. (See also the item entitled "Science and Technology Collaboration" in the Board of Regents.)			
88 Low and Moderate Income Housing			
	Section: *38.09a*		
No provision.	Requires the Director of Budget and Management to transfer $44,000,000 from GRF appropriation item 195-441, Low and Moderate Income Housing, to SSR appropriation item 195-638, Low and Moderate Income Housing Trust Fund, (Fund 646) via intrastate transfer voucher.	No provision.	Same as Senate.
89 Shovel Ready Sites			
		Section: *38.11a*	**Section: *38.11a***
No provision.	No provision.	Requires the Director of Development to use GRF appropriation item 195-516, Shovel Ready Sites, to contract for pilot projects with three port authorities, two of which shall be from urban counties with populations of between 200,000 and 600,000 people, and one of which shall be from a rural county.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
90 Travel and Tourism Grants			
Section: *38.11*	**Section: *38.11***	**Section: *38.11***	**Section: *38.11***
Requires that GRF appropriation item 195-507, Travel and Tourism Grants, be used to provide grants to local organizations to support various local travel and tourism events in Ohio. Includes earmarks for the following activities: (1) up to $160,000 in each fiscal year of the biennium to support the outdoor dramas Trumpet in the Land, Blue Jacket, Tecumseh, and Becky Thatcher Showboat Drama; (2) $40,000 in each fiscal year for the Cincinnati Film Commission; (3) $600,000 in each fiscal year for the International Center for the Preservation of Wild Animals; and (4) $40,000 in FY 2004 for the U.S. Senior Open in Toledo. FY 2004 is fully earmarked, and $40,000 in FY 05 is available for other eligible travel and tourism grants.	Same as the Executive, but reduces the earmark for the International Center for the Preservation of Wild Animals from $600,000 in each fiscal year to $500,000 in each fiscal year and adds the earmark of $40,000 in each fiscal year for the Cleveland Film Commission. Under this provision, $40,000 is available in fiscal year 2005 for other eligible travel and tourism grants.	Same as House, but increases the earmark in each fiscal year for the International Center for the Preservation of Wild Animals from $500,000 to $600,000; earmarks $120,000 in each fiscal year for the Ottawa County Visitors Bureau, the Sandusky/Erie County Visitors and Convention Bureau, and the Lorain County Visitors Bureau for collaborative efforts to promote tourism; earmarks $20,000 in FY 2005 for the Professional Football Hall of Fame; earmarks $20,000 in FY 2005 for the Cuyahoga Valley Scenic Railroad; and earmarks $25,000 in each fiscal year for the Ohio River Trails Program.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
91 Coal Research and Development General Obligation Debt Service			
Section: ***38.12***		**Section:** ***38.12***	**Section:** ***38.12***
Requires that GRF appropriation item 195-906, Coal Research and Development General Obligation Debt Service, be used to pay all debt service and financing costs during the next biennium on obligations issued for coal research and development. Requires the Office of the Sinking Fund or the Director of Budget and Management to effectuate the required payments by an intrastate transfer voucher.	No provision. (See also the item entitled "Coal Research and Development General Obligation Debt Service" in the Air Quality Development Authority.) Eliminates funding of GRF appropriation item 195-906, Coal Research and Development General Obligation Debt Service, in each fiscal year due to the transfer of the Coal Development Office from the Department of Development to the Air Quality Development Authority.	Same as Executive.	Same as the House.
92 Global Analyst Settlement Agreements Payments			
		Section: ***38.16,***	**Section:** ***38.16,***
No provision.	No provision.	No provision.	Requires payments received from the Global Analysts Settlement Agreements be deposited in the newly created Economic Development Contingency Fund (Fund 5Y6) and be used for economic development projects for which appropriations would not otherwise be available; subjects the use of the moneys to Controlling Board approval.

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
93	**Innovation Ohio Loan Fund**			
			Section: ***38.17,***	**Section:** ***38.17,***
	No provision.	No provision.	No provision.	Requires moneys in appropriation item 195-664, Innovation Ohio (Fund 009) be used for Innovation Ohio purposes, including loan guarantees and loans, and requires the Director of Budget and Management to transfer the unencumbered balances of the appropriation at the end of FY 2004 to FY 2005.
94	**Ohio Coal Development Office Appropriations**			
		Section: ***145.03E,***		
	No provision.	Abolishes the Ohio Coal Development Office in the Department of Development and transfers the Office, its functions, assets, and liabilities to the Ohio Air Quality Development Authority. Transfers the Office's appropriations to the Authority's budget. (See also the item entitled "Ohio Coal Development Office Appropriations" in the Air Quality Development Authority.) Fiscal effect: The transfer is revenue neutral.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
95 Abolishment of the Commission			
R.C. ***179.02, 179.01, 179.03, 179.04, 119.035, 3747.16, Sections 132.09, 132.10***		**R.C.** ***179.02, 179.01, 179.03, 179.04, 119.035, 3747.16, Sections 132.09, 132.10***	**R.C.** ***179.02, 179.01, 179.03, 179.04, 119.035, 3747.16, Sections 132.09, 132.10***
Amends existing codified law as follows:	No provision.	Same as the Executive.	Same as the House.
(1) Abolishes the Commission on Dispute Resolution and Conflict Management.			
(2) Removes the requirement that, when necessary, the Commission mediate a compensation agreement between the Board of Directors of the Ohio Low-Level Radioactive Waste Facility Development Authority and the legislative authority of a host community.			
(3) Removes the Commission's ability to serve as a facilitator for an advisory committee of an agency exercising its rule-making powers.			
Fiscal effect:			
(1) The Commission will cease all operations as of July 1, 2003.			
(2) The Commission had requested a total of around $875,000 and $944,000 in combined state and federal funding for FYs 2004 and 2005, respectively, to fund the cost of delivering its current level of services in the			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
next biennium. Approximately 70% of that total requested amount of funding in each fiscal year would have been appropriated from the GRF.			
(3) The Executive's FY 2004-2005 biennium budget includes new GRF appropriation item 042-409, Commission Closures, contained in the Office of Budget and Management's (OBM) budget, with a one-time appropriation of $95,000 in FY 2004. The purpose of the funds is to cover any outstanding unemployment compensation costs or other expenses related to the potential closure of commissions. OBM is responsible for payment of these expenses pursuant to section 126.29 of the Revised Code.			
(4) The distribution of state and federal conflict management funds to school districts, currently handled as a cooperative effort between the Commission and the Ohio Department of Education, will be handled solely by the Ohio Department of Education.			

	As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
96	**Commission on Dispute Resolution/Management**			
		Section: ***39a***	**Section:** ***39a***	**Section:** ***39a***
	No provision.	Requires the Commission to use the amounts appropriated to GRF appropriation item 145-401, Commission on Dispute Resolution/Management, for the purpose of providing dispute resolution and conflict management training, consultation, and materials for state and local government, communities, school districts, and courts. Fiscal effect: Largely continues existing practice with regard to the moneys appropriated to appropriation item 145-401, Commission on Dispute Resolution/Management, with the exception that it does not continue the Commission's existing collaboration with the Ohio Department of Education in the matter of developing and disseminating school conflict management programs to school districts.	Same as the Executive.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
97 Ninth Grade Practice Ohio Graduation Test			
		R.C. ***3301.0710, Section 137F***	**R.C.** ***3301.0710, Section 137F***
No provision.	No provision.	Requires school districts in academic watch and academic emergency to administer full-length practice versions of the Ohio Graduation Tests (OGT) to ninth grade students beginning in the 2004-2005 school year. Requires such districts to give a half-length practice version of the OGT to ninth graders in the 2003-2004 school year. Requires that the Department make these tests available on its web site for reproduction by districts. Fiscal effect: May increase district costs in administering and scoring the tests.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
98 Intervention Services for Ninth Grade Students			
		R.C. ***3301.0711, Section 137F***	**R.C.** ***3301.0711, Section 137F***
No provision.	No provision.	Requires districts in academic emergency to select high schools to provide intervention services based on graduation rates and scores on the practice Ohio Graduation Tests (OGT). (See also item entitled "Ninth Grade Practice Ohio Graduation Test"). The high schools selected must provide intervention services to their students in any subject in which the student's ninth grade practice test results indicate that the student is unlikely to be prepared to pass the OGT. The intervention services must be provided prior to the end of the school year, during the summer, in the next school year, or at any combination of those times. Fiscal effect: There is an earmark of $3.7 million in FY 2004 and $5.9 million in FY 2005 from GRF appropriation item 200-513, Student Intervention Services, to fund these intervention services. These funds are to be distributed to districts in academic emergency on a per pupil basis. (See also the item entitled "Student Intervention Services")	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
99 Student Management Record System			
		R.C. ***3301.0714, 3314.17***	**R.C.** ***3301.0714, 3314.17***
No provision.	No provision.	Prohibits any school district or community school from acquiring, changing, or updating its student management software package unless it converts to a student software package that is certified by the Department of Education. Eliminates the codified law that (1) prohibits the Department from requiring a school district to use the Department's software and (2) directing the Department to provide its software at no cost. Fiscal effect: Districts may incur costs in learning and implementing new software.	Same as the Senate.
100 The Due Dates and Scope of LOEO Studies			
		R.C. ***3301.68***	**R.C.** ***3301.68***
No provision.	No provision.	Permits the Legislative Committee on Education Oversight to modify the due date and scope of any study assigned to LOEO if modifications are appropriate to accommodate the availability of data and resources. Fiscal effect: None.	Same as the Senate, but specifies that changes to the due dates and scope of studies must be approved by a majority vote of the Legislative Committee on Education Oversight.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
101 Disaggregation of Vocational Education Student Performance Data			
		R.C. ***3302.03***	
No provision.	No provision.	Eliminates the requirement that student performance data of vocational education students be disaggregated on school district and building report cards. Fiscal effect: None.	No provision.
102 Membership of Educational Service Centers			
		R.C. ***3311.05, 3311.059, 3319.19***	**R.C.** ***3311.05, 3311.059, 3319.19***
No provision.	No provision.	Permits the board of education of a local school district to propose severing the district from the educational service center (ESC) to which it currently belongs and instead annexing the district to an ESC adjacent to its current ESC, subject to (1) approval of the governing board of the ESC to which it would be annexed (2) approval of the state board of education and (3) subject to a referendum of the school district voters, if a petition for referendum is filed within 60 days. Fiscal effect: None.	Same as the Senate, but provides that a local school district that is severed from its current ESC and annexed to another cannot be severed from its new ESC and annexed to another one again for at least five years after the effective date of the previous serverance and annexation. Fiscal effect: None.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
103 Creation of a New Local School District			
		R.C. ***3311.26***	**R.C.** ***3311.26***
No provision.	No provision.	Transfers the ability to propose the creation of a new local school district from educational service centers (ESCs) to the State Board of Education. Allows a one-year period during which an ESC may propose the creation of a new local school district if it is requested before the effective date of the bill. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
104 Requirements in Minimum School Year for School Districts and Nonpublic Schools			
	R.C. ***3313.48, 3313.481, 2151.011, 3313.533, 3313.62, 3317.01, 3317.029, 3313.482***		
No provision.	Switches the minimum school year for school districts and nonpublic schools from 182 days to 910 hours for grades 1 through 8 and 1,001 hours for grades 9 through 12, beginning in the 2003-2004 school year. Eliminates excused "calamity" days. Calamity days refer to those regularly scheduled days during which a school is closed due to hazaradous weather or other circumstances that prevents the school from being open. Eliminates the requirement that school districts adopt contingency plans to make up calamity days beyond the five they are permitted now. Fiscal effect: School districts are currently allowed up to 5 calamity days per year. These 5 days will now have to be made up. This may increase school district costs. These costs may be mitigated by the switch from required days to required hours.	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
105 Changes to the Cleveland Pilot Scholarship Program			
R.C. *3313.979*	**R.C. *3313.979***	**R.C. *3313.979***	**R.C. *3313.979***
Requires the state to pay tutorial assistance grants directly to the approved provider, instead of to the parents of the students, under the Cleveland Pilot Project Scholarship Program. (Scholarships to attend private schools will continue to be paid to the parents, not the schools.) Fiscal effect: None.	No change.	No change.	No change.
No provision.	No provision.	Increases the maximum scholarship award from $2,500 to $3,000. Fiscal effect: The scholarships are awarded from a set aside of the Cleveland Municipal School District's (CMSD's) DPIA allocation. If the entire set aside is not used for the program, the remaining funds are distributed to CMSD. The increase in the scholarship amount may result in more of the set aside being used and therefore, less returned to CMSD.	Same as the Senate.
No provision.	No provision.	Permits a participating private school to charge students receiving 75% of the scholarship amount (family incomes at or above 200% of poverty) the difference between the school's actual tuition and 75% of the scholarship amount. Current law prohibits participating private schools from charging students more than 10% of the scholarship amount. Current law continues to apply to students receiving 90% of the	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		scholarship amount (family incomes below 200% of poverty). Fiscal effect: None.	
No provision.	No provision.	No provision.	Permits students in grades nine and ten who have previously received a scholarship in any grade between kindergarten and eight to receive scholarships through the Cleveland Pilot Project Scholarship Program. In the 2003-2004 academic year, ninth grade students are eligible and in the 2004-2005 academic year, tenth grade students are eligible. The scholarship amount for high school students cannot exceed $2,700, and schools are permitted to charge the student's family the difference between the school's actual tuition charge and the scholarship award. Fiscal effect: This provision is expected to cost an additional $4,500,000 over the biennium. These additional funds will be paid from the GRF, not from Cleveland Municipal School District's DPIA allocation. (See the item entitled "Disadvantaged Pupil Impact Aid")

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
106 Definition of "Internet- or Computer-based Community Schools"			
	R.C. ***3314.02***		
No provision.	Specifies that an "Internet- or computer-based community school" is one where the students participate primarily in non-classroom-based learning opportunities provided via the Internet, another computer-based instructional method, or a noncomputer-based instructional method. Removes language that states that the students "work primarily from their residences" and replaces it with the term "non-classroom-based learning opportunities," which under current law must be specified in the school's contract with its sponsor. Fiscal effect: None.	No provision.	Replaces the House provision with a provision that adds to the definition of an Internet- or computer-based community school in current law that assignments are "in non-classroom-based learning opportunities" and that instruction may be provided "via comprehensive instructional methods that include Internet-based, other computer-based, and non-computer-based learning opportunities." Fiscal effect: None.
107 Sponsorship of Community Schools by Educational Service Centers			
	R.C. ***3314.02***		
No provision.	Allows educational service centers (ESCs) to sponsor community schools in any "challenged" school district, rather than only in such a district in a county within the territory of the ESC or a contiguous county. Fiscal effect: May increase the number of community schools opened resulting in a higher amount of state aid that could be transferred to community schools.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
108 Location of Start-up Community Schools			
		R.C. ***3314.02***	
No provision.	No provision.	Prohibits new start-up community schools from being established in the Urban-21 districts unless the district is also in the Big-8 or is in academic watch or academic emergency. Fiscal effect: A district's per pupil base cost funding is deducted for each community school student in the district. However, the district also does not incur the cost of educating that student.	No provision.
109 Automatic Withdrawal of a Community School Student Who Fails to Participate in Learning Opportunities			
	R.C. ***3314.03***		**R.C.** ***3314.03***
No provision.	Requires that the governing authority of a community school automatically withdraw a student who fails to participate without a legitimate excuse in 105 consecutive hours of learning opportunities, instead of 105 cumulative hours as provided under current law. Fiscal effect: None.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
110 Internet- or Computer-Based Community School Standards			
		R.C. ***3314.033***	
No provision.	No provision.	Requires the State Board of Education to adopt rules establishing standards governing the operation of Internet- or computer-based community schools (E-schools). Requires each Internet- or computer-based community school to comply with the standards adopted by the State Board. Fiscal effect: May create an increase in administrative costs for the Department and State Board.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
111 Parity Aid Funding for Community Schools			
	R.C. ***3314.08***		**R.C.** ***3314.08***
No provision.	Requires the Department of Education to pay to community schools the amount of state parity aid funding that otherwise would be paid to the students' resident districts and requires the Department to deduct the corresponding amounts from the students' resident districts. Fiscal effect: Based on the most recent available community school enrollment data, an estimated $8.3 million in parity aid in FY 2004 and $10.8 million in parity aid in FY 2005 would be deducted from community school students' resident districts and transferred to community schools where these students are enrolled.	No provision.	Same as the House. Fiscal effect: Based on the most recent available community school enrollment data, an estimated $8.1 million in parity aid in FY 2004 and $10.8 million in parity aid in FY 2005 would be deducted from community school students' resident districts and transferred to community schools where these students are enrolled.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
112 Accounting Requirements for School District "Fiscal Caution" Designations			
		R.C. *3316.031*	**R.C. *3316.031***
No provision.	No provision.	Prohibits the Superintendent of Public Instruction from including, in guidelines for declaring a school district to be under a "fiscal caution," a requirement that a school district submit financial statements according to Generally Accepted Accounting Principles (GAAP). Fiscal effect: Prevents a school district from being designated as a fiscal caution district simply due to the fact that the district does not use GAAP. May decrease administrative costs for school districts that would otherwise be placed under fiscal caution due to GAAP non-compliance.	Same as the Senate.
113 A Fiscal Emergency School District's Levy Obligation			
R.C. *3316.08*	**R.C. *3316.08***	**R.C. *3316.08***	**R.C. *3316.08***
Removes the requirement that a district in fiscal emergency propose a tax levy in an amount sufficient to completely eliminate the district's operating deficit amount, as certified by the Auditor of State. Instead, allows the option of submitting a tax levy request to the voters that would generate a positive year-end cash balance by the fifth year of the district's five-year forecast. Fiscal effect: None.	No change.	Similar to the Executive, but modifies who is responsible for deciding whether to propose a tax levy to the voters of a school district in fiscal emergency, by specifying that the determination of whether to submit a levy to the voters lies solely with the financial planning and supervision commission. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
114 Base Cost Formula Amount and Various Other Funding Formula Factors			
R.C. ***3317.012, 3317.022, 3317.024, 3317.029, 3317.0213, 3317.0217, 3317.11, 3317.16***	**R.C.** ***3317.012, 3317.022, 3317.024, 3317.029, 3317.0213, 3317.0217, 3317.11, 3317.16***	**R.C.** ***3317.012, 3317.022, 3317.024, 3317.029, 3317.0213, 3317.0217, 3317.11, 3317.16***	**R.C.** ***3317.012, 3317.02, 3317.022, 3317.024, 3317.029, 3317.0213, 3317.0217, 3317.11, 3317.16***
(1) Repeals the current law requirement that a joint committee of the General Assembly be appointed in July of 2005 to re-examine the cost of an adequate education. Repeals funding provisions for equity aid and parity aid in FY 2005 and beyond. These repeals are done in anticipation of the recommendations of the proposed Blue Ribbon Task Force on school funding. Fiscal effect: The recommendations of the Blue Ribbon Task Force will affect future school funding formulas.	(1) Same as the Executive, but reinstates H.B. 94 (124th G.A.) provisions for equity aid and parity aid in FY 2005. Fiscal effect: Provides specific allocations for equity aid and parity aid in FY 2005. Equity aid will be funded at the 25% level while parity aid will be funded at the 80% level in FY 2005. Under the executive budget, except for two property tax relief items, line item 200-406, Primary and Secondary Education, contains all GRF appropriations for the Department of Education.	(1) Same as the House.	(1) Same as the House, except for funding parity aid at 58% in FY 2004 and 76% in FY 2005.
(2) Retains the FY 2004 base cost formula amount of $5,088 specified in current law and increases the personnel allowance for the GRADS program to $47,555 in FY 2004. Fiscal effect: Provides a 2.8% increase in base cost funding and GRADS teacher grants in FY 2004 for school districts and joint vocational school districts.	(2) Same as the Executive, but also retains the FY 2005 base cost formula amount of $5,230 specified in current law. Fiscal effect: Provides a 2.8% increase in base cost funding in FY 2005 for school districts and joint vocational school districts. Maintains the FY 2004 funding level for GRADS teacher grants in FY 2005.	(2). Same as the House.	(2) Same as the House, but provides a 2.2% annual increase in the base cost formula amount. The base cost formula amount is $5,058 in FY 2004 and $5,169 in FY 2005.
(3) Extends various FY 2003 formula factors into FY 2004 as follows: (a) The $25,700 threshold for "catastrophic" special education cost reimbursements for special education students in categories two through five and the $30,840 threshold for "catastrophic" special education cost reimbursements for special education	(3) Same as the Executive, but also extends these factors into FY 2005. Fiscal effect: Maintains the FY 2003 funding level for "catastrophic" special education costs, the special education speech service supplement, and educational service centers in both FY 2004 and FY 2005.	(3) Same as the House.	(3) Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
students in category six. School districts and community schools are eligible for additional state reimbursements for the costs above these thresholds. (b) The $30,000 personnel allowance used to calculate the special education speech service supplement. (c) The $40.52 per pupil subsidy for educational service centers serving three or more counties and the $37 per pupil subsidy for all other educational service centers. Fiscal effect: Maintains the FY 2003 funding level for "catastrophic" special education costs, the special education speech service supplement, and educational service centers in FY 2004.			
(4) Increases the teacher salary allowance used to calculate the K-3 class size reduction component of DPIA to $44,880 in FY 2004. Fiscal effect: Provides a 2.8% increase in the teacher salary allowance used to calculate the K-3 class size reduction funding component of DPIA. However, it will not have an impact on the amount of DPIA funding each district will receive in FY 2004. Temporary law associated with GRF appropriation item 200-520, DPIA, specifies that instead of following DPIA allocation formulas, all school districts that receive DPIA allocations in FY 2003 are to receive a uniform increase of 2% in FY 2004 over what they receive in FY 2003.	(4) Eliminates the increase in the teacher salary allowance used to calculate the K-3 class size reduction component of DPIA funding in FY 2004. Fiscal effect: None. Temporary law associated with GRF appropriation item 200-520, DPIA, specifies that instead of following DPIA allocation formulas, school districts that received DPIA allocations in FY 2003 are to receive a uniform increase of 2% per year except for districts receiving DPIA guaranteed funding. Such districts will receiving the same funding in both FY 2004 and FY 2005 as they received in FY 2003.	(4) Same as the House.	(4) Same as the House.
(5) No provision.	(5) No provision.	(5) No provision.	(5) Updates the cost of doing business factor.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(6) No provision.	(6) No provision.	(6) No provision.	(6) Increases the excess cost supplement eligibility from 3 mills to 3.3 mills of local property tax levies.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
115 Replacement of Formula ADM with Average Daily Attendance (ADA)			
	R.C. ***3317.022, 3311.52, 3313.647, 3313.90, 3313.981, 3317.01, 3317.02, 3317.0217, 3317.03, 3317.034, 3317.081, 3317.16, 3323.12, 3365.04, Section 40.34a***	**R.C.** ***3317.022, 3311.52, 3313.647, 3313.90, 3313.981, 3314.08, 3317.01, 3317.02, 3317.0217, 3317.023, 3317.03, 3317.034, 3317.081, 3317.16, 3323.12, 3365.04, Section 40.34a***	**R.C.** ***3317.022, 3311.52, 3313.647, 3313.90, 3313.981, 3314.08, 3317.01, 3317.02, 3317.0217, 3317.023, 3317.03, 3317.034, 3317.081, 3317.16, 3323.12, 3365.04, Section 40.34a***
No provision.	Specifies that base cost funding for a school district be based on the current year (instead of the greater of current year or three-year average) formula Average Daily Membership (ADM) in FY 2004. Specifies that the base cost and parity aid funding calculations for a school district be based on the district's ADA instead of ADM in FY 2005. Requires school districts to report monthly attendance figures. Specifies that the average daily attendance include students in attendance or receiving home services from a school district, and excludes students absent with or without excuse. Permits districts that allow a student to make up instructional hours missed due to an excused absence to count that make up time in the district's ADA. (ADM continues to be used for other school funding formula components, such as special and career-technical education weighted funding.) Fiscal effect: Decreases state base cost funding for districts experiencing declining enrollment in FY 2004. Decreases state base cost and parity aid funding for districts	Eliminates all ADA related provisions in FY 2005. Specifies that the base cost funding and parity aid for a school district be based on the current year formula ADM (without the three-year average option). Modifies the current year formula ADM definition, beginning in FY 2005, by including JVSD students and contractual career-technical education students in their resident districts' formula ADM counts at the 10 percent level, in comparison with current law level of 25 percent in FY 2004. Fiscal effect: Increases school district state formula aid by a net of approximately $198.1 million in FY 2005.	Same as the Senate, but modifies the current year formula ADM definition by including JVSD students and contractual career-technical education students in their resident districts' formula ADM counts at the 20 percent level, in comparison with current law level of 25 percent in FY 2003.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	with a student attendance rate less than 100% in FY 2005. In FY 2002, the student attendance rates ranged from 87.6% to 98.6% with a statewide average of approximately 95%. A 1% change in the statewide average student attendance rate is likely to result in a change of approximately $90 million in state base cost and parity aid funding		
No provision.	No provision.	No provision.	Requires the Department to recommend to the General Assembly a feasible standard for measuring school district attendance rates.
116 Speech-Language Pathologists			
	R.C. ***3317.022, 3317.15, 3317.16***	**R.C.** ***3317.15***	**R.C.** ***3317.15***
No provision.	No provision.	Limits a speech-language pathologist to student with disability ratio to 1:55. Current administrative rule limits such a ratio to 1:80. Fiscal effect: While the current statewide average ratio is approximately 1:55, it may require school districts with ratios higher than the average to hire additional speech-pathologists. There is no change in state funding for speech-language services.	No provision.
No provision.	No provision.	No provision.	Specifies that special education subsidies to school districts for speech services be used only for speech language pathology services.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
117 Calculation of Formula ADM			
R.C. *3317.03*	**R.C. *3317.03***	**R.C. *3317.03***	**R.C. *3317.03***
Specifies that students attending classes in a district other than their resident districts pursuant to a cooperative education agreement, contract, or compact between the two districts be included in their attending districts' formula ADM counts. Under current law, these students are included in their resident districts' formula ADM counts. In fact, most students are currently included in their resident districts' formula ADM counts for state aid calculation purposes. Funding is then deducted from a resident district's state aid amount and transferred to a public community school or another school district where the student is enrolled. Fiscal effect: The fiscal effect of this provision is indeterminate at this time due to data limitations. The proposed change would create a system that counts the majority of students in their resident districts' formula ADM counts and a sub-group of students in their attending districts' formula ADM counts. Most students attending school under a cooperative education agreement, contract, or compact between the two districts are special or career-technical education students. State weighted funding for special and career-technical education students would be affected by this proposed change.	No change.	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
118 Reassign State Funded School Buses			
R.C. ***3317.07***	**R.C.** ***3317.07***	**R.C.** ***3317.07***	**R.C.** ***3317.07***
Allows the Department of Education to reassign a 100% state funded bus that a county MR/DD board or a school district no longer needs to another county MR/DD board or school district that has need for an additional school bus to transport special education or non-public school students. School buses that are used to transport special education and non-public school students are eligible for 100% state funding. Fiscal effect: None.	No change.	Same as the Executive, but clarifies that a bus may only be reassigned if the district does not need it to transport students to any nonpublic school or special education program. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
119 Educational Service Center Payments			
	R.C. ***3317.11***	**R.C.** ***3317.11, 3313.843, 3317.023***	**R.C.** ***3317.11, 3313.843, 3317.023***
No provision.	Clarifies the procedures for the Department of Education to follow in calculating payments to educational service centers (ESCs), which are deducted from the school districts receiving services from the centers. Also permits school districts receiving services from ESCs to agree to pay amounts in excess of the amounts otherwise specified for increased service. Fiscal effect: The effect of this provision on ESCs and school districts is not known at this time. Eliminates the requirement that ESC governing boards annually certify operating budgets to the State Board of Education. Fiscal effect: Should result in a small administrative cost savings for ESCs.	Same as the House, but makes technical, conforming changes in two codified sections related to the bill's clarification of ESC funding procedures. Fiscal effect: Same as the House.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
120 Approved Vocational Education Expenses			
		R.C. ***3317.16, 3317.014, 3317.022***	**R.C.** ***3317.16, 3317.014, 3317.022***
(1) No provision.	(1) No provision.	(1) Requires each joint vocational school district to spend weighted funding for career-technical education and associated services for such services as approved by the Department (as is currently required for school districts). Specifies that approved expenses include only expenses connected to the delivery of career-technical programming to career-technical students. Fiscal effect: Increases the restriction in the use of some of the weighted funding for career-technical education and associated services. However, the weighted funding presumably reflects the cost of career-technical education programs.	Same as the Senate.
(2) No provision.	(2) No provision.	(2) Requires each school district and joint vocational school district to report data annually so that the Department may monitor the district's compliance with the career-technical education weighted funding spending requirements. Requires the Department to annually report to the Governor and the General Assembly the amount of weighted funding for career-technical education and associated services that is spent by each district specifically for those services. Fiscal effect: School districts (including joint vocational school districts) and the Department could incur administrative costs	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		related the data reporting requirements.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
121 Ohio Regional Education Delivery System			
	R.C. ***3301.20, 3319.22, 3319.227, 3319.302, Section 131A***	**R.C.** ***3319.22, Section 40.37***	**R.C.** ***3319.22, Section 40.37***
No provision.	Requires the Department to establish the Ohio Regional Education Delivery System (OREDS) by July 1, 2004, which must consist of no more than 19 regional service centers distributed geographically throughout the state. OREDS would provide the services and technical assistance to school districts that are currently provided by regional service providers such as regional professional development centers and special education regional resource centers. Requires the Department, in consultation with stakeholders, to develop accountability systems for OREDS, educational service centers, data acquisition sites, and educational technology centers. Fiscal effect: The Department may incur transitional costs in establishing OREDS as well as developing accountability systems in FY 2004. It is possible these costs could be somewhat reduced by combining currently existing regional service providers in FY 2005 and future years.	Modifies the mechanism through which the Ohio regional education delivery system should be created by directing the Department of Education, in consultation with stakeholders, to recommend such a system to the General Assembly instead of establishing the system on its own. Includes the functions of educational service centers, data acquisition sites, and educational technology centers within the scope of the system and removes the cap of 19 regional service centers that may be established within the system. The Department must submit recommendations to the General Assembly by January 31, 2004, unless the Department and stakeholders cannot agree on plans, in which case, the Department must develop plans on its own and submit them by February 15, 2004. Specifies that the recommended system shall provide services to chartered nonpublic schools in addition to school districts. Fiscal effect: The Department may incur costs in creating recommendations for OREDS.	Same as the Senate, but extends the deadline for the Department to recommend plans to the General Assembly for OREDS from January 31, 2004, to March 31, 2004. Does not require the Department to develop recommendations on its own if it cannot agree with stakeholders on a plan by the deadline. Specifies that OREDS should provide "minimum core" services to school districts and chartered nonpublic schools. Specifies that the number of recommended regional service centers under OREDS must not exceed 19. Requires each regional service center to be served by a fiscal agent selected by the school districts in the region based on the agent's audit record, fiscal capacity, and availability of staff and other resources. Requires the Department of Education, in consultation with stakeholders, to recommend rules regarding (1) procedures for changing the boundaries of regions, (2) procedures for changing the configuration of OREDS, (3) submission of annual strategic plans and budgets to the Department by regional service centers as a prerequisite for state funding, and (4) a governance structure for OREDS. Requires the Department to recommend a methodology for funding the regional service centers.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
			Fiscal effect: The Department of Education may incur expense in devising its recommendations.
No provision.	Removes all Revised Code references to regional professional development centers. (See also the item entitled "Professional Development")	No provision.	No provision.
122 Board of Regents to Receive Results of Educator Licensure Examinations			
		R.C. *3319.22*	**R.C. *3319.22***
No provision.	No provision.	Directs the Ohio Department of Education to transmit to the Ohio Board of Regents the results of examinations required by the State Board of Education for educator licensure. Fiscal effect: Minimal administrative costs for the Department of Education.	Same as the Senate, but specifies that the Department shall only transmit results to the extent permitted by state and federal laws.
123 Stipend for National Board Certified Teachers			
		R.C. *3319.55,*	**R.C. *3319.55***
No provision.	No provision.	No provision.	Reduces the stipend for teachers who are certified by the National Board for Professional Teaching Standards from $2,500 a year to $1,000 a year if they are accepted into the certification program after May of 2003 or are certified after 2004. Teachers accepted into the National Board certification program by May 31, 2003, and certified in 2004 or earlier remain eligible for the $2,500 annual stipend.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
124 Thirty-Minute Busing Rule			
		R.C. ***3327.01***	
No provision.	No provision.	Clarifies the starting point for measuring travel time to determine whether a school district is required to transport students to a nonpublic or community school. Specifies that a district is not required to transport if the transportation would require more than 30 minutes of direct travel time from the public school to which the student otherwise would be assigned. Fiscal effect: None.	No provision.
125 School District Certificate of Resources for Payroll and Employment Contracts			
		R.C. ***5705.412***	
No provision.	No provision.	Specifies that a school district is not required to attach an additional certificate of sufficient resources to cover current payrolls or employment contracts with any employees or officers of the school district. Fiscal effect: None.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
126 Personal Services			
Section: *40.01*	**Section: *40.01***	**Section: *40.01***	**Section: *40.01***
Earmarks $1,630,181 in FY 2004 of GRF appropriation item 200-100, Personal Services, to provide vocational administration matching funds for the federal vocational education grant.	Same as the Executive, but also earmarks the same amount in FY 2005.	No provision, but see the item entitled "Career-Technical Education Match."	Same as the House.
127 Maintenance and Equipment			
Section: *40.01*	**Section: *40.01***	**Section: *40.01***	**Section: *40.01***
Makes the following earmarks of GRF appropriation item 200-320, Maintenance and Equipment:	Makes the following changes to earmarks of GRF appropriation item 200-320, Maintenance and Equipment:	Makes the following changes to earmarks of GRF appropriation item 200-320, Maintenance and Equipment:	Makes the following changes to earmarks of GRF appropriation item 200-320, Maintenance and Equipment:
(1) Earmarks up to $25,000 in FY 2004 for State Board of Education out-of-state travel.	(1) Same as the Executive, but also earmarks the same amount in FY 2005.	(1) Same as the House.	(1) Same as the House.
(2) Earmarks $692,014 in FY 2004 to provide vocational administration matching funds for the federal vocational education grant.	(2) Same as the Executive, but also earmarks the same amount in FY 2005.	(2) No provision, but see the item entitled "Career-Technical Education Match."	(2) Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
128 Public Preschool			
Section: ***40.02***	**Section:** ***40.02***	**Section:** ***40.02***	**Section:** ***40.02***
Earmarks up to 2% of GRF appropriation item 200-408, Public Preschool, in FY 2004 for use by the Department of Education (ODE) for various support and assistance activities. Requires that ODE provide an annual report with specified information about public preschool programs. Specifies that a child is eligible for public preschool if the child is at least three years old, is not eligible for kindergarten, and is a member of a family that earns not more than 185% of the federal poverty level. Permits ODE to reallocate unobligated or unspent money to districts for expansion and improvement of programs. Specifies that development and administration costs may not exceed 15% of the cost of each program and requires fund recipients to maintain fiscal records. Requires that ODE prescribe target levels for critical performance indicators and assess programs based on progress in meeting these target levels. Requires a program to implement a corrective action plan, approved by ODE, when found to not be meeting standards. Permits ODE to deny funding if a program fails to successfully complete its plan. Requires that programs document and report child progress. Requires that programs charge families who earn more than the federal	Same as the Executive, but also earmarks the same amount in FY 2005.	Eliminates specific content that the bill specifies must be included in the Department of Education's annual report about the program and instead prescribes that the report is to contain information "regarding the Public Preschool Program and performance indicators, as outlined by the Department." Clarifies that a student who is of an age to be eligible for kindergarten is not eligible for the program. Specifies that the Department must first set aside funds to pay commitments from the previous fiscal year, next must pay recipients who previously participated in the program, and then must pay new recipients. Specifies that awards are to be made on a per-pupil basis so that the per-pupil amount multiplied by the number of eligible children equals the aggregate amount allocated for the program.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
poverty level based on a sliding fee schedule. Specifies that ODE may award new grants based on a competitive bidding process if current grantees voluntarily waive the funding or are denied the funding for not meeting program standards. Requires that these grantees transfer property to a new grantee.			
129 Professional Development			
Section: *40.03*	**Section: *40.03***	**Section: *40.03***	**Section: *40.03***
Makes the following earmarks of GRF appropriation item 200-410, Professional Development:	Makes the following changes to the earmarks of GRF appropriation item 200-410, Professional Development:	Makes the following changes to the earmarks of GRF appropriation item 200-410, Professional Development:	Makes the following changes to the earmarks of GRF appropriation item 200-410, Professional Development:
(1) Earmarks $5,368,357 in FY 2004 for twelve Regional Professional Development Centers.	(1) No provision.	(1) Same as Executive, but reduces the earmark to $5,200,000 in FY 2004, and earmarks $5,200,000 in FY 2005 for the Regional Education Delivery System. Also, requires the Department to obtain Controlling Board approval of a spending plan before release of the funds in FY 2005.	(1) Same as the Senate.
(2) Earmarks $7,229,625 in FY 2004 to reward teachers who have obtained National Board certification and to pay the application fee for up to 500 teachers applying for certification. Up to $300,000 of the earmark, in FY 2004, may be used by the Department of Education for administrative costs.	(2) Reduces the earmark to $5,779,625. Earmarks the same amount in FY 2005. Specifies that these funds are only to be used to reward teachers who have obtained National Board Certification prior to January 1, 2003. Eliminates funding for application fees and stipends for new applicants, as well as administrative costs of the Department.	(2) Same as the Executive, but reduces the earmark to $7,079,625 in FY 2004 and earmarks $8,004,625 in FY 2005. Specifies that the Department pay $2,000 (instead of the entire fee) of the application fee for teachers applying for National Board Certification for the first time. Specifies that the funds be used for the first 500 applications in FY 2004 and the first 400 applications in FY 2005.	(2) Same as the Senate, but reduces the earmark in FY 2005 to $7,329,625 and eliminates the requirement to submit applications for National Board Certification to the Department of Education allowing applicants to apply directly to the National Board for certification.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(3) Earmarks up to $19,442,358 in FY 2004 for teacher entry year programs for beginning teachers in school districts and chartered nonpublic schools.	(3) Reduces the earmark to $7,442,358 and earmarks the same amount in FY 2005. Specifies that these funds are only to be used for performance assessments for beginning teachers in districts that are in academic watch or academic emergency.	(3) Same as the Executive, but reduces the earmark to $13,442,358 in FY 2004 and earmarks the same amount in FY 2005.	(3) Same as the Senate, but reduces the earmark to $10,442,358 in each fiscal year.
(4) Earmarks up to $546,000 in FY 2004 for Ohio leadership academies for superintendents.	(4) No provision.	(4) No provision, but see (12) below.	(4) No provision, but see (12) below.
(5) Earmarks up to $676,260 in FY 2004 for the Ohio Principal's Leadership Academy.	(5) No provision.	(5) No provision, but see (12) below.	5) No provision, but see (12) below.
(6) Earmarks up to $1,840,000 in FY 2004 for principal entry year programs.	(6) No provision.	(6) No provision, but see (12) below.	(6) No provision, but see (12) below.
(7) Earmarks up to $438,750 in FY 2004 for the Rural Appalachian Initiative.	(7) No provision.	(7) No provision.	(7) No provision.
(8) Earmarks up to $243,750 in FY 2004 for a Teacher Recognition Program.	(8) No provision.	(8) No provision.	(8) No provision.
(9) Earmarks up to $65,813 in FY 2004 for the Ohio University Leadership Program.	(9) No provision.	(9) Same as the Executive, but reduces the earmark to $60,000 in FY 2004 and also earmarks $70,000 in FY 2005 to support the Ohio University Leadership Program.	(9) Same as the Senate.
(10) Earmarks up to $146,250 in FY 2004 for training of school board members, treasurers, and school business officials.	(10) No provision.	(10) No provision, but see (12) below.	(10) No provision, but see (12) below.
(11) Earmarks up to $188,090 in FY 2004 for grants to districts to develop local knowledge/skills-based compensation systems.	(11) Same as the Executive, but also earmarks the same amount in FY 2005 and requires districts receiving grants to report annually to the Department of Education on the use of the grants and the impact of the	(11) Same as the House, but expands the use of the earmark to include technical assistance as well as grants.	(11) Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	program.		
(12) No provision, but see (4), (5), (6), and (10) above.	(12) No provision.	(12) Earmarks $670,000 in each fiscal year for training and professional development of school administrators, school treasurers, and school business officials.	(12) Same as the Senate.
(13) No provision, but see the item entitled "Educator Recruitment."	(13) No provision.	(13) Earmarks $144,000 in each fiscal year for educator supply and demand reports.	(13) Same as the Senate.
(14) No provision, but see the item entitled "Educator Recruitment."	(14) No provision.	(14) Earmarks $1,056,000 in each fiscal year for educator recruitment programs.	(14) Same as the Senate.
(15) No provision.	(15) No provision.	(15) Earmarks $4,650,000 in each fiscal year for 5 days of embedded professional development for 9th and 10th grade teachers of core subjects in school districts in academic emergency. Requires that these districts submit a plan to the Department for this professional development.	(15) Same as the Senate.
130 Career-Technical Education Match			
		Section: ***40.03***	
No provision.	No provision.	Specifies that GRF appropriation item 200-416, Career-Technical Education Match, be used to provide vocational administration matching funds for the federal vocational education grant.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
131 Alternative Education Programs			
Section: ***40.04***	**Section:** ***40.04***	**Section:** ***40.04***	**Section:** ***40.04***
Creates and establishes the composition of the Alternative Education Advisory Council. The Council includes a representative from the Ohio Department of Education, the Department of Youth Services, the Ohio Department of Alcohol and Drug Addiction Services, the Department of Mental Health, the Office of the Governor or Lieutenant Governor, the Office of the Attorney General, and the Office of the Auditor of State.	No change.	No change.	No change.
Makes the following earmarks of GRF appropriation item 200-421, Alternative Education Programs:	Makes the following changes to the earmarks of GRF appropriation item 200-421, Alternative Education Programs:	Makes the following changes to the earmarks of GRF appropriation item 200-421, Alternative Education Programs:	Same as the Senate.
(1) Earmarks not less than $7,897,500 in FY 2004 for alternative education grants for the Urban 21 school districts.	(1) Same as the Executive, but also earmarks the same amount in FY 2005.	(1) Same as the House, but reduces the earmark to $7,529,274 in each fiscal year.	
(2) Earmarks not less than $7,863,047 in FY 2004 for alternative education grants for suburban and rural school districts.	(2) Same as the Executive, but also earmarks the same amount in FY 2005.	(2) Same as the House, but reduces the earmark to $7,494,820 in each fiscal year.	
(3) Earmarks up to $449,235 in FY 2004 for program administration, monitoring, technical assistance, support, research, and evaluation.	(3) No provision.	(3) Same as the Executive, but also earmarks the same amount in FY 2005.	
(4) Earmarks $287,218 in FY 2004 to contract with the Center for Learning Excellence at the Ohio State University to provide technical support.	(4) No provision.	(4) Same as the Executive, but also earmarks the same amount in FY 2005.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(5) No provision.	(5) Earmarks $75,000 in each fiscal year for the Toledo Tech Academy.	(5) Same as the House.	
(6) No provision.	(6) No provision.	(6) Earmarks $300,000 in each fiscal year to support Amer-I-Can. Requires Controlling Board approval before these funds are disbursed.	
Permits the Department of Education to waive compliance with any minimum education standards for schools receiving alternative education grants.	No change.	No change.	
132 School Management Assistance			
Section: ***40.04***	**Section:** ***40.04***	**Section:** ***40.04***	**Section:** ***40.04***
Earmarks $351,000 of GRF appropriation item 200-422, School Management Assistance, in FY 2004 to be used by the Auditor of State for expenses related to the Auditor's duties in respect to districts in fiscal caution, fiscal watch, and fiscal emergency.	Same as executive, but also earmarks the same amount in FY 2005.	Same as the House.	Same as the House.
Specifies that the remainder of GRF appropriation item 200-422, School Management Assistance be used by the Department of Education to provide assistance to districts in fiscal watch and fiscal emergency.	No change.	No change.	No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
133 Ohio Educational Computer Network			
Section: ***40.04***	**Section:** ***40.04***	**Section:** ***40.04***	**Section:** ***40.04***
Specifies that GRF appropriation item 200-426, Ohio Educational Computer Network, be used to maintain a system of information technology throughout Ohio and to provide technical assistance in support of the State Education Technology Plan. Makes the following earmarks:	Same as the Executive, but makes the following changes to the earmarks:	Same as the Executive, but makes the following changes to the earmarks:	Same as the Senate.
(1) Earmarks up to $18,592,763 in FY 2004 to support connection of all public school buildings to the state's education network, to each other, and to the Internet. Specifies that public school buildings include instructional buildings of any school district, community school, educational service center, Ohio School of the Deaf, Ohio School of the Blind, high schools chartered by the Department of Youth Services, and high schools operated by the Ohio Department of Rehabilitation and Corrections' Ohio Central School System.	(1) Same as the Executive, but also earmarks the same amount in FY 2005.	(1) Same as the House.	
(2) Earmarks up to $1,884,355 in FY 2004 for the Union Catalog and InfOhio Network.	(2) Same as the Executive, but also earmarks the same amount in FY 2005.	(2) Same as the House.	
(3) Earmarks up to $3,412,500 in FY 2004 to assist data acquisition sites with the operational costs associated with the use of the education network by chartered nonpublic schools. Requires that the Department of Education develop a formula	(3) Removes the qualifier "up to" from the earmark, requiring that the entire earmark be distributed. Earmarks the same amount for FY 2005. Replaces the provision that the Department develop a distribution formula and guidelines with a provision that requires	(3) Same as the Executive, but specifies that the per building subsidy used for chartered nonpublic school connectivity be the same as that used for public school connectivity. Also, earmarks the same amount in FY 2005.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
and guidelines for distribution of these funds.	the Department to divide the earmark by the number of eligible chartered nonpublic schools that meet the OneNet Planning Commission's connectivity standard in the fall of each year and distribute accordingly before November first.		
Specifies that the remainder of the appropriation in FY 2004 be used to support development, maintenance, and operation of a network of uniform and compatible computer-based informational and instructional systems. Permits the Department of Education to use up to $223,762 in FY 2004 to coordinate the activities of the computer network with other agencies funded by the Department or the State.	Same as the Executive, but extends the provision to FY 2005.	Same as the House.	
134 Academic Standards			
Section: ***40.04***	**Section:** ***40.04***	**Section:** ***40.04***	**Section:** ***40.04***
Earmarks up to $731,250 in FY 2004 of GRF appropriation 200-427, Academic Standards, to provide funds to school districts that have teachers participating in the teachers-on-loan program.	Same as the Executive, but also earmarks the same amount in FY 2005.	Same as the House.	Same as the Senate.
Specifies that the remainder of the appropriation be used for the development and dissemination of academic content standards and curriculum models and to fund communication of expectations to teachers, school districts, parents, and communities.	Removes the requirement that the funds be used for communication of expectations to teachers, districts, parents, and communities. Replaces this with the requirement that the Department communicate the standards and curricula to districts through the web and e-mail.	Same as the House, but allows the Department to make Internet distribution of the standards and curricula the primary rather than the only method of distribution.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
135 School Improvement Initiatives			
Section: ***40.05***	**Section:** ***40.05***	**Section:** ***40.05***	**Section:** ***40.05***
Makes the following earmarks to GRF appropriation item 200-431, School Improvement Initiatives:	Makes the following changes to the earmarks of GRF appropriation item 200-431, School Improvement Initiatives:	Makes the following changes to the earmarks of GRF appropriation item 200-431, School Improvement Initiatives:	Same as the Senate.
(1) Earmarks $10,505,625 in FY 2004 to provide technical assistance to school districts that are in academic watch or academic emergency to develop their continuous improvement plans and to provide technical assistance to school buildings not meeting new federal accountability measures.	(1) Same as the Executive, but also earmarks the same amount in FY 2005.	(1) Same as the House, but allows the funds to support implementation as well as development of continuous improvement plans.	
(2) Earmarks up to $138,206 in FY 2004 to support a teacher-in-residence at the Governor's office and related support staff, travel expenses, and administrative overhead.	(2) No provision.	(2) No provision.	
(3) Earmarks up to $250,000 in FY 2004 to reduce the dropout rate by addressing the academic and social problems of inner-city students through Project GRAD.	(3) Same as the Executive, but also earmarks the same amount in FY 2005.	(3) Same as the House, but increases the earmark to $350,000.	
(4) Earmarks $3,120,000 in FY 2004 to provide intensive summer professional development for mathematics teachers and to deploy mathematics specialists into low performing schools. Specifies that the Math Rules Advisory Council shall approve the plan for these expenditures.	(4) No provision.	(4) No provision, but see the item entitled "Reading/Writing Improvement."	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(5) No provision.	(5) No provision, but see the item entitled "Emergency Loan Interest Subsidy."	(5) Earmarks $50,000 in each fiscal year to support LEAF.	
136 School Conflict Management			
Section: *40.05*	**Section: *40.05***	**Section: *40.05***	**Section: *40.05***
Specifies that GRF appropriation item 200-432, School Conflict Management, be used to provide dispute resolution and conflict management training, consultation, and materials for school districts, and to provide competitive school conflict management grants to school districts.	No provision.	Same as the Executive.	No provision.
137 Reading/Writing Improvement			
Section: *40.05*	**Section: *40.05***	**Section: *40.05***	**Section: *40.05***
Makes the following earmarks to GRF appropriation item 200-433, Reading/Writing Improvement:	Makes the following changes to the earmarks of GRF appropriation item 200-433, Reading/Writing Improvement:	Changes the title of GRF appropriation item 200-433, to Reading/Writing/Math Improvement, and makes the following changes to earmarks:	Same as the Senate.
(1) Earmarks up to $12,675,000 in FY 2004 for professional development in literacy for classroom teachers, administrators, and literacy specialists.	(1) Same as executive, but also earmarks the same amount in FY 2005.	(1) Same as the House, but requires the earmark also be used to provide intensive summer training for mathematics teachers.	
(2) Earmarks up to $322,680 in FY 2004 to assess a sample of center-based, early literacy education programs using the Early Language and Literacy Classroom Observation Instrument.	(2) No provision.	(2) No provision.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(3) No provision.	(3) Earmarks $500,000 in FY 2004 for the Waterford Early Reading Program.	(3) Same as the House, but reduces the earmark to $250,000 in FY 2004 and also earmarks $250,000 in FY 2005.	
(4) No provision.	(4) Earmarks up to $1,000,000 in each fiscal year for the Reading Recovery Training Network.	(4) Same as the House.	
Specifies that the remainder of the appropriation be used to support standards-based classroom reading and writing instruction and reading intervention and the design/development of standards-based literacy curriculum materials; to support literacy professional development partnerships between the Department of Education, higher education institutions, the literacy specialists project, the Ohio principals' literacy network, regional literacy teams, literacy networks, and school districts.	No change.	No change.	
138 Student Assessment			
Section: ***40.05***	**Section:** ***40.05***	**Section:** ***40.05***	**Section:** ***40.05***
Specifies that GRF appropriation item 200-437, Student Assessment, be used to develop, field test, print, distribute, score, and report results from state mandated tests (R.C. 3301.0710, 3301.0711, and 3301.27)	No change.	Same as the Executive, but allows the Department to spend the funds to support other associated costs for the required tests, and earmarks $500,000 in FY 2004 and $100,000 in FY 2005 to train personnel in districts in academic watch and academic emergency to score the practice Ohio Graduation Tests to be given to their ninth grade students. (See also the item entitled "Ninth Grade Practice Ohio Graduation Test")	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
139 Accountability/Report Cards			
Section: *40.05*	**Section: *40.05***	**Section: *40.05***	**Section: *40.05***
Specifies that GRF appropriation item 200-439, Accountability/Report Cards, be used for the development and distribution of school report cards pursuant to R.C. 3302.03.	No change.	Similar to the Executive, but specifies that the funds be used for the development of an accountability system that includes the preparation and distribution of school report cards.	Same as the Senate.
140 Professional Recruitment			
Section: *40.05*	**Section: *40.05***	**Section: *40.05***	**Section: *40.05***
Makes the following earmarks of GRF appropriation item 200-444, Professional Recruitment:	No provision.	No provision, but see the item entitled "Professional Development."	No provision, but see the item entitled "Professional Development."
(1) Earmarks $1,163,565 in FY 2004 to establish programs targeted at recruiting underrepresented populations into the teaching profession.			
(2) Earmarks up to $622,414 in FY 2004 to target individuals who are seeking a second career or who are in mid-career changes to enter the teaching profession by supporting collaborative activities between higher education institutions and school districts.			
Specifies that the remainder of the appropriation be used for recruitment programs targeting special needs areas: recruiting mathematics, science, and special			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
education teachers, recruiting principals, developing and maintaining a web-based placement bureau, developing supply/demand reports, and implementing a pre-collegiate program to target future teachers.			
141 Education Management Information System			
Section: ***40.06***	**Section:** ***40.06***	**Section:** ***40.06***	**Section:** ***40.06***
Specifies that GRF appropriation item 200-446, Education Management Information System, be used to improve the Education Management Information System (EMIS) and makes the following earmarks:	Same as the Executive, but makes the following changes to the earmarks:	Same as the House, but makes the following change to earmarks.	Makes the following change to earmarks:
(1) Earmarks up to $1,295,857 in FY 2004 to be distributed to data acquisition sites for costs relating to processing, storing, and transferring data for the effective operation of the EMIS.	(1) Same as the Executive, but also earmarks the same amount in FY 2005.	(1) Same as the House.	(1) Same as the House.
(2) Earmarks up to $8,055,189 in FY 2004 to be distributed on a per-pupil basis to school districts, community schools, education service centers (ESCs), joint vocational school districts (JVSDs), and any other education entity that reports data through EMIS. Specifies that each school district or community school with more than 100 students and each JVSD shall receive a minimum of $5,000 in FY 2004. Specifies that each school district or community school with between 1 and 100 students and each ESC and each county board of MR/DD	(2) Same as the Executive, but extends the provision to FY 2005.	(2) Same as the House.	(2) Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
that submits data shall receive $3,000 in FY 2004.			
(3) No provision.	(3) No provision.	(3) Earmarks $2,532,500 in each fiscal year to develop and implement a common core of EMIS data definitions, business practices, and data format standards, upon which the Department will base a student software administration package certification process. Requires the Department to convene an advisory group annually. Requires that the Department implement its Student Management Record System software in up to four data acquisition sites each fiscal year. Requires that school districts and community schools convert to a student software package that meets the certification criteria by July 1, 2005.	(3) Same as the Senate, but reduces the earmark to $782,500 in each fiscal year and changes the earmark to require the Department to develop and implement a common core of EMIS data definitions and data format standards in consultation with an advisory group of school districts, community schools, and other education related entities. Requires that the definitions and standards be approved by the Education Data Advisory Council, and once approved, any software meeting the standards be designated as an approved vendor and be permitted to enter into contracts to collect and manage EMIS data. Removes the requirement that the Department implement the Student Management Record System software in up to four data acquisition sites in each fiscal year. Replaces the requirement that districts and community schools have a certified software package by July 1, 2005 with a requirement that they implement a common and uniform set of data definitions and data format standards by July 1, 2004 with the assistance of the Department. Provides that districts and community schools that do not meet this requirement have all EMIS funding withheld until they are in compliance.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
142 Educator Preparation			
Section: *40.06*	**Section: *40.06***	**Section: *40.06***	**Section: *40.06***
Makes the following earmarks of GRF appropriation item 200-448, Education Preparation:	Makes the following changes to earmarks of GRF appropriation item 200-448, Educator Preparation:	Makes the following changes to earmarks of GRF appropriation item 200-448, Educator Preparation:	Same as the Senate.
(1) Earmarks $146,250 in FY 2004 to be used by the Department of Education for collaboration with the Interstate New Teacher Assessment and Support Consortium (INTASC) to develop standards for teacher preparation and portfolio assessments for licensure.	(1) No provision.	(1) No provision.	
(2) Earmarks $438,750 in FY 2004 to establish new teacher education/district partnerships that will develop professional development schools within districts based on standards established by the National Council for Accreditation of Teacher Education.	(2) No provision.	(2) No provision.	
(3) Earmarks up to $24,375 in FY 2004 to be used by the Ohio Teacher Education and Certification Commission to carry out the responsibilities of the 21-member Ohio Teacher Education and Certification Advisory Commission.	(3) Same as the Executive, but also earmarks the same amount in FY 2005.	(3) Same as the House, but changes the name of the commission to Ohio Teacher Education and Licensure Advisory Commission.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
143 Title IV-A Head Start Plus Start Up			
Section: *40.06*		**Section: *40.06***	**Section: *40.06***
Specifies that GRF appropriation item 200-449, Head Start Plus Start Up, be used to provide grants to providers of Title IV-A Head Start Plus/Title IV-A Head Start services for seed money for the provision of services to children eligible for TANF services.	No provision.	Same as the Executive, but requires that providers reimburse the General Revenue Fund the amount of the grant if the program ceases to be funded with TANF funds, or if the provider ceases to participate in the program.	Same as the Senate.
144 Base Cost Funding			
Section: *40.08*	**Section: *40.08***	**Section: *40.08***	**Section: *40.08***
Makes the following earmarks of GRF appropriation item 200-501, Base Cost Funding:	Makes the following changes to earmarks of GRF appropriation item 200-501, Base Cost Funding:	Makes the following changes to earmarks of GRF appropriation item 200-501, Base Cost Funding:	Same as the Senate.
(1) Specifies that the appropriation include $90,000,000 in FY 2004 for the state education aid offset due to the change in public utility valuation as a result of Am. Sub. S.B. 3 and Am. Sub. S.B. 287, both of the 123rd G.A. Permits the Controlling Board to increase the appropriation if the state education aid offset is determined to be more than $90,000,000 and requires the Director of Budget and Management to reduce the appropriation if the offset is determined to be less than $90,000,000.	(1) Same as the Executive, but extends the provision to FY 2005.	(1) Same as the House.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(2) Earmarks up to $425,000 in FY 2004 for court payments pursuant to R.C. 2151.357 (to defray the cost of educating a child placed by a court in a private institution, school, or residential treatment center).	(2) Same as the Executive, but also earmarks the same amount in FY 2005.	(2) Same as the House.	
(3) Requires that an amount be available in FY 2004 for the cost of the reappraisal guarantee pursuant to R.C. 3317.04.	(3) Same as the Executive, but extends the provision to FY 2005.	(3) Same as the House.	
(4) Requires that an amount be available in FY 2004 to fund up to 225 full-time equivalent approved GRADS teacher grants pursuant to R.C. 3317.024 (R).	(4) Same as the Executive, but extends the provision to FY 2005.	(4) Same as the House.	
(5) Requires an amount be available to FY 2004 to make payments to school districts pursuant to R.C. 3317.022 (A) (2) (subsidy to districts with tax exempt value greater than or equal to 25% of the potential value of the district).	(5) Same as the Executive, but extends the provision to FY 2005.	(5) Same as the House.	
(6) Requires an amount be available to make payments to school districts pursuant to R.C. 3317.022 (F) (excess cost supplement for the local share of transportation model costs, special education weighted costs, and career-technical education weighted costs).	(6) Same as the Executive, but extends the provision to FY 2005.	(6) Same as the Executive.	
(7) Requires an amount be available in FY 2004 for payments to school districts pursuant to R.C. 3317.0212 (C) (guarantee for districts with 150 or less students).	(7) Same as the Executive, but extends the provision to FY 2005.	(7) Same as the House.	
(8) Requires that up to $15,000,000 in FY 2004 be reserved for payments pursuant to R.C. 3317.026, 3317.027, and 3317.028 (adjustments to state aid due to certain	(8) Same as the Executive, but also earmarks the same amount in FY 2005.	(8) Same as the House.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
changes in a district's taxable value). Permits the Controlling Board to increase this amount if requested.			
(9) Earmarks up to $15,000,000 in FY 2004 to provide additional state aid to school districts for special education students pursuant to R.C. 3317.022 (C)(3) (catastrophic cost supplement).	(9) Same as the Executive, but also earmarks the same amount in FY 2005.	(9) Same as the House.	
(10) Earmarks up to $2,000,000 in FY 2004 for Youth Services tuition payments pursuant to R.C. 3317.024.	(10) Same as the Executive, but also earmarks the same amount in FY 2005.	(10) Same as the House.	
(11) Earmarks up to $52,000,000 to fund the state reimbursement of Educational Service Centers pursuant to R.C. 3317.11.	(11) Same as the Executive, but also earmarks the same amount in FY 2005.	(11) Same as the House.	
(12) Earmarks up to $335,735,930 in FY 2004 for special education weighted funding for school districts and joint vocational school districts pursuant to R.C. 3317.022 (C)(1) and 3317.16 (D)(1).	(12) Eliminates the specific dollar earmark for special education weighted funding in both fiscal years. Instead, requires an amount be available in each fiscal year for special education weighted funding pursuant to division (C)(1) of section 3317.022 and division (D)(1) of section 3317.16 of the Revised Code, which specifies the state funding percentage (88% in FY 2004 and 90% in FY 2005) for special education weighted funding.	(12) Same as the House.	
(13) Earmarks up to $1,000,000 in FY 2004 to pay for educational services for youth who have been assigned to facilities described in division (A) of the section titled "Private Treatment Facility Pilot Project."	(13) Same as the Executive, but also earmarks the same amount in FY 2005.	(13) Same as the House.	
(14) No provision.	(14) Earmarks up to $15,000,000 in FY 2005 for the Enhanced Urban Attendance Improvement Initiative pursuant to the	(14) No provision.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	section of the act entitled, "The Enhanced Urban Attendance Improvement Initiative."		
(15) No provision.	(15) Specifies that an amount be available in FY 2005 for transitional aid to school districts pursuant to the section of the bill entitled, "Transitional Aid for Fiscal Year 2005."	(15) Same as the House, but also specifies that an amount be available in FY 2004 for transitional aid to school districts pursuant to the section of the bill entitled "Transitional Aid".	
Specifies that the remainder of the appropriation be expended in FY 2004 for the public schools of city, local, exempted village, and joint vocational school districts, including base cost funding, special education speech service enhancement funding, career-technical education weight funding, career-technical education associated service funding, guarantee funding, and teacher training and experience funding pursuant to R.C. 3317.022, 3317.023, 3317.0212, and 3317.16.	Same as the Executive, but extends the provision to FY 2005.	Same as the House.	
Specifies that GRF appropriation items 200-500, School Finance Equity, 200-501, Base Cost Funding, 200-502, Pupil Transportation, 200-520, Disadvantaged Pupil Impact Aid, 200-521, Gifted Pupil Program, 200-525, Parity Aid, and 200-546, Charge-Off Supplement, other than specific set asides, are collectively used in FY 2004 to pay state formula aid obligations for school districts and joint vocational school districts pursuant to R.C. 3317. Provides that the Department of Education seek Controlling Board approval to transfer funds among these items in order to meet state formula aid obligations.	No change.	No change.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
145 Student Intervention Services			
Section: *40.10*	**Section: *40.10***	**Section: *40.10***	**Section: *40.10***
Specifies that GRF appropriation item 200-513, Student Intervention Services, be used to assist districts providing the state-mandated intervention services specified in R.C. 3313.608. Requires that school districts receiving funds report how the funds were used.	No change.	Same as the House, but makes the following earmarks:	Same as the Senate.
(1) No provision.	(1) No provision.	(1) Earmarks $3,700,000 in FY 2004 and $5,900,000 in FY 2005 to be distributed to school districts in academic emergency to provide intervention services to 9th grade students in FY 2004 and to 9th grade and 10th grade students in FY 2005. Requires these districts submit an annual report to the Department regarding this intervention. (See also the item entitled "Intervention Services for Ninth Grade Students")	
(2) No provision.	(2) No provision.	(2) Earmarks $150,000 in each fiscal year for Read Baby Read.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
146 Postsecondary Adult Career-Technical Education			
Section: *40.10*	**Section: *40.10***	**Section: *40.10***	**Section: *40.10***
Specifies that GRF appropriation item 200-514, Postsecondary Adult Career-Technical Education, be used to provide postsecondary adult career-technical education under R.C. 3313.52 and 3313.53.	No change.	Same as the Executive, but earmarks $40,000 for the statewide coordination of the activities of the Ohio Young Farmers.	Same as the Senate.
147 Disadvantaged Pupil Impact Aid			
Section: *40.10*	**Section: *40.10***	**Section: *40.10***	**Section: *40.10***
Makes the following provisions regarding GRF appropriation item 200-520, Disadvantaged Pupil Impact Aid:	Makes the following changes to GRF appropriation item 200-520, Disadvantaged Pupil Impact Aid:	Makes the following changes to GRF appropriation item 200-520, Disadvantaged Pupil Impact Aid:	Makes the following changes to GRF appropriation item 200-520, Disadvantaged Pupil Impact Aid:
(1) Provides that each school district receive an additional 2% in Disadvantaged Pupil Impact Aid (DPIA) in FY 2004 over what was received in FY 2003, notwithstanding the distribution formula outlined in R.C. 3317.029. Requires that school districts comply with all expenditure guidelines and restrictions in R.C. 3317.029 (F), (G), (I), and (K) by assuming a 2% increase in funds for each program outlined in R.C. 3317.029 (C), (D), and (E) (all-day kindergarten, class-size reduction, and safety, security, and remediation), and by assuming a DPIA index equivalent to the index calculated in FY 2003.	(1) Same as the Executive, but specifies that districts receiving DPIA funding from the DPIA guarantee provision shall not receive a 2% increase, but shall receive the same DPIA funding it received in FY 2003. Extends this provision to FY 2005, so that, except for districts receiving DPIA guaranteed funding, districts receiving DPIA in FY 2004 will receive a 2% increase in FY 2005. Districts receiving DPIA guaranteed funding will receive the same funding in FY 2005 as they received in FY 2003.	(1) Same as the House, but clarifies that districts receiving DPIA guaranteed funding in FY 2003 will receive the same funding in FY 2004 and FY 2005 as they received in FY 2003.	(1) Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(2) Provides that all-day, everyday kindergarten funding be provided in fiscal year 2004 only to those school districts that qualified and provided the service in FY 2003.	(2) Same as the Executive, but extends the provision to FY 2005.	(2) Same as the House.	(2) Same as the House.
(3) Earmarks up to $3,300,000 in FY 2004 for school breakfast programs. Requires that up to $500,000 of this amount be used in FY 2004 to provide start-up grants to school districts that start school breakfast programs. Requires that the remainder of this amount be used to (a) partially reimburse schools that are required to have a school breakfast program by R.C. 3313.813; (b) partially reimburse districts participating in the National School Lunch Program that have at least 20% of students eligible for free and reduced price meals; and (c) partially reimburse districts participating in the National School Lunch Program for breakfast served to children eligible for free and reduced price meals.	(3) Increases the earmark to $3,800,000 in FY 2004 and earmarks this same amount for FY 2005. Replaces the requirement that $500,000 be used in FY 2004 for start up grants with a requirement that $1,000,000 be used in each fiscal year to increase participation in child nutrition programs, particularly school breakfast and summer meals. Also requires that the Department collaborate with the Children's Hunger Alliance in the outreach effort. Replaces the provision regarding the remainder of the appropriation with a requirement that the remainder of the appropriation be used to partially reimburse schools within districts that are required to have a school breakfast program pursuant to R.C. 3313.813, at a rate determined by the Department.	(3) Same as the House.	(3) Same as the House.
(4) Earmarks up to $11,901,887 of the DPIA funds distributed to Cleveland Municipal School District to operate the school choice program pursuant to R.C. 3313.974 to 3313.979.	(4) Same as the Executive, but also earmarks the same amount for FY 2005.	(4) Same as the House. Also see the item entitled "Changes to the Cleveland Pilot Scholarship Program."	(4) Same as the House. Also see the item entitled "Changes to the Cleveland Pilot Scholarship Program" and (6) below.
(5) Earmarks $1,000,000 to support dropout recovery programs administered by the Department of Education, Jobs for Ohio's Graduates Program.	(5) No provision.	(5) No provision.	(5) No provision.
(6) No provision.	(6) No provision.	(6) No provision.	(6) Earmarks an additional $4,500,000 in FY 2004 and $6,000,000 in FY 2005 for the Cleveland Scholarship and Tutoring

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
			program. These additional funds are not to be taken from Cleveland Municipal School District's DPIA allocation as is true of (4) above.
148 Special Education Enhancements			
Section: *40.13*	**Section: *40.13***	**Section: *40.13***	**Section: *40.13***
Makes the following earmarks to GRF appropriation item 200-540, Special Education Enhancements:	Makes the following changes to earmarks of GRF appropriation item 200-540, Special Education Enhancements:	Makes the following changes to earmarks of GRF appropriation item 200-540, Special Education Enhancements:	Makes the following changes to earmarks of GRF appropriation item 200-540, Special Education Enhancements:
(1) Earmarks up to $47,546,796 in FY 2004 to fund special education and related services at County Boards of Mental Retardation and Developmental Disabilities (MR/DD boards) for eligible students under R.C. 3317.20.	(1) Reduces the earmark to $44,204,000 in FY 2004, and earmarks $45,441,712 in FY 2005.	(1) Same as the House.	(1) Same as the House.
(2) Earmarks up to $2,452,125 in FY 2004 to fund special education classroom and related services units at institutions.	(2) Same as the Executive, but also earmarks the same amount for FY 2005.	(2) Same as the House.	(2) Same as the House.
(3) Earmarks up to $3,406,875 in FY 2004 for home instruction for children with disabilities.	(3) Reduces the earmark to $2,906,875 in FY 2004, and also earmarks the same amount for FY 2005.	(3) Same as the House.	(3) Same as the House.
(4) Earmarks up to $1,462,500 in FY 2004 for parent mentoring programs.	(4) Same as the Executive, but also earmarks the same amount for FY 2005.	(4) Same as the House.	(4) Same as the House.
(5) Earmarks up to $2,783,396 in FY 2004 for school psychology interns.	(5) Same as executive, but also earmarks the same amount for FY 2005.	(5) Same as the House.	(5) Same as the House.
(6) Earmarks $3,906,090 in FY 2004 to assist school districts in funding aides	(6) Reduces the earmark to $3,406,090 in FY 2004, and earmarks the same amount in	(6) Same as the House.	(6) Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
pursuant to rule 3301-51-04 of the Administrative Code (one aide for every teacher of multihandicapped students).	FY 2005.		
(7) Earmarks $78,399,498 in FY 2004 for preschool special education and preschool supervisory units at MR/DD boards, Educational Service Centers, and school districts pursuant to R.C. 3317.161. Permits, with Controlling Board approval, the transfer of funds from GRF appropriation item 200-501, Base Cost Funding, to fully fund existing units as necessary or to fully fund additional units. Permits, with Controlling Board approval, the transfer of funds to GRF appropriation item 200-501, Base Cost Funding, to fully fund special education weight cost funding. Requires recipients to document child progress using research-based indicators prescribed by the Department and to report results annually.	(7) Same as the Executive, but reduces the earmark to $77,384,498 in FY 2004 and earmarks the same amount in FY 2005.	(7) Same as the House, but increases the earmark to $78,384,498 in each fiscal year.	(7) Same as the Senate.
(8) Earmarks up to $83,850 in FY 2004 to conduct a collaborative pilot program to provide educational services and develop best educational practices for autistic children.	(8) No provision.	(8) No provision.	(8) No provision.
(9) No provision.	(9) Earmarks $315,000 in each fiscal year for the Collaborative Language and Literacy Instruction Project.	(9) Same as the House.	(9) Same as the House.
(10) No provision.	(10) Earmarks up to $500,000 in each fiscal year for the Research-Based Reading Mentoring Program.	(10) Same as the House.	(10) Same as the House.
(11) No provision.	(11) Earmarks up to $200,000 in each fiscal year for the Language and Literacy Intervention Program.	(11) No provision.	(11) No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(12) No provision.	(12) No provision.	(12) Earmarks $800,000 in each fiscal year for the Bellefaire Jewish Children's Bureau.	(12) Same as the Senate, but reduces the earmark to $600,000 in each fiscal year.
149 Career-Technical Education Enhancements			
Section: *40.14*	**Section: *40.14***	**Section: *40.14***	**Section: *40.14***
Makes the following earmarks to GRF appropriation item 200-545, Career-Technical Education Enhancements:	Makes the following changes to earmarks of GRF appropriation item 200-545, Career-Technical Education Enhancements:	Makes the following changes to earmarks of GRF appropriation item 200-545, Career-Technical Education Enhancements:	Same as the Senate.
(1) Earmarks up to $2,576,107 in FY 2004 to fund career-technical education units at institutions.	(1) Same as the Executive, but also earmarks the same amount for FY 2005.	(1) Same as the House.	
(2) Earmarks up to $4,159,770 in FY 2004 to fund the Jobs for Ohio Graduates (JOG) program.	(2) Reduces the earmark to $3,500,000 in FY 2004 and earmarks the same amount in FY 2005.	(2) No provision.	
(3) Earmarks up to $4,387,500 in FY 2004 to fund competitive grants to tech prep consortia.	(3) Reduces the earmark to $2,925,000 in FY 2004, and earmarks the same amount in FY 2005.	(3) Same as the House except for removing the requirement that an amount be made available from state funds appropriated for career-technical education if state matching funds are needed to use federal funds for local school district leadership.	
(4) Earmarks $1,462,500 in FY 2004 to provide funds to eligible school districts for the replacement or updating of equipment essential for the instruction of students in career-technical programs. These funds are allotted to districts at 30%, 40%, or 50% of cost based on a district career-technical priority index rating developed by the Department.	(4) Same as the Executive, but also earmarks the same amount for FY 2005.	(4) Same as the House, but increases the earmark to $2,225,000 in each fiscal year and changes the way in which the equipment funds are distributed to one based on each district's state share percentage of base cost funding.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(5) Earmarks up to $3,900,000 in FY 2004 for High Schools that Work programs.	(5) Reduces the earmark to $2,400,000 in FY 2004, and earmarks the same amount in FY 2005.	(5) Same as the House, but increases the earmark to $3,650,000 in each fiscal year.	
(6) Earmarks $3,900,000 in FY 2004 for K-12 career development.	(6) Reduces the earmark to $2,400,000 in FY 2004, and earmarks the same amount in FY 2005.	(6) Same as the House.	
(7) Earmarks up to $996,800 in FY 2004 for the Ohio Career Information System.	(7) Reduces the earmark to $496,800 in FY 2004, and earmarks the same amount in FY 2005.	(7) Same as the House.	
(8) No provision.	(8) Earmarks $300,000 in each fiscal year for Voc-Ag 5th Quarter Pilot Project.	(8) Same as the House, but changes the project name to the Agriculture 5th Quarter Project and modifies the specific eligibility and reporting requirements to those determined by the Department of Education.	

150 Emergency Loan Interest Subsidy

Section: *40.15*	Section: *40.15*	Section: *40.15*	Section: *40.15*
Specifies that GRF appropriation item 200-558, Emergency Loan Interest Subsidy, be used to subsidize districts for the difference between the amount of interest a district is paying on emergency school loans pursuant to R.C. 3313.484, and the interest the district would have paid had the interest rate been 2%.	Same as the Executive, but earmarks $50,000 of the appropriation item in each fiscal year, to support LEAF.	Same as the Executive, but see the item entitled "School Improvement Initiatives."	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
151 OhioReads Grants			
Section: *40.16*	**Section: *40.16***	**Section: *40.16***	**Section: *40.16***
Specifies that GRF appropriation item 200-566, OhioReads Grants, be disbursed at the direction of the OhioReads Council to provide grants to public schools within districts, community schools, and educational service centers serving K-4 students to support local reading literacy initiatives including reading programs, materials, professional development, tutoring, tutor recruitment and training, and parental involvement.	No change.	No change.	No change.
No provision.	No provision.	Earmarks $2,125,223 in FY 2004 and $2,167,728 in FY 2005 of GRF appropriation item 200-566, OhioReads Grants, for the STARS program.	Same as the Senate.
152 Safe and Supportive Schools			
Section: *40.16*	**Section: *40.16***	**Section: *40.16***	**Section: *40.16***
Earmarks up to $224,250 in FY 2004 of GRF appropriation item 200-578, Safe and Supportive Schools, to fund a safe school center to provide resources for parents and for school and law enforcement personnel.	Same as the Executive, but also earmarks the same amount for FY 2005.	Same as the House.	Same as the Senate.
No provision.	Earmarks $20,000 in each fiscal year of GRF appropriation item 200-578, Safe and Supportive Schools, for the Eddie Eagle Gun	Same as the House.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	Safety Pilot Program.		
No provision.	No provision.	Earmarks $1,800,000 in each fiscal year of GRF appropriation item 200-578, Safe and Supportive Schools, for a safe school help line.	
Specifies that the remainder of the appropriation be used for grants to enhance school safety.	No change.	No change.	
153 Jobs for Ohio Graduates			
		Section: ***40.19***	**Section:** ***40.19***
No provision.	No provision.	Specifies that appropriation item 200-453, Jobs for Ohio Graduates, in the state special revenue fund group, be used to fund the Jobs for Ohio Graduates program pursuant to an interagency agreement between the departments of Education and Job and Family Services.	Same as the Senate, but increases the interagency agreement amount from $1,750,000 in each fiscal year to $3,500,000 in each fiscal year.
154 Title IV-A Head Start Plus/Title IV-A Head Start			
Sections ***40.19, 3301.31 through 3301.37***	**Sections** ***40.19, 3301.31 through 3301.37***	**Sections** ***40.19, 40.38, R.C. 3301.31 through 3301.37***	**Sections** ***40.19, 40.38, R.C. 3301.31 through 3301.37***
Replaces the existing Head Start program with the Title IV-A Head Start/Title IV-A Head Start Plus program. (See the item entitled "Head Start/Head Start Plus" in Job and Family Services)	Does not change the Title IV-A Head Start/Title IV-A Head Start Plus Revised Code provisions, however, temporary law in the bill notwithstands these provisions. (See the item entitled "Head Start/Head Start Plus" in Job and Family Services)	Delays until FY 2005 the Executive's provisions creating the Title IV-A Head Start Plus program. (See the item entitled "Head Start/Head Start Plus" in Job and Family Services).	Modifies the provisions related to Head Start and Head Start Plus. (See the item entitled "Head Start/Head Start Plus" in Job and Family Services).

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
Specifies that appropriation item 200-663, Head Start Plus/Head Start (Fund 5W2) in the state special revenue fund group, be used to reimburse Title IV-A Head Start Plus/Title IV-A Head Start programs for services to children in accordance with R.C. 3301.31 to 3301.37 as amended by the bill. Requires that the Department of Education administer the program in accordance with an interagency agreement between the Departments of Education and Job and Family Services. Requires that a policy and procedures be developed to establish a procedure for approving Title IV-A Head Start Plus/Head Start agencies. Makes the following earmarks:	Same as the Executive, but removes all references to Title IV-A (TANF) and R.C. 3301.31 to 3301.07. The program is left to be administered by the Department of Education in accordance with an interagency agreement between the Departments of Education and Job and Family Services.	Same as the House, but reinserts references to Title IV-A (TANF).	Same as the Senate.
(1) Earmarks up to $2,000,000 in each fiscal year to be used by the Department of Education for program support and technical assistance.		(1) Earmarks up to 2% of $57,170,000 ($1,143,400) in FY 2004 and $2,000,000 in FY 2005 for program support and technical assistance.	(1) Same as the Senate, but reduces the earmark in FY 2005 to $1,963,697.
(2) Earmarks up to $80,000,000 in FY 2004 and up to $81,600,000 in FY 2005 to support the Title IV-A Head Start Plus initiative. Requires that Title IV-A Head Start Plus provide up to 10,000 slots of full-day, full-year programming for children at least 3 but not kindergarten age eligible. Requires that the program meet the child care needs of low-income families who meet eligibility requirements and provide early education and comprehensive services as provided through the Title IV-A Head Start program.		(2) Same as the Executive, but delays Title IV-A Head Start Plus until FY 2005. Earmarks $85,000,000 in FY 2005 for the Title IV-A Head Start Plus.	(2) Same as the Senate, but reduces the earmark to $83,457,126.
(3) Earmarks up to $19,200,000 in FY 2004 and up to $19,584,000 in FY 2005 to support up to 4,000 slots of traditional partial-day,		(3) Earmarks $57,170,000 in FY 2004 for traditional Title IV-A Head Start, and earmarks $23,184,000 in FY 2005 for up to	(3) Same as the Senate, but reduces the earmark in FY 2005 to $22,763,177.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
partial-year Title IV-A Head Start services.		4,000 slots of traditional half-day Title IV-A Head Start.	
Requires that the Department of Education adopt rules to establish standards for the purpose of assessing Title IV-A Head Start Plus/Head Start agencies and contract compliance. Requires providers to document child progress using research-based indicators and report results annually. Requires that the Department provide an annual report regarding the programs, including performance indicators.		Same as the Executive.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
155 Educational Service Center Funding			
Section: ***40.25***	**Section:** ***40.25***	**Section:** ***40.25***	**Section:** ***40.25***
Provides that no funds shall be provided to an educational service center (ESC) in FY 2004 for pupils of a city or exempted village school district unless an agreement was entered into by January 1, 1997 or within one year of the date upon which a district changed from a local to a city district. Provides that if insufficient funds are appropriated in FY 2004 for the ESC payments specified in R.C. 3317.11 (B), ESCs first receive $37 per pupil in its service center ADM (the ADM of all school districts within its service area). The remaining funds are to be distributed proportionally based on each ESC's client ADM (the ADM of all school districts with agreements to receive services from the ESC).	Same as the Executive, but extends the provision to FY 2005.	Same as the House, but requires that multi-county educational service centers (ESCs) receive $40.52 instead of $37 per pupil before any remaining funds may be distributed, and allows an ESC that sponsors a community school to include the community school's students in its "service center ADM" for purposes of calculating its per pupil state payment in both fiscal years. However, this additional payment may be made only if the appropriation for ESC payments is sufficient to first pay all ESCs the full $37 or $40.52 for each student enrolled in their local and qualifying client school districts. Also, no payment may be made to ESCs for students of Internet- or computer-based community schools (or "e-schools"). Fiscal effect: The appropriation for ESCs does not change.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
156 School District Participation in National Assessment of Education Progress			
Section: ***40.28***	**Section:** ***40.28***	**Section:** ***40.28***	**Section:** ***40.28***
Expresses the General Assembly's intention that Ohio school districts participate in the administration of the National Assessment of Education Progress (NAEP). Fiscal effect: Administering the test may result in a slight cost for the school districts that participate. Participation is mandated by federal law.	Same as the Executive, but extends the provision to FY 2005.	Same as the House, but requires that if a school or school district is selected for participation in NAEP that school or district must participate. Fiscal effect: Administering the test may result in a slight cost for the school districts that participate. Participation is already mandated by federal law.	Same as the Senate.
157 Statement of State Share Percentage for Base Cost and Parity Aid Funding			
Section: ***40.30***	**Section:** ***40.30***	**Section:** ***40.30***	**Section:** ***40.30***
Asserts that the state share percentage of base cost and parity aid funding for FY 2004 is 48.5% and that the General Assembly's obligation under R.C. 3317.012 (D) (4) (limiting variance of this percentage from the percentage in FY 2002 to 2.5%) is fulfilled for FY 2004. Fiscal effect: None.	Asserts that the state share percentage for FY 2004 is now 46.5% and for FY 2005 is 48.6% and that the General Assembly's obligation for these percentages is met in each fiscal year.	Same as the House.	Asserts that the state share percentage for FY 2004 is now 48.5% and for FY 2005 is 47.9% and that the General Assembly's obligation for these percentages is met in each fiscal year.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
158 The Enhanced Urban Attendance Improvement Initiative			
	Section: *40.32*		
No provision.	Establishes the distribution formula for the Enhanced Urban Attendance Improvement Initiative. In FY 2005 an amount will be distributed to the Big-8 districts equal to the change in the district's attendance rate in that year from its attendance rate in FY 2004, times the district's average daily attendance in FY 2004, times 0.5. Although, the factor of 0.5 may be reduced if the appropriation is not sufficient to make the payments. Fiscal effect: In FY 2005 $15,000,000 is earmarked of GRF appropriation item 200-501, Base Cost Funding, for this initiative.	No provision.	No provision.
159 Transitional Aid			
	Section: *40.33*	**Section: *40.33***	**Section: *40.33***
No provision.	Provides for the distribution of transitional aid to school districts whose formula funding in FY 2005 would otherwise decrease by more than 5% from FY 2004. The amount of the aid is that amount that would reduce the decrease to 5%.	Same as the House, but also provides for the distribution of transitional aid to school districts whose formula funding in FY 2004 would otherwise decrease by more than 5% from FY 2003. The amount of the aid is that amount that would reduce the decrease to 5%.	Same as the Senate, but specifies that for purposes of calculating the transitional aid subsidy for FY 2004 "SF-3 plus charge-off supplement" is the amount after the GRF budget reductions ordered by the Governor in March.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
160 Pilot Project Special Education Scholarship Program			
	Section: ***40.36***	**Section:** ***40.36***	**Section:** ***40.36***
No provision.	Establishes a two-year pilot project under which the parent of a child identified as autistic who is receiving or eligible to receive special education and related services from the child's resident school district may receive a scholarship in an amount of not more than $15,000 to pay all or part of the cost of a special education program provided by another school district, another public entity, or a nonpublic entity. Requires the Department of Education to deduct the amount of a scholarship under the pilot project program from the account of the school district in which the child is entitled to attend school. Requires the State Board adopt rules so that the program becomes operational by October 1, 2003. Fiscal effect: An autistic child receives a weight of 5.7342. This weight is funded at 88% in FY 2004 and at 90% in FY 2005 with a combination of state and local money, which would generate approximately $25,675 per student in FY 2004 and $26,991 per student in FY 2005.	Same as the House, but clarifies that a scholarship may not be awarded for a child who attends either: (1) a public special education program under a contract, compact, or other bilateral agreement with the child's resident district; or (2) a community school. Also, extends the time for the State Board to adopt rules so that the program is operational by January 1, 2004. Fiscal effect: An autistic child receives a weight of 5.7342. This weight is funded at 88% in FY 2004 and at 90% in FY 2005 with a combination of state and local money, which would generate approximately $25,675 per student in FY 2004 and $26,991 per student in FY 2005.	Same as the Senate, but specifies that a scholarship under the program is not to be paid to any parent to enroll the parent's child in a special education program other than the one the child is entitled to attend (resident district) as long as the child's individualized education program (IEP) is in the process of being developed by the child's resident district or as long as any administrative or judicial mediation or proceedings with respect to that IEP are pending.
No provision.	No provision.	Requires the Legislative Office of Education Oversight to conduct a formative evaluation of the scholarship program and to report its findings by March 1, 2005. Fiscal effect: Potential increase in workload for the Legislative Office of Education	Same as the Senate, but allows LOEO to modify the due date and scope of the study if it determines appropriate to accommodate available data and resources.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		Oversight.	
161 Required Eye Exam for Disabled Students			
		Section: ***40.39***	**Section:** ***40.39***
No provision.	No provision.	Requires each student identified with disabilities for the first time in the 2004-2005 and 2005-2006 school years to undergo, at private expense, a comprehensive eye examination before the child may receive special education services. Specifies that neither the state nor a school district will be responsible for paying the costs of the required eye examination. Allows district superintendents to take into account special circumstances that could prevent a student from having an exam before starting special education. Requires that the Director of Health adopt rules related to this provision. Fiscal effect: None.	Same as the Senate, but modifies the requirement as follows: (1) gives a student up to three months after beginning to receive special education services to undergo the required examination, instead of requiring the examination before beginning to receive services, and (2) waives the requirement if the student underwent such an examination within nine months prior to being identified with disabilities. Also, specifies that a student who has not undergone the required eye examination may not be prohibited from receiving services prescribed in the student's individualized education program (IEP). Clarifies that the bill's language exempting the state and school districts from responsibility to pay for the required eye examination does not apply if a student is entitled to a comprehensive eye examination in the identification of the student's disabilities, in the development of the student's IEP, or as a related service under the student's IEP. Does not require that the Director of Health adopt rules related to this provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
162 Earmark Accountability			
			Section: ***40.41,***
No provision.	No provision.	No provision.	Authorizes the superintendent of public instruction to request accountability reports from any entity that receives a budget earmark in Am. Sub. H.B. 95 of the 125th General Assembly and requires their submission before the subsidy is paid for in a fiscal year.
163 Termination of Governmental Television/Telecommunications Operating Fund			
		R.C. ***3353.11***	**R.C.** ***3353.11***
No provision.	No provision.	Specifies that, once the fund balance of the Governmental Television/Telecommunications Operating Fund is zero, the fund ceases to exist. Fiscal effect: None.	Same as the Senate.
164 Telecommunications Operating Subsidy			
Section: ***41***	**Section:** ***41***	**Section:** ***41***	**Section:** ***41***
Requires that GRF appropriation item 374-404, Telecommunications Operating Subsidy, be distributed to public educational television stations, radio reading services, and educational radio stations pursuant to an allocation developed by the Commission.	No change.	No change.	No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
No provision.	Earmarks $45,000 in each fiscal year of GRF appropriation item 374-404, Telecommunications Operating Subsidy, for dial-up newspaper reading services for the blind and physically handicapped.	No provision.	Same as the House, but requires the earmark to be distributed through a competitive grant process. Also requires Controlling Board approval.

165 Fee Increases

R.C. *4717.07*	R.C. *4717.07*	R.C. *4717.07*	R.C. *4717.07*
Increases license renewal fees as follows: Funeral Director & Embalmer (renewal): Current Fee = $120, Proposed Fee = $140 Funeral Director & Embalmer (initial): Current Fee = $5, Proposed Fee = $140 Funeral Home (initial): Current Fee = $125, Proposed Fee = $250 Embalming Facility and Crematory (initial): Current Fee = $100, Proposed Fee = $200 Funeral Director & Embalmer (registration): Current Fee = $25, Proposed Fee = $100 Funeral Director & Embalmer (apprentice cert): Current Fee = $10, Proposed Fee = $50 Fiscal effect: Revenue gain of $109,740 per year to the 4K9 Fund.	Same as executive, but reinstates two of the fee types to the amount in current law. For the issuance of an embalmer or funeral director registration, the fee is $25. For the filing of an embalmer or funeral director certificate of apprenticeship, the fee is $10. Fiscal effect: Decrease in proposed revenue gain of $18,270, resulting in net revenue gain of $91,470 from the executive proposal.	Same as executive. Fiscal effect: Revenue gain of $109,740 per year to the 4K9 fund.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
166 Exemption from Continuing Education			
R.C. *4717.09*	**R.C. *4717.09***	**R.C. *4717.09***	**R.C. *4717.09***
Allows a licensee who has been an embalmer or funeral director for not less than fifty years and is not actually in charge of an embalming facility or funeral home to apply to the Board for an exemption from the continuing education requirement of twelve to thirty hours of educational programs every two years as a condition of renewal of their licenses. Fiscal effect: None	No change.	Same as executive, but specifies that the person who has been licensed for 50 years or longer may not manage or actually be in charge of or ultimately responsible for a funeral home in order to qualify for the exemption to continuing education. Fiscal effect: None	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
167 Fee Increases for the Division of Drinking and Ground Waters			
R.C. ***3745.11, 6109.21***	**R.C.** ***3745.11, 6109.21***	**R.C.** ***3745.11, 6109.21***	**R.C.** ***3745.11, 6109.21***
(1) Public Water Systems: Increases fees associated with annual licenses paid by operators of public water systems. Operators pay a fee based on the number of service connections in the system (for community water systems), the number of people served by the system (for non-transient, non-community water systems), or the number of wells associated with the system (for non-community, transient water systems). Proposed changes to fee schedules would increase fees for community water systems by 36% to 100%, for non-transient, non-community water systems by 65% to 100%, and for non-community, transient water systems by 64% to 100%. Fiscal effect: The fee increases are expected to generate approximately $1.8 million in additional revenue for Fund 4K5, Drinking Water Protection, annually.	No change.	Same as the Executive, but requires any public water system designated as using a surface water source to pay a license fee that is the greater of $792 or the amount calculated under the fee schedules for community water systems or non-transient, non-community water systems. Also reduces the degree of fee increase associated with medium- to large-sized public water systems in each of the three categories of systems. Fiscal effect: The reduced fee increases are expected to generate approximately $1.6 million in additional revenue for Fund 4K5, Drinking Water Protection, annually (a $200,000 reduction from the Executive version).	Same as the Senate.
(2) Operator Certification: Increases fees associated with certification as an operator of a water supply system or a wastewater system. Currently, application and certification exam fees are based upon the level of certification sought. The proposed change in fee schedule would increase each of the four levels of operator certification fees and would add a fifth level. In addition, the	No change.	Same as the Executive, but retains the current fee schedule associated with certification as an operator of a water supply system or a wastewater system until November 30, 2003. Beginning December 1, 2003, also reduces the amount by which the new schedule of fees is increased. These reductions range from between 20% to 27%.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
flat $15 renewal and $25 late renewal fee would change to a higher schedule of fees also based on the level of certification sought. The fee for replacement certification would also increase from $5 to $25. Fiscal effect: The fee increases are expected to generate approximately $217,000 in additional revenue for Fund 4K5, Drinking Water Protection, annually.		Fiscal effect: The reduced fee increases are expected to generate approximately $175,000 in additional revenue for Fund 4K5, Drinking Water Protection, annually (a $42,000 reduction from the Executive version).	
(3) Laboratory Certification: Increases laboratory certification fees, which are currently assessed by Ohio EPA for evaluating laboratory compliance with state analytical technique and process requirements. Fees are set according to the type of survey conducted. Currently there are five types of surveys described under the fee schedule that is to be effective until June 30, 2006. The proposed change would increase the fees for each of these five types. In addition, there are three types of surveys described under the fee schedule that is to be effective on and after July 1, 2006. The proposed change would increase these fees and would also establish a new fee when additional surveys are requested. Fiscal effect: The fee increases are expected to generate approximately $281,000 in additional revenue for Fund 4K5, Drinking Water Protection, annually.	No change.	Same as the Executive, but renames the "inorganic chemical" and the "chemical/radiological" categories under each of the two schedules to "trace metals." Also realigns the two schedules so that each describes and assigns fees to the same five categories of surveys. Fiscal effect: Total additional revenue generated from the new fee schedules is not expected to change (i.e., approximately $281,000 in additional revenue for Fund 4K5, Drinking Water Protection, will be generated annually).	Same as the Senate.
(4) Plan Review: Increases the fee associated with engineering plan reviews for public water supply systems. Currently, the fee is $100 plus 0.2% of the estimated cost of the project, up to $15,000 per plan. The	No change.	No change.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
proposed change would increase the fee to $150 plus 0.35% of the estimated cost of the project, up to $20,000 per plan. Fiscal effect: The fee increase is expected to generate approximately $850,000 in additional revenue for Fund 4K5, Drinking Water Protection, annually.			
168 Timeline for Issuance or Denial of Environmental Permits			
	R.C. *3745.15*		
No provision.	Requires the Director of Ohio EPA to issue or deny permits under the Air Pollution Control Law; the Solid, Infectious, and Hazardous Waste Law; the Voluntary Action Program; and the Water Pollution Control Law within 120 days of receipt of an application. Allows for a 45-day extension if the Director provides written notice to the applicant, and provides for an additional extension if the applicant agrees to it. If the Director fails to issue or deny a permit within these timelines, the permit will be deemed approved. Fiscal effect: If the Director is unable to act upon a permit within a designated timeframe, it is likely the permit will be denied. The agency, therefore, would not collect associated permit fees.	No provision.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
169 Tax Exemption for Pollution Control Facilities			
R.C. ***5709.20, 5709.201, 5709.21, 5709.211, 5709.212, 5709.22, 5709.23, 5709.24, 5709.25, 5709.26, 5709.27, 6111.06***		**R.C.** ***5709.20, 5709.201, 5709.21, 5709.211, 5709.212, 5709.22, 5709.23, 5709.24, 5709.25, 5709.26, 5709.27, 6111.06***	**R.C.** ***5709.20, 5709.201, 5709.21, 5709.211, 5709.212, 5709.22, 5709.23, 5709.24, 5709.25, 5709.26, 5709.27, 6111.06***
Establishes procedures under which air pollution control facilities, energy conversion facilities, noise pollution control facilities, solid waste energy conversion facilities, thermal efficiency improvement facilities, and industrial water pollution control facilities may apply to the Tax Commissioner for an exempt facility certificate. The certificate would provide tax-exempt status to costs incurred while procuring materials and equipment necessary to the operation of these facilities. In the case of any air pollution control facility, noise pollution control facility, or industrial water pollution control facility that applies for an exempt facility certificate, the Director of the Ohio EPA is required to provide an opinion to the Tax Commissioner related to whether the property is primarily designed, constructed, installed, and used as an exempt facility. A fee of $1,000 is to be charged for each application, which is to be credited to the newly created Exempt Facility Administrative Fund under the Department of Taxation. If the opinion of the Director of the Ohio EPA is required, half of this fee is to be credited either to Ohio EPA's Clean Air Fund (Fund 4K2) or Surface Water Protection Fund	No provision.	Same as the Executive, but changes the fee to one-half of one percent of the cost of materials, not to exceed $2,000 per facility. Fiscal effect: Similar to the Executive, but would generate a larger fee income to Fund 4K2 and Fund 4K4 for facilities costing over $200,000, and a smaller fee income for less costly facilities.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(Fund 4K4). Fiscal effect: Potential increase to Fund 4K2 and Fund 4K4 associated with air pollution control facilities, noise pollution control facilities, or industrial water pollution control facilities that apply for exempt facility certificates.			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
170 State Fair Reserve			
Section: *49*	**Section: *49***	**Section: *49***	**Section: *49***
Specifies that appropriation item 723-603, State Fair Reserve (Fund 640), is to serve as a budget reserve fund for the Ohio Expositions Commission in the event that inclement weather or extraordinary circumstances cause a decline in attendance, and thus revenues, at the Ohio State Fair. The Commission may use this if all of the following are met: (1) Admission revenues for the 2003 Ohio State Fair are less than $2,542,500 or admission revenues for the 2004 Ohio State Fair are less than $2,619,000 due to inclement weather or other extraordinary circumstances. These amounts are 90% of projected admission revenues for each year; (2) The Commission declares a state of fiscal exigency and requests release of funds by the Director of Budget and Management; and (3) The Director of Budget and Management releases the funds. The Director may approve or disapprove the request of funds, may increase or decrease the amount, and may place such conditions as the Director considers necessary on the use of said funds. The appropriation authority may be transferred from FY 2004 to FY 2005 as needed. Also, in the event that the Commission faces	No change.	Same as the Executive and the House, except, removes language that allows up to $125,000 to be transferred in fiscal year 2004 from appropriation item 723-603, State Fair Reserve, to GRF appropriation item 723-403, Junior Fair Subsidy.	Same as the Executive and House versions.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
a temporary cash shortage that will preclude it from meeting current obligations, the Commission may request the Director of Budget and Management to approve use of the State Fair Reserve to meet those obligations. The request shall include a plan describing how the Commission will eliminate the cash shortage. If the Director approves the expenditures, the Commission shall reimburse Fund 640 by June 30th of that same fiscal year. Specifies that up to $125,000 in appropriation item 723-603, State Fair Reserve (Fund 640), is allowed to be transferred to GRF appropriation item 723-403, Junior Fair Subsidy in FY 2004. Fiscal effect: In appropriation item 723-603, State Fair Reserve (Fund 640), $125,000 is made available to the Commission in FY 2004 for decreased State Fair revenues due to inclement weather or other extraordinary circumstances. This appropriation can be transferred to FY 2005 if not used in FY 2004.			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
171 Veterans' Organizations Subsidies moved to Governor's Office			
	Section: *50*		
No provision.	Specifies that GRF appropriation item 040-503, Veterans' Organizations, shall be used to provide subsidies to veterans' organizations to promote and provide assistance to veterans in Ohio. The Governor shall determine which veterans' organizations receive funding, as well as determining the amount of each subsidy for each fiscal year. (See also Veterans' Organizations Subsidies moved to Governor's Office in the Veterans' Organizations).	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
172 Federal Relations			
Section: *50*	**Section: *50***	**Section: *50***	**Section: *50***
Specifies that a portion of appropriation items 040-403, Federal Relations (GRF), and 040-607, Federal Relations (Fund 412), may be used to support Ohio's membership in national or regional associations. The Office of the Governor may charge any state agency of the executive branch using an intrastate transfer voucher such amounts necessary to defray the costs incurred for the conduct of federal relations associated with issues that can be attributed to the agency. Amounts collected shall be deposited in Fund 412, Federal Relations.	Adds that not more than $142,428 shall be used for dues to the National Governor's Conference in each fiscal year and that not more than $27,390 shall be used for dues to the Great Lakes Conference in each fiscal year from GRF appropriation item 040-403, Federal Relations.	Same as the Executive.	Same as the Executive and Senate versions.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
173 Hemophilia Program and Advisory Board			
R.C. ***3701.012, 3701.022, 3701.029, 3701.0210, 3701.144, 3701.145, Section 145.01***	**R.C.** ***3701.012, 3701.022, 3701.029, 3701.0210, 3701.144, 3701.145, Section 145.01***	**R.C.** ***3701.012, 3701.022, 3701.029, 3701.0210, 3701.144, 3701.145, Section 145.01***	**R.C.** ***3701.012, 3701.022, 3701.029, 3701.0210, 3701.144, 3701.145, Section 145.01***
Abolishes the Department of Health's current hemophilia program, which includes a blood donor recruitment program and assistance to persons who require continuing treatment to avoid hospitalization. It also requires the Department to establish and administer a hemophilia program for individuals at least age 21 to provide payment of health insurance premiums, provided that there are available funds. Abolishes the Hemophilia Advisory Council the Director of Health is required to establish and requires the Medically Handicapped Children's Medical Advisory Council to establish a hemophilia advisory subcommittee. Fiscal effect: The Department is folding the hemophilia clients into the Medically Handicapped Children Program. This, along with budget reductions, have caused the Department to consider changes to the Medically Handicapped Children Program including provider changes and eligibility changes. These changes will help absorb any costs associated with the elimination of the hemophilia program.	No change.	Same as Executive, but specifies that the duties of the Hemophilia Advisory Subcommittee include, but are not limited to, the monitoring of care and treatment of children and adults who suffer from hemophilia or from other similar blood disorders. Fiscal effect: Potential minimal increase in costs if it extends the scope of the subcommittee beyond what is currently monitored by the Hemophilia Advisory Council.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
174 Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board/ Department of Health			
		R.C. ***3701.02, 4755.03, 4755.031*** ***Sections 51, 75***	**R.C.** ***3701.02, 4755.03, 4755.031*** ***Sections 51, 75***
No provision.	No provision.	Transfers the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board to the Department of Health. Any rules currently required to be adopted by the Board shall be adopted on behalf of the Board by the Director of Health. Specifies that the Director of Health must, to the extent the Director considers appropriate, consult with or accept comments from the section of the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board for which the Director is adopting rules. Fiscal effect: Eliminates the stand alone section that appropriates funds for the Occupational Therapy, Physical Therapy, and Athletic Trainers Board and creates the new appropriation item 440-632, Occupational Therapy, Physical Therapy, and Athletic Trainers Board, Fund 4K9 of the general services fund group in the Department of Health. Appropriates $771,391 in FY 2004 and $801,480 in FY 2005.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
175 General Assembly Resolution for Public Health Council Rules			
		R.C. *3701.342*	**R.C. *3701.342***
No provision.	No provision.	Eliminates the requirement for a concurrent resolution of the General Assembly before specified rules adopted by the Public Health Council for boards of health and local health departments become effective. Fiscal effect: None.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
176 Certificates of Still Birth			
	R.C. ***3701.46, 3705.01, 3705.02, 3705.06, 3705.07, 3705.08, 3705.16, 3705.17, 3705.201, 3705.22, 3705.24, 3705.26, 3705.28, 4717.01***	**R.C.** ***3701.46, 3705.01, 3705.02, 3705.06, 3705.07, 3705.08, 3705.16, 3705.17, 3705.201, 3705.22, 3705.24, 3705.26, 3705.28, 4717.01***	**R.C.** ***3701.46, 3705.01, 3705.02, 3705.06, 3705.07, 3705.08, 3705.16, 3705.17, 3705.201, 3705.22, 3705.24, 3705.26, 3705.28, 4717.01***
No provision.	Creates "still birth" as a new classification of vital record and changes the definition of the vital record classification "fetal death" which exists under current law. The bill distinguishes between "still birth" and "fetal death" by giving "still birth" the same definition that "fetal death" has under current law and by limiting "fetal death" to deaths caused by abortion. Requires that records of still births be kept as a vital statistic in the same manner as fetal deaths and live births. Continues all current law requirements that relate to certification and records of fetal death, which, under the bill, apply to deaths caused by abortion. Requires a still birth certificate and stipulates that a still birth not be interred, deposited in a vault or tomb, cremated, or otherwise disposed of by a funeral director or other person until a still birth certificate or provisional certificate has been filed with and a burial permit issued by the local registrar of vital statistics. Requires the Department of Health and the local registrar to keep a separate record and index record of still birth certificates. Requires the funeral director or person in charge of internment or cremation to obtain information from the best qualified persons or sources	Removes the sections of law that establish "still birth" and "fetal death" as separate vital record classifications for use when death occurs after 20 weeks of gestation but before birth, with "fetal death" meaning a death caused by abortion and "stillborn" having the same meaning that "fetal death" has under existing law; removes sections that require a certificate for still birth and that require the same vital statistics be kept for still birth as for live birth and fetal deaths under existing law. Requires the Director of Health or the State Registrar to issue a certificate recognizing the delivery of a stillborn infant on the receipt of an application signed by either parent. Requires the Director to prescribe by rule guidelines for the form of the certificate and specifies minimum content of the certificate; specifies that no fee may be charged for the certificate and that the certificate is not proof of a live birth for purposes of federal, state, and local taxes. Fiscal effect: Increase in costs associated with developing and issuing the certificate for stillborn births.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	available. Fiscal effect: The provision would increase the costs of vital statistics in the Department of Health. The Department would have to create a new certificate, add a new record to their database, issue the new certificates, and provide training to employees. The Department estimates that these costs would be about $300,000. Local registrar's storage costs may increase.		
177 Home Health Care Agency: Definition and Supervision of Services			
		R.C. ***3701.881, 4723.431, 1337.11, 2133.01, 3701.83, 3701.99, and 4719.01***	**R.C.** ***3701.881, 4723.431, 1337.11, 2133.01, 3701.83, 3701.99, and 4719.01***
No provision.	No provision.	Provides a definition of "home health agency" for purposes of law requiring a criminal records check of home health agency employees and other sections of law using that definition. Specifies that a clinical nurse specialist, certified nurse-midwife, or certified nurse practitioner may supervise services provided by a home health agency if such supervision is permitted by the nurse's standard care arrangement with a physician or podiatrist. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
178 Certificate of Need - Notice of Intent			
		, 3702.529, 3702.53, 3702.532, 3702.54, 3702.543 (repealed), 3702.544, 3702.55, 3702.60, 3702.61	***, 3702.529, 3702.53, 3702.532, 3702.54, 3702.543 (repealed), 3702.544, 3702.55, 3702.60, 3702.61***
No provision.	No provision.	Eliminates the requirement that a notice of intent be filed with the Director of Health and relevant health service agency at least 60 days prior to commencing certain high-cost and high-technology activities that were removed from Certificate of Need review under laws enacted in 1995, including such activities as capital expenditures above $2 million; addition of a service with an annual operating cost of more than $750,000; acquisition of medical equipment costing more than $1 million; and addition of a magnetic resonance imaging unit, cobalt radiation therapy unit, gamma knife unit, linear accelerator, extracorporeal shockwave lithotripsy equipment, or cardiac catheterization equipment. Eliminates provisions under which a civil money penalty is imposed for failure to file the notice of intent. Fiscal effect: Potential reduction in revenues if a fee is charged for the filing. Potential reduction in court costs if the department would press charges for those that do not file.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
179 Asbestos Hazard Abatement Project Fee			
		R.C. *3710.07*	**R.C. *3710.07***
No provision.	No provision.	Increases from $25 (under current law) to $65 the fee that contractors must pay to the Department of Health for each asbestos hazard abatement project conducted. Fiscal effect: Increases fee revenues for the Department. Any additional fee revenue collected would be deposited in state special revenue Fund 470.	Same as the Senate.
180 Food Service Operations			
	R.C. *3717.42*		
No provision.	Increases to 13 (from 5) the number of people that a food service operation may serve during a day without having to be licensed. Fiscal effect: The provision may reduce the amount of revenue deposited into the Department of Health's General Operations Fund (Fund 470), should there be food service operations that serve between 5 and 13 people that currently pay a licensing fee, but would no longer pay the fee.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
181 Nursing Home Administrators Fees			
R.C. ***4751.06, 4751.07***	**R.C.** ***4751.06, 4751.07***	**R.C.** ***4751.06, 4751.07***	**R.C.** ***4751.06, 4751.07***
Increases fees for nursing home administrators to the following: original license fee, $250 from $210; and new certificate of registration fee, $275 from $210. Fiscal effect: The Department anticipates additional revenue of $155,000 per fiscal year. Appropriations in appropriation item 440-618, General Operations - State Special Revenue, (Fund 470) in the state special revenue fund group have been increased to reflect the additional revenue.	No change.	Same as Executive, except increases the annual registration fee for nursing home administrators from $210 to $250, $25 dollars less than the previous versions of the bill. Fiscal effect: Additional revenue would be roughly $96,000 per year with a $250 fee.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
182 Women's Health Services Earmark			
	Section: *51.01*	**Section: *51.01***	**Section: *51.01***
No provision.	Changes the name of the family planning services earmark in GRF appropriation item 440-416, Child and Family Health Services, to women's health services, and sets the earmark at $1.7 million instead of up to $1.7 million. Removes the requirement that the funds be distributed on the basis of need. Removes the requirement that Title V and Title X recipients be included in the allocation of the family planning earmark. Removes the requirement that grant recipients substantially comply with the quality standards for programs under Title V and Title X. Lists the services to be provided under women's health services and requires them to be performed by doctors, nurses, medical assistants, counselors, and social workers in a medical clinic setting. Requires the Director of Health to promulgate rules in accordance with Chapter 119. of the Revised Code that define eligibility requirements to receive state funding. Specifies that grant applicants do not have to provide all of the listed women's health services. The Department of Health shall give priority to local health departments that provide the services with personnel of the local health department. Fiscal effect: Because of the priority given to local health departments, the provision may	Same as the As Passed by the House, except requires that licensed professionals provide the services. It also removes the provision that applicants would not be discriminated against because they do not practice all of the services listed. Those applying for the grant must show that they do not discriminate, do not coerce people into the program and that services are voluntary, do not require an individual to receive any other service, and provide priority to low-income individuals. Allows the Director of Health to consider the comprehensiveness of services provided when awarding the grants.	Maintains the current family planning grant distribution system until January 1, 2004. Beginning January 1, 2004, requires that women's health services grants be distributed in accordance with uncodified law contained in the As Passed by the Senate version of H.B. 95, but makes the following changes: (1) Requires that licensed nurses, licensed medical assistants, licensed counselors, and licensed social workers provide the women's health services. (2) Requires that applicants for women's health services funds provide sufficient assurance that the applicant's program does not discriminate in the provision of services based on sex. (3) Requires the Director of Health to issue a request for proposals (RFP) and notify the local departments of health of the RFP. (4) Removes the provisions regarding non local health department applicants that the Director of Health shall not discriminate against those applicants not providing all services, and that the Director of Health may include the comprehensiveness of services when determining grant awards. (5) Adds the provision that awards may be granted to non local health department applicants who offer all services, or all services except contraception.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	increase the amount of state funds received by some local health departments.		
183 Child and Family Health Services			
Section: *51.01*	**Section: *51.01***	**Section: *51.01***	**Section: *51.01***
Makes the following earmarks of GRF appropriation 440-416, Child and Family Health Services: (1) Earmarks up to $1,700,000 in each fiscal year for family planning purposes. These funds are not to be used to provide abortion services, or counseling or referrals for abortion, except in the case of a medical emergency. (2) Earmarks not more than $270,000 in each fiscal year for the OPTIONS dental care access program. (3) Earmarks not more than $900,000 in each fiscal year for federally qualified health centers and federally designated look-alikes to proved services to uninsured low-income persons.	Same as the Executive, but includes two additional earmarks: Earmarks $500,000 in each fiscal year for abstinence-only education and requires the Director of Health to develop guidelines for the program. Makes the following earmarks for interpreters of health care: (1) Earmarks $30,000 in each fiscal year for the Jewish Family Services of Cleveland. (2) Earmarks $10,000 in each fiscal year for the Jewish Family Services of Cincinnati. (3) Earmarks $10,000 in each fiscal year for the Jewish Family Services of Columbus.	Same as the As Passed by the House, but includes five additional earmarks and an increase in appropriation: Earmarks $25,000 of GRF appropriation item 440-416, Child and Family Health Services, for the Health Education Center in Cincinnati. Earmarks $62,500 of GRF appropriation item 440-416, Child and Family Health Services, for the Cincinnati YWCA Hippy. Earmarks $25,000 of GRF appropriation item 440-416, Child and Family Health Services, each fiscal year to the Tree of Knowledge Learning Center. Earmarks $25,000 of GRF appropriation item 440-416, Child and Family Health Services, each fiscal year to the Helping Hearts Program. Earmarks $50,000 of GRF appropriation item 440-416, Child and Family Health Services, in each fiscal year for the Mayerson Foundation.	Same as the Senate, but also earmarks $50,000 of GRF appropriation item 440-416, Child and Family Health Services, for the Yassenoff Jewish Community Center for nutrition and exercise education for children ages eight to thirteen.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
184 Extension of Hemophilia Health Insurance Premium Payments			
		Section: *51.01*	**Section: *51.01***
No provision.	No provision.	Allows moneys in appropriation item 440-627, Medically Handicapped Children Audit, Fund 477 in the state special revenue fund group to be used for residents who are over the age of twenty-one and suffering from hemophilia. Requires the Department of Health to continue to provide for insurance premiums to be paid for individuals enrolled prior to the effective date of this section in the Hemophilia Insurance Premium Payment program until new rules are promulgated as directed in section 3701.021 of the Revised Code and requires that the rules be adopted within twelve months.	Same as the Senate.
185 Healthy Communities Earmark			
		Section: *51.01*	**Section: *51.01***
No provision.	No provision.	No provision (see Child and Family Health Services).	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
186 Ohio Autism Task Force			
		Section: ***145.03A***	**Section:** ***145.03A***
No provision.	No provision.	Adds the Director of Health, or the Director's designee, to the members of the Ohio Autism Task Force created by the bill. Fiscal effect: None.	Same as the Senate.
187 Allowing Tax Exempt Bonds for Sectarian Colleges and Universities			
	R.C. ***3377.01, 3377.06***	**R.C.** ***3377.01, 3377.06***	**R.C.** ***3377.01, 3377.06***
No provision.	Authorizes the issuance of tax exempt revenue bonds and anticipation notes to pay for project costs related to facilities used for sectarian study or instruction, or religious worship, but not for facilities used exclusively for devotional activities.	Same as the House.	Same as the House.
	Eliminates admission without discrimination by creed as a condition for participation in the program.	Maintain current law provision of admission without discrimination by creed as a condition for participation in the program, but specifies that an educational institution may request that its applicants demonstrate beliefs or principles consistent with the mission of the institution.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
188 Charges for Materials			
	R.C. *149.30*	**R.C. *149.30***	**R.C. *149.30***
No provision.	Requires the Ohio Historical Society to offer one copy of each regular periodical published by OHS to each public library and each Ohio school at a price not to exceed 10% of the total cost of publication, as opposed to current law, which requires OHS to provide one copy to each public library without charge. Fiscal effect: Minimal.	Same as House, except changes price so that instead of being 10% of the total cost of publication, it is instead 110% more than the total cost of publication. Fiscal effect: Potential increase in revenues.	Same as the Senate.
189 Archives Fee Schedule			
		R.C. *149.31*	**R.C. *149.31***
No provision.	No provision.	Authorizes the Archives Administration to establish a fee schedule for costs relating to researching, retrieving, copying, and mailing copies of public records/ requires revisions of the schedule to be subject to approval of the Board of Trustees of OHS. Fiscal effect: Potential increase in revenues.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
190 Site Operations			
Section: *54*	**Section: *54***	**Section: *54***	**Section: *54***
Requires that funds in GRF appropriation item 360-502, Site Operations, be used to support operations at sites controlled by the Ohio Historical Society, and specifically includes within this appropriation item, the Afro-American Museum and the Hayes Presidential Center. Fiscal effect: None.	No change.	Same as As Introduced, except removes reference to the Afro-American Museum and Hayes Presidential Center. Fiscal effect: Ensures that there is no double funding of the Afro-American Museum and Hayes Presidential Center, as the House reinstated separate line items for those two sites.	Same as the Senate.
191 Historical Grants			
	Section: *54*	**Section: *54***	**Section: *54***
No provision.	Earmarks $100,000 from GRF appropriation item 360-508, Historical Grants, to the Center for Holocaust and Humanity Education at Hebrew Union College in Cincinnati.	Same as House, with these additional earmarks: $250,000 in each fiscal year to be distributed to the Great Lakes Historical Society in Vermilion, $600,000 in each fiscal year to be distributed to the Western Reserve Historical Society in Cleveland, $500,000 in each fiscal year to be distributed to the Cincinnati Museum Center, $100,000 in each fiscal year to be distributed to the Harbor Heritage Society Steamship Mather in Cleveland, $150,000 in FY 2004 to be distributed to the National Underground Railroad Freedom Center in Cincinnati, and $500,000 in FY 2004 to be distributed to the Village of Dennison for the Historical Center Street District.	Same as the Senate, but increases the earmark for the Western Reserve Historical Society in Cleveland to $800,000 in each fiscal year.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
192 Prohibition of Site Closures			
		Section: *54*	**Section: *54***
No provision.	No provision.	Prohibits the Ohio Historical Society from closing any of the sites it operates during FY's 2004 and 2005, if it accepts the contractual offer of the state's appropriations.	Same as the Senate.
193 Select Committee Recommendations			
		Section: *54*	**Section: *54***
No provision.	No provision.	Requires the Ohio Historical Society, not later than May 15, 2004, to submit a plan to the Controlling Board for the implementation of the recommendations of the Select Committee to Study the Effectiveness of Ohio's Historical Programs and Partnerships; requires Controlling Board approval of the plan before FY 2005 appropriations may be expended.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
194 Jurisdiction of the Inspector General			
		R.C. *121.41,*	**R.C. *121.41,***
No provision.	No provision.	No provision.	Expands the Inspector General's jurisdiction to include the Ohio Retirement Study Council, the Public Employees Retirement System, the State Teachers Retirement System, the School Employees Retirement System, the Ohio Police and Fire Pension Fund, and the State Highway Patrol Retirement System as "state agencies", by providing that the Inspector General's expanded jurisdiction does include any member of the Council or member of the retirement boards of the five state retirement systems who is under the jurisdiction of the Joint Legislative Ethics Committee or the Board of Commissioners on Grievances and Discipline of the Supreme Court. Fiscal effect: The Inspector General may incur additional expenditures to investigate cases against certain individuals employed by the retirement systems.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
195 Inspector General Reimbursement			
	R.C. ***124.48, 121.482; Section 56***	**R.C.** ***121.41, 121.48, 121.482, Section 56***	**R.C.** ***121.41, 121.48, 121.482, Section 56***
No provision.	No provision.	Authorizes the Inspector General to enter into agreements with state agencies for reimbursement of investigation costs and to accept from private parties reimbursement of costs of investigations resulting in judicial or administrative proceedings against the parties, creates in the state treasury the Inspector General Reimbursement Fund as the repository of the reimbursement of those investigation costs, and, for purposes of the Inspector General Law, modifies the definition of "state agency" to include the Ohio Retirement Study Council, Public Employees Retirement System, State Teachers Retirement System, School Employees Retirement System, Police and Fire Pension Fund, State Highway Patrol Retirement System, and Ohio Historical Society. Fiscal effect: Increases GRF appropriation item 965-321, Operating Expenses, by $166,034 in FY 2004 and by $160,991 in FY 2005. Appropriates $100,000 in FY 2004 and $100,000 in FY 2005 to appropriation item 965-401, Inspector General Reimbursement, in the General Services Fund Group, for agreed upon reimbursement costs paid by state agencies and voluntary contributions by private parties.	Same as the Senate except removes the Inspector General Reimbursement Fund created by the Senate and the authority of the Inspector General to enter into agreements with state agencies for reimbursement of costs of investigations by the Inspector General. Retains authority for the Inspector General to accept private party reimbursement of the costs of investigations by the Inspector General that result in judicial or administrative proceedings against the parties, and adds authority for the Inspector General to accept such reimbursement from state agencies or other entities. These reimbursement amounts will be deposited into the General Revenue Fund instead of the Inspector General Reimbursement Fund. Fiscal effect: Potential revenue gain to the GRF for investigation reimbursements.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
196 Deductibles Used by Health Insuring Corporations			
		R.C. ***1751.12, 1751.05, 1751.11, 1751.13, 1751.16, 1751.60***	**R.C.** ***1751.12, 1751.05, 1751.11, 1751.13, 1751.16, 1751.60***
No provision.	No provision.	No provision.	Provides for the use of deductibles by health insuring corporations and imposes a limit on those deductibles. Also modifies the existing limit on copayments imposed on subscribers and enrollees by health insuring corporations. Fiscal effect: None.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
197 Use of Genetic Screening or Testing Results			
		R.C. ***3901.491, 3901.501***	**R.C.** ***3901.491, 3901.501***
No provision.	No provision.	Extends until February 9, 2014 the life of certain existing sections of the Revised Code currently scheduled to expire on February 9, 2004. One of these sections prohibits the use of genetic screening or testing results in setting premiums or in determining the terms of coverage for sickness and accident insurance policies. The other section prohibits the use of such results in determining the terms of coverage under a self-insured health benefits plan. Fiscal effect: No fiscal effect on the state or on most local governments. Assuming that premiums are determined in an actuarially fair manner, though, townships and villages that employ relatively few workers may experience a fiscal effect. Those townships and villages employing workers who have unusually good genetic profiles may spend more to provide health coverage to those workers than they would have had the existing provisions expired. Conversely, those townships and villages employing workers who have unusually poor genetic profiles may spend less to provide health coverage to those workers than they would have had the existing provisions expired. These conflicting effects should cancel each other out statewide, meaning that townships and villages as a group experience no fiscal	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		effect.	
198 Funds Advanced to Domestic Insurers			
		R.C. ***3901.72***	**R.C.** ***3901.72***
No provision.	No provision.	Eliminates the cap on interest charged on funds advanced to domestic insurers and health insuring corporations, to be repaid out of future surplus earnings. Fiscal effect: None.	Same as the Senate.
199 Multi-State Drug Purchasing Program			
		R.C. ***9.75***	**R.C.** ***9.75***
No provision.	Provides that if a state agency seeks to enter into or administer an agreement or cooperative arrangement to create or join a multiple-state prescription drug purchasing program to negotiate discounts for dangerous drugs and intends to contract with an individual or private entity to administer the program, an advisory council must be appointed in accordance with the terms set forth in the bill. Fiscal effect: Members shall not be reimbursed for serving on the Advisory Council. Therefore, this provision has no fiscal effect.	No provision.	Same as the House, but eliminates the requirement of an advisory council and instead requires the agency to go through a competitive bidding process and with Controlling Board approval. Fiscal effect: Minimal.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
200 Governor's Office for Faith-based Nonprofit and Other Nonprofit Organizations			
	R.C. ***107.12, Section 58.06a***	**R.C.** ***107.12, Section 58.06a***	**R.C.** ***107.12, Section 58.06a***
No provision.	Creates the Governor's Office for Faith-based Nonprofit and Other Nonprofit Organizations. The office is to: (1) Serve as a clearinghouse of information on federal, state, and local funding for charitable services performed by organizations; (2) Encourage organizations to seek public funding for their charitable services; (3) Act as a liaison between state agencies and organizations; (4) Advise the governor, general assembly, and the advisory board of the governor's office for faith-based nonprofit or other nonprofit organizations on the barriers that exist to collaboration between organizations and governmental entities and on ways to remove the barriers. Earmarks appropriation item 600-659, TANF/Title XX, $625,000 in the fiscal year 2004-2005 biennium to be used to support the activities of the Governor's Office for Faith-Based Nonprofit and Other Nonprofit Organizations.	No change.	Same as the House, except changes the name of the Governor's Office for Faith-based Nonprofit and other Nonprofit Organizations to the Governor's Office of Faith-based and Community Initiatives.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
201 Federal Medicaid Funds under the Jobs and Growth Tax Relief Reconciliation Act of 2003			
		R.C. *131.41,*	**R.C. *131.41,***
No provision.	No provision.	Requires the Director of Budget and Management to allocate any Medicaid moneys received from the federal Jobs and Growth Tax Relief Reconciliation Act of 2003 as follows: (1) First, to the Department of Job and Family Services to provide Medicaid coverage to parents up to one hundred per cent of the federal poverty guideline. (2) Then, any remainder must be transferred to the Family Services Stabilization Fund. Reestablishes the Family Services Stabilization Fund as it existed before its elimination by Am. Sub. H.B. 94 of the 124th General Assembly. Fiscal effect: According to the National Conference of State Legislatures, Ohio will receive approximately $384 million as a result of an increase in the federal medical assistance percentage. (See also entry titled "Healthy Families" Medicaid Expansion in the Department of Job and Family Services.)	Removes the Senate provision regarding the federal funds and instead requires that for the third and fourth calendar quarters of federal fiscal year (FFY) 2003 and the first, second, and third calendar quarters of FFY 2004, the reimbursement rate for all Medicaid service expenditures paid by state or local entities shall be at the non-enhanced federal medical assistance percentage (FMAP) rate. In addition, during the quarters that the enhanced FMAP is authorized, the amendment requires the Department of Job and Family Services to deposit the amount of federal revenue attributable to the enhanced FMAP that is being made available to the newly created Federal Fiscal Relief Fund. The disposition of cash from this new fund is to occur as follows: (1) On a schedule to be determined by the Office of Budget and Management, the Director of Budget and Management is to make cash transfers to the newly created Medicaid Reserve Fund. The total amount transferred shall be $18,611,156 in state fiscal year (SFY) 2004 and $90,851,972 in SFY 2005. The Director of Job and Family Services is required to make requests to the Director of Budget and Management as necessary to increase the appropriation in

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
			appropriation item 600-525, Health Care/Medicaid. The Director of Budget and Management is required to transfer the state share of such amounts from the Medicaid Reserve Fund to the General Revenue Fund. The transferred amount plus the federal share associated with this amount is appropriated. The Department of Job and Family Services is required to use this appropriation authority to pay claims for Medicaid services. (2) After the amounts have been transferred, the Director of Budget and Management is required to transfer the remainder of cash in the Federal Fiscal Relief Fund to the General Revenue Fund on a schedule to be determined by the Office of Budget and Management.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
202 In-Hospital Genetic Testing			
R.C. ***3111.72, 3727.17***	**R.C.** ***3111.72, 3727.17***		
Requires that the contract between the Department of Job and Family Services (JFS) and a hospital concerning births by unmarried women include a provision stating that, if an acknowledgement of paternity is not completed, the hospital staff will perform immediate collections of genetic samples from the mother, child, and father at the request of either the mother or father and on completion of an application by either parent for child support enforcement services provided under federal law, including paternity determination. Requires JFS to pay a hospital $30 for genetic samples collected and to pay the cost of testing the genetic samples. In addition, this provision requires hospital staff to explain to the mother and father the availability of immediate genetic testing at the hospital and that the test is at no cost to the mother or father. Fiscal effect: Current law permits invalidation of previously determined paternity establishments. This provision may result in earlier testing, which could reduce court costs in the future if fewer actions are brought to invalidate paternity establishments. Since JFS pays $30 to a	No change.	No provision.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
hospital for collecting a sample and also pays for the cost of the test, additional genetic testing would increase costs for JFS. The recommended funding level in this version of the bill accounts for this expected increase in genetic testing.			
203 Conditional Employment in Adult Day-Care and Adult Care Facility			
		R.C. ***3721.121, 3722.151***	**R.C.** ***3721.121, 3722.151***
No provision.	No provision.	Shortens from 60 to 30 days the length of time a home, adult day-care program, or adult care facility is permitted to conditionally employ an individual without the results of a criminal background check. ("Home" includes nursing homes and similar facilities for the elderly and disabled.) Fiscal effect: None.	Same as the Senate.
204 Nursing Home Franchise Permit Fee			
		R.C. ***3721.51, 3721.56 and 3721.561***	
No provision.	No provision.	Increases the nursing home franchise permit fee from $4.30 to $4.75 for FY 2004, and to $4.95 for FY 2005.	Restores franchise permit fee to $4.30 and requires nursing facilities to report $3.30 of the franchise permit fee as a non-reimbursable expense in their 2003, 2004, and 2005 cost reports.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
205 Federal Funds			
	R.C. *5101.12*	**R.C. *5101.12***	**R.C. *5101.12***
No provision.	Requires the Department of Job and Family Services to maximize its receipt of federal funds. To fulfill this duty, the Department may enter into contracts without the expenditure of state money. Requires the Department, in January and July of each year, to submit a report to the Office of Budget and Management outlining the Department's success in maximizing federal revenue and submit a copy of the reports to the Speaker and Minority Leader of the House of Representatives, the President and Minority Leader of the Senate, and the Legislative Service Commission. Fiscal effect: To meet the requirements of the statute, the Department may experience an increase in administrative costs and/or contract costs (if the Department decides to enter into contracts as permitted by the statute). In addition, this provision may result in an increase in federal revenue if the Department, as a result of this requirement, is able to identify and maximize receipt of federal revenues that the Department has not previously received.	Same as the House, but specifically authorizes the Department of Job and Family Services to contract with public entities that provide revenue maximization services in order to meet its requirement under the bill to maximize its receipt of federal revenue. Fiscal effect: Same as the House.	Same as the Senate, except clarifies that the requirement that the Department maximize its receipt of federal revenue by providing that when ODJFS enters into contracts with private entities it must use a request for proposals (RFP) process and specifying that it may directly enter into contracts with public entities that provide revenue maximization services subject to the approval of the controlling board. Fiscal effect: Same as the Senate with some additional administrative costs involved with the RFP process and seeking Controlling Board approval.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
206 Recovery of Foster Care and Adoption Assistance Funds			
R.C. ***5101.1410, 5101.141, 5101.142, 5101.145, 5101.146, 5153.78***	**R.C.** ***5101.1410, 5101.141, 5101.142, 5101.145, 5101.146, 5153.78***	**R.C.** ***5101.1410, 5101.141, 5101.142, 5101.145, 5101.146, 5153.78***	**R.C.** ***5101.1410, 5101.141, 5101.142, 5101.145, 5101.146, 5153.78***
(1) Provides that the Department of Job and Family Services may certify a claim to the Attorney General for recovery actions if an inclusion or omission in a cost report for reimbursement for foster care or adoption assistance services causes a federal disallowance.	(1) No change.	(1) Same as Executive, but also provides that the Department may not certify a claim to the Attorney General to take recovery action if any inclusion or omission of any cost included in a cost report is the result of directives the Department gave the agency or entity.	Same as the Senate, but revises a condition that must be met for the Department of Job and Family Services to certify a claim to the Attorney General.
(2) Makes government entities that provide federally-reimbursable child placement services subject to fiscal accountability requirements applicable to public children services agencies, private child placing agencies, and private noncustodial agencies.	(2) No change.	(2) No change.	
(3) Requires that rules governing Title IV-E foster care and adoption assistance requirements applicable to private child placing agencies and private noncustodial agencies be adopted in accordance with the Administrative Procedure Act. (R.C. Chapter 119.)	(3) No change.	(3) No change.	
Fiscal effect: This provision will enable the Department of Job and Family Services (JFS) to recover misspent funds from foster care service providers that were identified in the audits performed by the Auditor of State. Some of the audit findings resulted in JFS having to refund federal revenue. By recovering funds from the providers, JFS will		Fiscal effect: Same as the Executive.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
not have to absorb the loss of federal funds.			
207 Workforce Development Grant Agreement			
R.C. ***5101.211, 5101.213, 5101.241, 5101.242, 5101.243, 6301.05, 6301.07***		**R.C.** ***5101.20, 5101.21, 5101.213, 5101.241, 5101.242, 5101.243, 6301.05, 6301.07***	**R.C.** ***5101.20, 5101.21, 5101.213, 5101.241, 5101.242, 5101.243, 6301.05, 6301.07***
Replaces partnership agreements with grant agreements for purposes of funding workforce development activities. The bill also creates specific duties and consequences for not performing those duties for chief elected officials of local areas receiving funds to administer workforce development programs. Fiscal effect: None.	No provision.	Same as the Executive.	Same as the Executive, but provides that the provisions of the bill regarding grant agreements between the Director of Job and Family Services and workforce development local areas are not subject to the referendum and therefore go into immediate effect when the bill becomes law.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
208 Family Services Fiscal Agreement			
R.C. ***5101.21, 5101.97***	**R.C.** ***5101.21, 5101.97***	**R.C.** ***5101.21, 5101.97***	**R.C.** ***5101.21, 5101.97***
(1) The following changes are made in the relationship between JFS and County Agencies: (a) Requires the Director of Job and Family Services (JFS) to enter into one or more fiscal agreement with each board of county commissioners regarding family services, rather than a partnership agreement as required by current law. (b) Revises the law governing JFS taking action against a board of county commissioners, county department of job and family services, child support enforcement agency, or public children services agency regarding family services. (c) Provides that a contract designating a private or government agency or providing for such an entity to perform a family services duty is no longer required to permit the exchange of information needed to improve services and assistance to individuals and families and the protection of children. Fiscal effect: None. According to JFS, this provision will change the way that it does business with and relates to the counties.	(1) No provision.	(1) Same as the Executive, but makes the fiscal agreements permissive rather than mandatory and make other changes including changes regarding the effective dates of fiscal agreements, financial assistance being awarded to county boards in the absence of a fiscal agreement, and the process of implementing corrective action plans.	Same as the Senate, but makes revisions regarding the Department of Job and Family Services taking disciplinary action against county departments of job and family services, child support enforcement agencies, public children services agencies, and boards of county commissioners. Also provides that the provisions of the bill regarding fiscal agreements between the Director of Job and Family Services and boards of county commissioners are not subject to the referendum and therefore go into immediate effect when the bill becomes law.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
There is, however, no foreseeable fiscal effect.			
(2) Does not require the Department to issue reports on fiscal agreements, as it is required to do for partnership agreements under current law.	(2) Changes the date for the progress report on the partnership agreement between the Director of JFS and the boards of county commissioners to the last day of July (from the first day of July). This provision stipulates that the report is for the twelve-month period ending June 30.	(2) Same as Executive.	
209 Disclosure of Information Regarding Recipients of Public Assistance			
		R.C. ***5101.27, 5101.271, 5101.26, 5101.28***	**R.C.** ***5101.27, 5101.271, 5101.26, 5101.28***
No provision.	No provision.	Provides for procedures to be followed when releasing information regarding a public assistance recipient. Requires law enforcement agencies to provide, on request, certain information about a public assistance recipient to the Department of Job and Family Services or a county agency to enable the department or county agency to determine eligibility for public assistance. Specifies the contents of a form to be used for authorizing the release of information regarding a recipient of public assistance. Fiscal effect: This provision may result in an increase in administrative costs for law enforcement agencies to provide information to the Department or county agency, when requested.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
210 Specified Appeals Not Subject to Reimbursement of Attorney Fees			
		R.C. *5101.35*	**R.C. *5101.35***
No provision.	No provision.	Specifies that the appeal of an administrative appeal decision of the Director of Job and Family Services by an applicant, participant, or recipient of a family services program to a court of common pleas is not governed by the provision of the Administrative Procedure Act that allows an eligible prevailing party to file a motion to receive compensation for fees the party incurred in connection with the hearing. Fiscal effect: This provision may decrease expenditures that the Department spends on such compensation.	Same as the Senate, but with some technical corrections.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
211 Ohio Child Welfare Training Program			
R.C. ***5103.031, 5103.033, 5103.034, 5103.036, 5103.037, 5103.038, 5103.0312, 5103.0313, 5103.0314, 5103.0315, 5103.0316, 5153.60, 5153.69, 5153.72***	**R.C.** ***5103.031, 5103.033, 5103.034, 5103.036, 5103.037, 5103.038, 5103.0312, 5103.0313, 5103.0314, 5103.0315, 5103.0316, 5153.60, 5153.69, 5153.72***	**R.C.** ***5103.031, 5103.033, 5103.034, 5103.036, 5103.037, 5103.038, 5103.0312, 5103.0313, 5103.0314, 5103.0315, 5103.0316, 5153.60, 5153.69, 5153.72***	**R.C.** ***5103.031, 5103.033, 5103.034, 5103.036, 5103.037, 5103.038, 5103.0312, 5103.0313, 5103.0314, 5103.0315, 5103.0316, 5153.60, 5153.69, 5153.72***
Makes the following changes effective January 1, 2004 to laws governing training of foster caregivers and adoption assessors: (1) Eliminates the requirement that the Department of Job and Family Services (JFS) reimburse public children services agencies for providing preplacement training and continuing training for foster caregivers; (2) Requires the Ohio Child Welfare Training Program to provide training for foster caregivers and adoption assessors; (3) Requires JFS to provide an allowance for training hours provided, rather than a reimbursement, to private child placing agencies or private noncustodial agencies that provide foster caregiver training; and (4) Permits JFS to subsidize the operation of regional training centers by making grants to public children services agencies that maintain centers. Fiscal effect: According to JFS, funding available for child welfare services is insufficient to support the training. This provision will improve the efficiency of foster parent training delivery and increase the level of federal reimbursement received for	No change.	Same as Executive, except specifies that the training for public children service agency caseworkers and supervisors be conducted in accordance with JFS rules adopted under section 111.15 of the Revised Code (no notice or public hearing) and that prepalcement and continuing training for foster care givers and the education programs for adoption assessors be conducted in accordance with JFS rules adopted under the Administrative Procedure Act (notice and hearing). Changes the wording regarding the rules governing financial and administrative requirements applicable to public children services agencies (PCSAs) and government entities that provide Title IV-E reimbursable placement services to children. Current law refers to the rules as "internal management rules". The bill requires JFS to adopt the rules "as if they were internal management rules." Fiscal effect: Same as Executive.	Same as the Senate, except requires that rules governing the training of public children services agency caseworkers and supervisors be adopted in accordance with the Administrative Procedures Act. Fiscal effect: Same as Executive, except some costs associated with conducting a public hearing when adopting rules.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
training.			
212 Adoption Subsidies			
R.C. ***5103.154, 5153.163, Section 146.20***	**R.C.** ***5103.154, 5153.163, Section 146.20***	**R.C.** ***5103.154, 5153.163, Section 146.20***	**R.C.** ***5103.154, 5153.163, Section 146.20***
This provision does the following:			
(1) Eliminates the State Adoption Special Services Subsidy (SASSS) program, which provides assistance to parents of adopted children who require special medical or psychological services;	(1) No change.	(1) No change.	(1) No change.
(2) Permits a public children services agency to continue to make SASSS payments on behalf of a child for whom SASSS payments were being made prior to July 1, 2004 based on the child's individual need for services;	(2) No change.	(2) No change.	(2) No change.
(3) Revises as follows the law regarding provision of State Adoption Maintenance Subsidy (SAMS) payments on behalf of a child: (a) Requires payments to be made by either the public children services agency that had custody of the child before adoption or the public children services agency of the county in which the private child placing agency that had permanent custody of the child before adoption is located; (b) Requires the Department of Job and Family Services (JFS) to establish by rule a method to determine the amount of	(3) No change.	(3) No change.	(3) No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
assistance available for a child; and (c) Restricts public children services agencies from providing services using moneys other than state funds appropriated for that purpose;			
(4) Revises as follows the law regarding provisions of Post Adoption Special Services Subsidy (PASSS) payments on behalf of a child: (a) Requires JFS to establish clinical standards to evaluate a child's post-adoption condition and assess the child's need for assistance; (b) Eliminates requirement that each agreement undergo an annual redetermination of need process; (c) Limits to $10,000 ($15,000 if there are extraordinary circumstances) the value of services the child may receive during a single year; (d) Requires the adoptive parent to pay at least 5% of the total cost of services provided the child; and (e) Requires JFS to adopt rules establishing a method to determine the amount, duration, and scope of assistance to be provided a child;	(4) No change.	(4) Same as Executive, except provides that, if a child's adoptive family's gross annual income is not more than 200% of the federal poverty guideline, a public children services agency may waive the requirement that the child's adoptive parents pay 5% of the total cost of PASSS services provided	(4) No change.
(5) Changes the age prohibition on payment of SAMS or PASSS from 21 years of age or older to 18 year of age or older or, if mentally or physically handicapped, 21 years of age or older;	(5) No change.	(5) Same as Executive, except clarifies that the age prohibition on a person 18 years or older is prohibited "beyond the end of the school year during which the person attains the age of eighteen."	(5) No change.
(6) Permits the adoption of any other rules JFS considers necessary for the implementation of the SAMS or PASSS	(6) No change.	(6) No change.	(6) No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
program;			
(7) Removes the fiscal penalty imposed on a public children services agency that fails to report to JFS the placement or maintenance of certain special needs children; and	(7) No change.	(7) No change.	(7) No change.
(8) Allows JFS to take disciplinary action against a public children services agency that fails to report to JFS on the placement or maintenance of certain special needs adopted children.	(8) No change.	(8) No change.	(9) No change.
Fiscal effect: According to JFS, the SASSS program never came into existence, so eliminating the program in permanent law will have no fiscal effect on that adoption subsidy program. With regard to the rest of the adoption subsidy program, it has historically been forced to cease or restrict operations before the close of each fiscal year because demand exceeded available funding. The provision described in (4)(d) above regarding co-payments may generate some revenue for the PCSAs. The provision described in (5) above may reduce costs to the SAMS and PASSS programs by reducing the general age prohibition by two years. Removal of the fiscal penalty described in (7) above may decrease costs to the PCSA and decrease penalty revenue to the state. According to JFS, these change in the law will allow the program to remain open longer and serve more children with existing available resources.	Fiscal effect: No change.	Fiscal effect: No change.	Fiscal effect: No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
213 Head Start/ Head Start Plus			
R.C. ***3301.31, 3301.33, 3301.34, 3301.35, 3301.36, 3301.37, 3301.40 (3301.33), 3301.52, 3301.53, 3301.54, 3301.55, 3301.57, 3301.58, 4511.75, 5104.01, 5104.02, 5104.32, repealed section 3301.581***	**R.C.** ***5104.30, 6104.04, 5104.30, 5104.32, Section 58.21***	**R.C.** ***5104.30, 6104.04, 5104.30, 5104.32, Section 58.34***	**R.C.** ***5104.30, 6104.04, 5104.30, 5104.32, Section 58.34***
Repeals current authorization for a state Head Start program (instructional and health care services for low-income preschool-age children) and replaces it with two new programs: "Title IV-A Head Start" and "Title IV-A Head Start Plus" to be operated by the Department of Education and funded with federal TANF moneys transferred from the Department of Job and Family Services (JFS) to the Department of Education. Title IV-A Head Start will provide traditional Head Start services and Title IV-A Head Start Plus will provide year-round Head Start services along with child care services. Both programs are restricted to providing only TANF eligible services to only TANF eligible individuals. Authorizes JFS and the Department of Education to enter into an interagency agreement and to develop procedures for operation of the programs. It also authorizes the Department of Education to contract with agencies to provide services and to reimburse the agencies for those services under the Title IV-A Head Start program.	Changes the temporary law provisions that govern the Head Start/ Head Start Plus initiative. (The permanent law governing the initiative is unchanged, but is notwithstood by the temporary law set forth in this provision.) The temporary law in this version of the bill impacts the Head Start/ Head Start Plus initiative as follows: (1) Permits funds received through the federal Child Care and Development Block Grant Act to be used in making payments to Head Start programs in advance of their provision of publicly funded day care and establishes annual reporting requirements and procedures for collecting overpayments; (2) Requires the Department of Job and Family Services, before the thirtieth day of September 2003, to transfer $101,200,000 from the TANF Block Grant to the Child Care and Development Fund, and before the thirtieth day of September 2004, to transfer $103,184,000 from the TANF Block Grant to the Child Care and Development Fund. In	Delays until July 1, 2004, the Executive's provisions creating the Title IV-A Head Start Program and the Title IV-A Head Start Plus Program. Provides for the Department of Education to operate a traditional Head Start program in fiscal year 2004 that is similar to the program currently operated by the Department. Establishes income-eligibility for Head Start at 100% of the federal poverty level, but allows agencies to apply for waivers to include children from families earning up to the level of eligibility established for the child care subsidy. Requires the Department of Education (in FY 2005) to pay Title IV-A Head Start Plus providers directly instead of contracting with county departments of job and family services to pay those providers and then to be reimbursed by the Department. (This is a change from the Executive provision regarding this matter.)	Same as the Senate, except does all of the following: (1) Adds language clarifying that persons eligible for services under the Title IV-A Head Start and Title IV-A Head Start Plus programs are those "eligible for Title IV-A services under a Head Start program"; (2) Clarifies that the Department of Education must approve Title IV-A Head Start and Title IV-A Head Start Plus agencies "through an application process"; (3) Limits the duties of county departments of job and family services to solely determining eligibility of individuals receiving services and establishing co-payment requirements; (4) Eliminates requirements that county departments ensure that Title IV-A Head Start Plus agency invoices comply with federal requirements and monitor Title IV-A Head Start Plus agency use of funds as under the bill.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
Authorizes the Department of Education to contract with county departments of job and family services to administer the Title IV-A Head Start Plus program within their respective counties. The head start plus agencies will be reimbursed for allowable expenses from the county departments, which in turn will be reimbursed by the Department of Education. Removes from the Department of Education the authority to license Head Start programs and instead authorizes JFS to license those programs. Fiscal effect: Currently, there are 18,000 children enrolled in state funded Head Start. The Head Start Plus proposal would provide child care settings with an enhanced program that meets the purposes of the Head Start program and meets families' needs for all-day, year-round child care. Under this provision, 10,000 children will receive services through Head Start Plus, 4,000 children will receive services through traditional Head Start, and 4,000 traditional slots will be eliminated. According to JFS, the reduction in slots will mostly be accomplished through attrition as children age out of the program. There are 35,000 children who are receiving federally-funded Head Start services and these children will not be impacted by this provision. The Department of Job and Family Services	each fiscal year, these funds shall be subsequently transferred to appropriation item 200-663, Head Start Plus/Head Start (Fund 5W2), in the Department of Education. (3) Provides that the eligibility and service restrictions of Title IV-A of the "Social Security Act" shall not apply to the Head Start and Head Start Plus programs created by those sections. (4) Requires that the Head Start Plus/Head Start program shall be operated by the Department of Education in accordance with an interagency agreement entered into with the Department of Job and Family Services. Fiscal effect: The number of slots in the Head Start/ Head Start Plus programs are not altered by the changes made in this version of the bill. This provision changes the funding mechanism and eligibility criteria for the Head Start Plus initiative. In addition, this version of the bill removes the appropriation to the Department of Education of $16 million in FY 2004, which was to be used as "seed money" to begin paying for the cost of the Head Start Plus program. There may be some additional administrative costs associated with establishment of annual reporting requirements and procedures for collecting overpayments. (For another provision that affects Head Start, see the Department of Job and Family	Delays the authority of the Department of Job and Family Services to be the sole agency responsible for licensing Head Start agencies until September 1, 2003 and changes the latest expiration date of a Head Start license formerly issued by the Department of Education from July 1, 2005, to September 1, 2005. Codifies specific administrative powers and duties of the Department of Education in administering the programs. Creates the Head Start Partnership Study Council to assist and advise the departments of Education and Job and Family Services in planning and implementing the new Head Start programs. The Council must report to the General Assembly by December 31, 2003. Earmarks $57,170,000 in fiscal year 2004 of appropriation item 600-689, TANF Block Grant, for the Head Start program. Of that amount, $5,000,000 is to be used to increase the number of Head Start slots in FY 2004. Earmarks $110,184,000 in fiscal year 2005 of appropriation item 600-689, TANF Block Grant, for the Head Start Plus program. Of that amount, $5,000,000 is to be used to ensure that Head Start Plus provider payments are at least $8,500 per year in FY 2005.	(5) Adds the following five members to the Head Start Partnership Study Council: (a) Two representatives appointed by the Director of Job and Family Services, in addition to two employees of the Department of Job and Family Services appointed by the Director as under the bill; (b) Two representatives appointed by the Superintendent of Public Instruction, in addition to two employees of the Department of Education appointed by the Superintendent as under the bill; (c) One representative of Head Start agencies appointed by the Ohio Association of Community Action Agencies. (6) Specifies that the Council in fiscal year 2004 is to advise the Departments of Education and Job and Family Services in the "design and implementation" of the Title IV-A Head Start Plus Program, instead of advise the Departments in "planning for the implementation" of the program. (7) Clarifies that children eligible for Head Start have not entered kindergarten and changes the date of the head count of Head Start children used to determine whether funds are to be returned to the Department of Job and Family Services for use as child care assistance, from December 2003 to December 2004. Requires the Department of Education to conduct a head count in December of both 2003 and 2004. (8) Requires Head Start agencies that enroll

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
is planning to fund the Head Start Plus initiative with TANF dollars. The Department's plans to spend $101,200,000 in FY 2004 and $103,184,000 in FY 2005 of TANF dollars for the Head Start Plus initiative, which includes $50 million in each fiscal year for the child care portion of the initiative. In addition, this version of the bill includes an appropriation to the Department of Education of $16 million in FY 2004, which is to be used as "seed money" to begin paying for the cost of the Head Start Plus program. In addition, under Head Start Plus care is provided in a single partnership setting which, according to JFS will result in increased administrative efficiencies as well as potential savings between what is currently paid for Head Start and child care separately and the Head Start Plus payment of $8,000. The Department is unable to cross match children who receive Head Start and child care services separately and therefore, cannot determine current expenditures for those child receiving both services. The Department's estimates that the savings could be as high as $2,000 per child per year. Requiring that the county department of job and family services to reimburse the Head Start providers will increase the administrative costs of the county departments.	Services, under subject heading "LOEO Study of Head Start and Child Care Partnership Agreements" and the Department of Education under the subject heading "Title IV-A Head Start Plus/ Title IV-A Head Start.")	Fiscal effect: FY 2004: The state funded Head Start program will continue to operate as it is currently. The total appropriations for the state Head Start program in the Department of Education in FY 2004 is $68,170,000 ($11,000,000 GRF and $57,170,000 TANF). FY 2005: Currently, there are 18,000 children enrolled in state funded Head Start. The Head Start Plus proposal would provide child care settings with an enhanced program that meets the purposes of the Head Start program and meets families' needs for all-day, year-round child care. Under this provision, 10,000 children will receive services through Head Start Plus, 4,000 children will receive services through traditional Head Start, and 4,000 traditional slots will be eliminated. According to JFS, the reduction in slots will mostly be accomplished through attrition as children age out of the program. There are 35,000 children who are receiving federally-funded Head Start services and these children will not be impacted by this provision. The Department of Job and Family Services is planning to fund the Head Start Plus initiative with TANF dollars. Total funding for the Head Start/ Head Start Plus initiative in FY 2005 is $115,184,000 ($5,000,000 GRF and $110,184,000 TANF). In addition, under Head Start Plus, care is	children whose families receive child care subsidy to partner with child care centers or family day care homes. (9) Changes the use of the earmark of $5,000,000 of the portion of appropriation item 600-689, TANF Block Grant, that is used for the Head Start Program in FY 2004, from increasing the number of Head Start slots in FY 2004 to providing slots that otherwise would not be available. Changes the use of the earmark of $5,000,000 of the portion of appropriation item 600-689, TANF Block Grant, that is used for the Head Start Program in FY 2005, from ensuring that Head Start Plus provider payments are at least $8,500 in FY 2005 to ensuring payments reflect services rendered. Decreases the earmark of appropriation item 600-689, TANF Block Grant, in FY 2005 for the Head Start Program, by $2,000,000 to $108,184,000.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
This provision is also likely to increase administrative costs of JFS (decreases costs for the Department of Education) for licensing Head Start programs. (For another provision that affects Head Start, see the Department of Education under the subject heading "Title IV-A Head Start Plus/ Title IV-A Head Start.")		provided in a single partnership setting which, according to JFS should result in increased administrative efficiencies and potential savings between what is currently paid for Head Start and child care separately and the Head Start Plus payment. JFS' administrative costs are likely to increase (decrease for the Department of Education) once JFS begins licensing Head Start programs. (For another provision that affects Head Start, see the Department of Job and Family Services, under subject heading "LOEO Study of Head Start and Child Care Partnership Agreements" and the Department of Education under the subject heading "Title IV-A Head Start Plus/ Title IV-A Head Start.")	
214 Health Check			
	R.C. *5111.016*		**R.C. *5111.016***
No provision.	Requires the Department of Job and Family Services (JFS) to inform parents, by both oral and written communication, of the components of a Health Check examination of a child and obtain parental consent before performing a Health Check examination. Fiscal effect: This provision would increase the workload for JFS, and thus potentially increase administrative costs for the Department.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
215 Supplemental Rebates			
		R.C. *5111.082*	**R.C. *5111.082***
No provision.	No provision.	Specifies that, if the Director of Job and Family Services establishes a supplemental rebate program with a drug manufacturer under current law, drugs produced by the manufacturer for the treatment of mental illness, HIV, or AIDS, which current law requires be exempt from the program, must be exempt from the program and from "prior authorization or any other restriction" unless there is a generic equivalent. Fiscal effect: None.	Same the Senate.
216 Advisory Council To Select Medicaid Drug Managers			
	R.C. *5111.083*		**R.C. *5111.083***
No provision.	Requires that an advisory council be appointed to review proposals submitted by private entities seeking to contract with the Department of Job and Family Services to administer the preferred drug list and supplemental drug rebate program under Medicaid and to select the private entity to be awarded the contract. Fiscal effect: The bill specifies that the members must not be reimbursed for their expenses incurred in their work on the advisory council. Therefore, this provision has no fiscal effect.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
217 Treatment Of Trusts In Medicaid Eligibility Determinations			
		R.C. *5111.151*	**R.C. *5111.151***
No provision.	No provision.	Codifies portions of current Ohio Administrative Code rule 5101:1-39-27.1 adopted by the Department of Job and Family Services governing the treatment of certain trusts when determining Medicaid eligibility. Fiscal effect: None.	Same as the Senate, but codifies a portion of Administrative Code regarding Medicaid qualifying trust. Fiscal effect: None.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
218 Care Management System Within Medicaid			
R.C. *5111.16*	**R.C. *5111.16***	**R.C. *5111.16***	**R.C. *5111.16***
Requires the Department of Job and Family Services (JFS) to establish in some or all counties a "care management system" in which designated Medicaid recipients are required or permitted to participate. Requires, by July 1, 2004, that some of the designated participants include Medicaid recipients who are aged, blind, and disabled (ABD). Grants JFS the authority to establish any requirements or procedures it considers necessary to implement a care management system as part of the Medicaid program. Fiscal effect: According to ODJFS, implementing care management for ABD recipients will require funding of approximately $5 million in FY 2004 and $16 million in FY 2005. The additional funds are included in H.B. 95, as introduced.	Same as Executive, but specifies that ABD recipients cannot be designated for participation in the program's care management system unless they reside in a county in which other Medicaid recipients are participating in the system. Eliminates the authority the bill would grant to the Department of Job and Family Services to establish any requirements or procedures it considers necessary to implement a care management system as part of the Medicaid Program. Requires a request for proposals process to be used in selecting managed care organizations to be used for the ABD participants. Fiscal effect: Same as the Executive.	Same as House, but provides that blind and disabled Medicaid recipients under age 21 cannot be required to obtain services through managed care organizations. Fiscal effect: Same as House, but any future savings for the state resulting from a "care management system" could be less due to potentially fewer managed care participants as a result of this provision.	Same the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
219 Medicaid Pilot Program for Care of Chronically Ill Children			
		R.C. ***5111.161***	**R.C.** ***5111.161***
No provision.	No provision.	Requires a Medicaid pilot program to be operated in at least three counties to determine whether acute illnesses and hospitalizations among chronically ill children can be prevented or reduced through a formalized system of care coordination. Fiscal effect: The bill limits the cost of operating this pilot program to $3 million (all funds) over the biennium.	Same as the Senate, but modifies the bill's provisions requiring the development of a pilot program for inclusion of chronically ill children in the Medicaid care management system by doing the following: (1) Allowing implementation of the program to be delayed until October 1, 2004, as opposed to the bill's current requirement for implementation by October 1, 2003. (2) Extending operation of the program to October 1, 2006, rather than the bill's scheduled termination on October 1, 2005. (3) Specifying that the $3 million limit on the cost of the program applies to the cost of providing the children's care coordination. (4) Allowing priority to be given to Hamilton and Muskingum counties when selecting the counties to be included in the program, in place of the bill's requirement that both counties be included. Fiscal effect: Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
220 Change of Operator, Closure, and Voluntary Termination and Withdrawal			
R.C. ***5111.20, 5111.24, 5111.241, 5111.25, 5111.251, 5111.252, 5111.253, 5111.254, 5111.255, 5111.256, 5111.257, 5111.26, 5111.261, 5111.262, 5111.263, 5111.264, 5111.265, 5111.266, 5111.267, 5111.268, 5111.269, 5111.2610***	**R.C.** ***5111.20, 5111.65, 5111.66, 5111.661, 5111.67, 5111.671, 5111.672, 5111.673, 5111.674, 5111.675, 5111.676, 5111.677, 5111.68, 5111.681, 5111.682, 5111.683, 5111.684, 5111.685, 5111.686, 5111.687, 5111.688, 5111.689, 5111.6810***	**R.C.** ***5111.20, 5111.65, 5111.66, 5111.661, 5111.67, 5111.671, 5111.672, 5111.673, 5111.674, 5111.675, 5111.676, 5111.677, 5111.68, 5111.681, 5111.682, 5111.683, 5111.684, 5111.685, 5111.686, 5111.687, 5111.688, 5111.689, 5111.6810***	**R.C.** ***5111.20, 5111.65, 5111.66, 5111.661, 5111.67, 5111.671, 5111.672, 5111.673, 5111.674, 5111.675, 5111.676, 5111.677, 5111.68, 5111.681, 5111.682, 5111.683, 5111.684, 5111.685, 5111.686, 5111.687, 5111.688, 5111.689, 5111.6810***
Establishes requirements for nursing facilities and intermediate care facilities for the mentally retarded (ICFs/MR) that undergo a change of operator, facility closure, voluntary termination, or voluntary withdrawal of participation from Medicaid. Fiscal effect: The state could realize some savings and increase its ability to recover moneys owed it under these provisions.	No change.	Same as House, but eliminates a requirement the bill would establish that the Department of Job and Family Services change the provider agreement number of a nursing facility or immediate care facility for the mentally retarded when ownership of the facility is transferred.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
221 Nursing Facility Reimbursement Study Council			
R.C. *5111.34*	**R.C. *5111.34***	**R.C. *5111.34***	**R.C. *5111.34***
(1) Provides that the Council's only duty is to advise the Department of Job and Family Services in the development of a new method of reimbursing nursing facilities under Medicaid, and abolishes the Council on July 1, 2005. Fiscal effect: None.	(1) No provision.	(1) No provision.	Same as the Senate.
(2) Adds a representative of Medicaid recipients residing in a nursing facility to the Council. Fiscal effect: Members of the Council serve without compensation. Therefore, there should be no additional cost associated with adding one more member to the Council.	(2) No provision.	(2) Same as the Executive.	
(3) No provision.	(3) Requires the Nursing Facility Reimbursement Study Council to meet quarterly beginning August 1, 2003, and, in addition to issuing periodic reports, to issue a report on its activities and recommendations to the Governor, Speaker of the House of Representatives, and the President of the Senate by July 30, 2004. Fiscal effect: The bill requires members of the council to serve without compensation. Thus, there is no fiscal impact on the state.	(3) No change.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
222 JFS Pharmacy and Therapeutics Committee			
	R.C. *5111.81*		
No provision.	Requires acceptance of written and oral testimony presented at public meetings of the Pharmacy and Therapeutics Committee of the Department of Job and Family Services. Fiscal effect: This provision may increase the workload fro JFS and potentially increase administrative costs for the Department.	No provision.	Same as the Senate.
223 ODMR/DD Requesting ODJFS to Apply for Medicaid Waivers			
			R.C. *5111.87,*
Authorizes the Director of Mental Retardation and Developmental Disabilities to request that the Director of Job and Family services apply for one or more Medicaid waivers under which home and community based services are provided to individuals with MR/DD as an alternative for placement in an ICF/MR.	No change.	No change.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
224 Medicaid-Funded Early Intervention and Therapeutic Services			
	R.C. ***5111.87, 5111.871, 5111.872, 5111.873, 5123.01, 5126.01, 5126.042***	**R.C.** ***5111.87, 5111.871, 5111.872, 5111.873, 5123.01, 5126.01, 5126.042***	**R.C.** ***5111.87, 5111.871, 5111.872, 5111.873, 5123.01, 5126.01, 5126.042***
No provision.	Provides that the Director of Job and Family Services may seek federal approval for one or more time-limited Medicaid waivers under which home and community-based services are provided in the form or either or both of the following: (1) Early intervention services for children under age three that are provided or arranged by county boards of mental retardation and developmental disabilities; (2) Therapeutic services for children with autism. Fiscal effect: This provision could have some fiscal impact on the state. However, the effect cannot be determined prior to the establishment of the waivers.	No provision.	Same as the House, except provides that (1) only children under the age of six at the time of enrollment may qualify for the therapeutic services for children with autism, (2) no child may receive the therapeutic services for more than three years, (3) a child receiving intensive therapeutic services under the autism waiver is forever ineligible for intensive therapeutic services under any other Medicaid component, and (4) the early intervention and therapeutic services are not part of the Medicaid redesign established for the mental retardation and developmental disabilities system by the 124th General Assembly.
225 Statewide Fee Schedule for Home and Community-Based Services			
		R.C. ***5111.873,***	
No provision.	Provides that rules establishing a statewide fee schedule for Medicaid-funded home and community-based waiver programs administered by the Department of MR/DD apply only to the first of such waiver programs approved by the federal government.	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
226 Ohio Access Success Project			
R.C. ***5111.206***	**R.C.** ***5111.206***	**R.C.** ***5111.206***	**R.C.** ***5111.88, 58.13***
Includes in the Revised Code law enacted by Am. Sub. H.B. 94 of the 124th General Assembly as uncodified (or "temporary") law authorizing the creation of the Ohio Access Success Project under the Department of Job and Family Services. Specifies that the purpose of the project is to provide help to Medicaid recipients making the transition from a nursing facility to a community setting by providing assistance with such things as moving expenses and rental deposits. Fiscal effect: Please see section titled "Funding for Institutional Facility Audits and the Ohio Access Success Project."	No change.	No change except some technical changes.	Same as the Executive, but provides that one of the eligibility criteria for participation in the Ohio Access Success Project is to have resided continuously in a nursing facility for not less than 18 months before applying to participate in the project, rather than since January 1, 2002.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
227 Criminal Records Check for Employment in Home and Community-Based Waiver Services			
R.C. ***109.57, 109.572, 5111.95, 5111.96***	**R.C.** ***5111.95, 5111.96, 109.572***	**R.C.** ***5111.95, 5111.96, 109.57, 109.572***	**R.C.** ***5111.95***
Requires criminal records checks of applicants for employment with agencies participating in Department of Jobs and Family Services administered waivers or independent providers in Department administered home and community-based service programs in positions that involve providing home and community-based waiver services to consumers with disabilities. Fiscal effect: None.	Same as the Executive, but specifies that the requirements do not apply to providers of services offered under Medicaid waivers administered by the Department of Mental Retardation and Developmental Disabilities. (Other provisions of law require criminal record checks of employees who provide services to persons with mental retardation and developmental disabilities.) Fiscal effect: None.	Same as House, but (1) clarifies language regarding criminal records checks required for specified applicants for employment with an independent provider or agency providing community-based or home and community-based services pursuant to a program administered by the Department of Job and Family Services under a waiver; (2) specifies that home and community-based waiver services are approved by the Centers for Medicaid and Medicare Services. Fiscal effect: None.	Same as the Senate, but revises the definition of "waiver agency" used in the provision of the bill that requires persons employed or seeking employment with a waiver agency that provides home and community-based services to persons with disabilities under a Department of Job and Family Services-administered Medicaid waiver program to undergo a criminal records check. Fiscal effect: None.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
228 Disability Assistance Program			
R.C. ***5115.01, Section 140***	**R.C.** ***5115.01, Sections 58.01, 140***	**R.C.** ***5115.01, Sections 58.33, 58.01, 58.33***	**R.C.** ***5115.01, Sections 58.33, 58.01, 58.33***
Replaces the current Disability Assistance Program with separate programs for financial assistance (Disability Financial Assistance) and medical assistance (Disability Medical Assistance). Limits eligibility for Disability Financial Assistance to persons who are either (1) unable to do any substantial or gainful activity due to physical or mental impairment lasting at least nine months or (2) age 60 or older on the day before the bill's effective date and applied on or before that deadline. Limits eligibility for Disability Medical Assistance to persons who are "medication dependent," but permits medical assistance to continue for persons receiving it under the current program until their eligibility has been redetermined. Authorizes the adoption of rules for either program that establish maximum benefits, time-limits for receiving assistance, limits on the total number of persons to receive assistance, procedures for suspending acceptance of new applications, and other revisions for limiting program costs. Permits contracts to be entered into with any public or private entity for the administration of Disability Medical Assistance. Fiscal effect: This provision separates	Same as the Executive, but corrects inconsistencies in the Executive's provisions that permit suspension of acceptance of new applications for Disability Financial Assistance and Disability Medical Assistance. Makes other technical corrections. Removes the provisions that would have reduced the categories of persons who may be eligible to receive Disability Financial Assistance. Earmarks, notwithstanding any law to the contrary, up to $2,176,269 in appropriation item 600-511, Disability Financial Assistance, to be used in each fiscal year for services for residents of residential treatment centers certified as an alcohol or drug addiction program by the Department of Alcohol and Drug Addiction Services under section 3793.06 of the Revised Code.	Same as House, but removes earmark in appropriation item 600-511, Disability Financial Assistance, for services for residents of residential treatment centers.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
statutory authority for DA Medical Assistance from DA Financial Assistance and allows the Department of Job and Family Services (JFS) to transfer administration of the program to another state agency or other entity. This provision will give the Director of the ODJFS broad authority to promulgate rules that would impose and update existing statute. The Department of Job and Family Services estimates that the state will avoid approximately $15 million in FY 2004 and $47 million in FY 2005 in potential costs for DA Medical if holding DA Medical expenditures to 6% in FY 2004 and 0% in FY 2005. JFS estimates that by holding the DA Financial Assistance at FY 2003 expenditure levels in FY 2004 and FY 2005 the state will avoid approximately $14 million in costs over the biennium.			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
229 Federal Financial Participation for County MR/DD Board Administrative Costs			
		R.C. ***5126.058, 5111.92***	**R.C.** ***5126.058***
No provision.	No provision.	Requires the Director of Job and Family Services to seek federal Medicaid funds for the administrative costs for habilitation center services, home and community-based services, and service and support administration that each county board of mental retardation and developmental disabilities incurs pursuant to its Medicaid local administrative authority and claims in accordance with rules. Fiscal effect: If the federal government approves additional reimbursement, county boards of MR/DD would realize additional revenue.	Same as the Senate, but removes contract services for legal or representational activities from the list of administrative costs incurred by county boards of mental retardation and developmental disabilities for which the Department of Job and Family Services is required by the bill to seek federal Medicaid funds. Fiscal effect: Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
230 University Partnership Program Participants			
		R.C. *5153.122*	**R.C. *5153.122***
No provision.	No provision.	Permits the director of a public children services agency (PCSA) to waive for a caseworker who is social work graduate and participated in the University Partnership Program the requirement that the caseworker undergo 90 hours of in-service training during the first year of employment. Fiscal effect: This provision may decrease the administrative costs of PCSAs associated with tracking in-service training hours for these caseworkers.	Same as the Senate.
231 Consolidated Grant of Sate Aid for County Children Services			
Section: *58.09*			
Permits the Department of Job and Family Services (JFS), with the consent of a county, to combine into a single consolidated grant state funds provided to the county for child welfare services and kinship care. This provision is permissive. Fiscal effect: According to the Department, combining state funds into a single and consolidated grant will provide a county with greater flexibility to use these funds to meet that particular county's needs.	No change.	Same as Executive, but adds appropriation item 600-623, Health Care Federal, in the federal special revenue fund group, to the list of appropriation items that are included in the county consolidated funding allocation and permits JFS to reconcile spending from the various appropriation items included in the county consolidated funding allocation based on actual expenditures after the close of the fiscal year. Fiscal effect: Same as Executive.	Same as the Senate, except states that the single allocation, established by the Department for the county departments, is the maximum amount the county is to receive from the specified appropriation items. Fiscal effect: Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
232 "Healthy Families" Medicaid Expansion			
Sections *58.16, R.C. 5111.019*	**Sections *58.16, R.C. 5111.019***	**Section: *137E***	**Section: *137E***
(1) Makes permissive the Department of Job and Family Services director's duty to submit an amendment to the state Medicaid plan to make an individual eligible for Medicaid benefits for a limited time if the individual is a parent of a child under age 19, has a family income that does not exceed 100% of the federal poverty guidelines, and is not otherwise eligible for Medicaid. However, the bill also requires the Department to submit to the federal government an amendment to the state Medicaid plan to eliminate the expansion for parents and the "Healthy Families" Medicaid component above the federally mandated eligibility minimums. Fiscal effect: The Department estimates that the state will avoid approximately $6 million in FY 2004 and $71 million in FY 2005 in potential costs for the state Medicaid program as a result of this provision.	(1) No change.	(1) Removes the provision in the As Inroduced version of the bill that made it permissive, rather than mandatory, to operate the Medicaid program component known as "Healthy Families" under which an inidividual is eligible for Medicaid benefits for a limited time if the inidividual is a parent of a child under age 19, has a family income that does not exceed 100% of the federal poverty guidelines, and is not otherwise eligible for Medicaid. This, in effect, requires that the Deparment of Job and Family Services continue to provide Medicaid coverage to this population. Fiscal effect: According to the National Conference of State Legislatures, Ohio will receive approximately $384 million as a result of an increase in the federal medical assistance percentage. Some of these federal dollars will be used to support this continuation of Medicaid eligibility.	(1) Same as the Senate.
(2) No provision.	(2) No provision.	(2) Specifies that new federal Medicaid funds available under the Jobs and Growth Tax Relief Reconciliation Act of 2003 be used first to provide Medicaid coverage to parents up to 100% of the federal poverty guideline. (See also entry titled "Use of Federal Medicaid Funds under the Jobs and Growth Tax Relief Reconciliation Act of 2003" in the	(2) Removes the Senate provision and instead requires that for the third and fourth calendar quarters of federal fiscal year (FFY) 2003 and the first, second, and third calendar quarters of FFY 2004, the reimbursement rate for all Medicaid service expenditures paid by state or local entities shall be at the non-enhanced federal medical assistance percentage (FMAP) rate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		Department of Job and Family Services.)	In addition, during the quarters that the enhanced FMAP is authorized, the amendment requires the Department of Job and Family Services to deposit the amount of federal revenue attributable to the enhanced FMAP that is being made available to the newly created Federal Fiscal Relief Fund. The disposition of cash from this new fund is to occur as follows: (1) On a schedule to be determined by the Office of Budget and Management, the Director of Budget and Management is to make cash transfers to the newly created Medicaid Reserve Fund. The total amount transferred shall be $18,611,156 in state fiscal year (SFY) 2004 and $90,851,972 in SFY 2005. The Director of Job and Family Services is required to make requests to the Director of Budget and Management as necessary to increase the appropriation in appropriation item 600-525, Health Care/Medicaid. The Director of Budget and Management is required to transfer the state share of such amounts from the Medicaid Reserve Fund to the General Revenue Fund. The transferred amount plus the federal share associated with this amount is appropriated. The Department of Job and Family Services is required to use this appropriation authority to pay claims for Medicaid services. (2) After the amounts have been transferred, the Director of Budget and Management is required to transfer the remainder of cash in the Federal Fiscal Relief Fund to the General Revenue Fund on a schedule to be

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
			determined by the Office of Budget and Management.
233 Displaced Homemakers Transfer			
	Section: *58.18*		
No provision.	Requires the Director of Budget and Management to transfer from Workforce Investment Act funds (Fund 3V0), reserved for statewide workforce investment activities, $209,046 in FY 2004 and $203,819 in FY 2005 to Fund 312 in the Board of Regents. The transferred funds shall be used in accordance with the State Workforce Investment Plan to provide activities for displaced homemakers, as allowed under the Workforce Investment Act of 1998.	No provision.	Same as the Senate.
234 Jobs for Ohio Graduates			
		Section: *58.18*	**Section: *58.18***
No provision.	No provision.	Earmarks pursuant to an interagency agreement between the Department of Education and the Department of Job and Family Services $1,750,000 in each fiscal year from Workforce Investment Act funds (Fund 3V0), reserved for statewide workforce investment activities, to support the Jobs for Ohio Graduates Program in the Department of Education.	Same as the Senate, but increases the earmark to $3,500,000 in each fiscal year.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
235 Inflation Adjustment Factor for Outpatient Services			
		Section: ***58.20a***	**Section:** ***58.20a***
No provision.	No provision.	Provides for a $9,811,136 inflation adjustment factor under Medicaid for hospital outpatient services for each fiscal year. Increases the appropriation for the Medicaid program in each fiscal year (GRF appropriation item 600-525, Health Care/Medicaid) by $4,000,000 in state share and by $5,811,136 in federal share for a total increase of $9,811,136.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
236 Child Care			
		Section: ***58.21***	**Section:** ***58.21***
(1) No provision.	(1) No provision.	(1) Prohibits the Director of Job and Family Services (JFS) from reducing the initial and continued eligibility level for publicly funded child care below 150% of the federal poverty line (FPL) during fiscal years 2004 and 2005. Fiscal effect: Under current law, whenever the Department determines that the anticipated future expenditures of the county departments of job and family services will exceed available federal and state funds for child care, the Director of JFS is to issue and implement an administrative order that specifies the priorities for expending the remaining available funds and issue instructions and procedures to be used by the county departments. Within the scope of the Director's discretion is the ability to change the eligibility requirements of the program. The Department's current spending plan for child care is based on the Department's forecast of child care caseloads and includes funding for those with incomes at or below 150% of FPL. Therefore, this provision should have no fiscal effect. However, should caseloads exceed available resources, prohibiting the Director from reducing eligibility below 150% of FPL may require the Department to either find other ways to reduce costs of the child care program (i.e. reduce provider	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		payments), increase revenue (i.e. increase co-payments, though not likely to generate much revenue), or seek additional appropriations from the General Assembly for additional appropriations.	
(2) No provision.	(2) No provision.	(2) Prohibits the Director of JFS from disenrolling, during FYs 2004 and 2005, publicly funded child care program participants who have incomes at or below 165% of FPL, and do not otherwise cease to qualify for the program, if the family enrolled in the program before June 9, 2003 or when the family's income was at or below 150% of FPL. Fiscal effect: According to the JFS, this provision will cost an estimated $20.0 million in FY 2004 and $24.0 million in FY 2005. The Department plans to use $20.0 million in TANF each fiscal year and GRF dollars for the additional $4.0 million in FY 2005. (These additional amounts are appropriated in the bill.)	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
237 Medicaid Funding For Vision Care Services			
	Section: ***58.24***		
No provision.	Requires the Medicaid program to continue to cover vision care services for fiscal years 2004 and 2005 in at least the amount, duration, and scope as it currently does. Fiscal effect: Increases the appropriation for the Medicaid program in FY 2004 (GRF appropriation item 600-525, Health Care/Medicaid) by $1,696,020 in state share and by $2,463,951 in federal share for a total increase of $4,159,971. Increases the appropriation for the Medicaid program in FY 2005 (GRF appropriation item 600-525, Health Care/Medicaid) by $4,838,253 in state share and by $7,028,936 in federal share for a total increase of $11,867,189.	No provision.	Same as the House, but uses updated cost estimates. Fiscal effect: Increases the appropriation for the Medicaid program in FY 2004 (GRF appropriation item 600-525, Health Care/Medicaid) by $1,619,071 in state share and by $2,352,160 in federal share for a total increase of $3,971,231. Increases the appropriation for the Medicaid program in FY 2005 (GRF appropriation item 600-525, Health Care/Medicaid) by $4,413,979 in state share and by $6,412,558 in federal share for a total increase of $10,826,537.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
238 Medicaid Funding For Podiatric Services			
	Section: ***58.26***		
No provision.	Requires the Medicaid program to continue to cover podiatric services for fiscal years 2004 and 2005 in at least the amount, duration, and scope it currently covers those services. Fiscal effect: Increases the appropriation for the Medicaid program in FY 2004 (GRF appropriation item 600-525, Health Care/Medicaid) by $864,910 in state share and by $1,256,528 in federal share for a total increase of $2,121,438. Increases the appropriation for the Medicaid program in FY 2005 (GRF appropriation item 600-525, Health Care/Medicaid) by $2,496,333 in state share and by $3,626,633 in federal share for a total increase of $6,122,966.	No provision.	Same as the House, but uses updated cost estimates. Fiscal effect: Increases the appropriation for the Medicaid program in FY 2004 (GRF appropriation item 600-525, Health Care/Medicaid) by $840,905 in state share and by $1,221,654 in federal share for a total increase of $2,062,559. Increases the appropriation for the Medicaid program in FY 2005 (GRF appropriation item 600-525, Health Care/Medicaid) by $2,364,828 in state share and by $3,435,585 in federal share for a total increase of $5,800,413.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
239 Medicaid Medical Savings Account Study Committee			
	Section: *58.27*		
No provision.	Creates the Medicaid Medical Savings Account Study Committee to study the idea of implementing a medical savings account component in the Medicaid Program. The bill requires the House of Representatives provide the Medicaid Medical Savings Account Study Committee with meeting space and other support necessary for the committee to do its work. Any costs associated with providing support would likely be minimal.	No provision.	Same as the Senate.
240 Welfare Diversion Programs			
	Section: *58.28*	**Section: *58.28***	**Section: *58.28***
No provision.	Earmarks from GRF appropriation item 600-521, Family Stability Subsidy, $1,250,000 in each fiscal year to support specific welfare diversion programs. In each fiscal year, Accountability and Credibility Together (ACT) shall receive $1,000,000, and $250,000 shall be used to establish a welfare diversion project in Butler County.	Same as House, but clarifies that the welfare diversion demonstration project in Butler County is to be administered by the Butler County United Way.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
241 State Automated Child Welfare Information System (SACWIS)			
		Section: ***58.30***	**Section:** ***58.30***
No provision.	No provision.	Specifies that, regardless of the dollars that the Department of Job and Family Services plans to spend on the Statewide Automated Child Welfare Information System (SACWIS) from appropriation item 600-416, Computer Projects, an additional $500,000 in each fiscal year of appropriation item 600-416 is to be used for SACWIS and is intended to supplement spending on this project from appropriation item 600-423, Office of Children and Families.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
242 Medicaid Reimbursement Rate for Nursing Facilities and ICFs/MR			
Sections ***142.01, 142.02***	**Sections** ***58.22, 58.23, R.C. 5111.23, 5111.24, 5111.262***	**Section:** ***58.32***	**Section:** ***58.32***
Freezes the Medicaid reimbursement rates for nursing facilities and intermediate care facilities for the mentally retarded (ICFs/MR) services provided during fiscal years 2004 and 2005. Fiscal effect: The Department of Job and Family Services estimates that the state will avoid approximately $162 million in FY 2004 and $340 million in FY 2005 in potential costs for nursing facilities as a result of the rate freeze. It also estimates that the state will avoid approximately $15 million in FY 2004 and $31 million in FY 2005 in potential costs for ICFs/MR as a result of this provision.	Removes the freeze on Medicaid reimbursement rates for nursing facilities and intermediate care facilities for the mentally retarded (ICFs/MR) services provided during fiscal years 2004 and 2005. Makes revisions to the Medicaid reimbursement formula applicable to nursing facilities' direct and indirect care costs for fiscal years 2004 and 2005. Requires the Department of Job and Family Services (JFS) to decrease or increase nursing facilities' Medicaid per diem rates for fiscal year 2005 if the number of Medicaid days for which Medicaid payments are made to all nursing facilities during fiscal year 2004 exceeds or is less than 19,686,516. Requires JFS to decrease or increase nursing facilities' Medicaid per diem rates for the second half of fiscal year 2005 if the number of Medicaid days for which Medicaid payments are made to all nursing facilities during the first half of fiscal year 2005 exceeds or is less than 9,744,826. Provides that the mean total per diem rate for all ICFs/MR cannot exceed $228.89 for fiscal year 2004 and $233.47 for fiscal year 2005. Fiscal effect: The bill appropriates an additional $50 million state share above the Executive recommended levels in GRF	Removes the provisions of the bill added by the House regarding changes to the Medicaid reimbursement formula for long-term care services and makes the following changes: (1)Requires the Department of Job and Family Services to increase the fiscal year 2004 Medicaid reimbursement rate for nursing facilities as follows: (a) to the maximum extent possible using $16,489,281 from the Medicaid line item 600-525; (b) by 45 cents per Medicaid day using funds generated by increasing the nursing home franchise permit fee to $4.75; and (c) to the maximum extent possible using funds remaining from the franchise permit fee increase. (2)Requires the Department to increase the FY 2005 Medicaid reimbursement rate for nursing facilities as follows: (a) to the maximum extent possible using $93,591,290 from the Medicaid line item 600-525; (b) by 20 cents per Medicaid day using funds generated by increasing the nursing home franchise permit fee to $4.95; and (c) to the maximum extent possible using funds remaining from the franchise permit fee increase. (3)Requires the Department to increase the FY 2004 Medicaid reimbursement rate for	Restores the provision of the "As Passed by the House" version of the bill that establishes a cap on the mean total per diem rate that Medicaid is to pay ICFs/MR for fiscal years 2004 and 2005, but provides that the cap is $221.43, rather than $228.89, for fiscal year and $225.86, rather than $233.47, for fiscal year 2005. Provides that, for fiscal year 2004, the mean total per diem rate for all nursing facilities, weighted by May 2003 Medicaid days and calculated as of July 1, 2003, cannot exceed $156.68 and that, for fiscal year 2005, the mean total per diem rate for all nursing facilities, weighted by May 2004 Medicaid days and calculated as of July 1, 2004, cannot exceed $159 plus any difference between $156.68 and the mean total per diem for all nursing facilities for fiscal year 2004, weighted by Medicaid days and calculated as of July 1, 2003. Requires the Department of Job and Family Services to make, subsequent to any reduction in ICFs/MR or nursing facilities' rates made because of the cap, adjustments to the rates as required or authorized by current law.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	appropriation item 600-525, Health Care/Medicaid, over the biennium to account for this provision and the Nursing Facility Stabilization Fund provision.	intermediate care facilities for the mentally retarded (ICFs/MR) to the maximum extent possible using $2,516,128 from the Medicaid line item 600-525, except that no ICF/MR's rate for that period may exceed 102% of its June 2003 rate. (4)Requires the Department to increase the FY 2005 Medicaid reimbursement rate for ICF/MR to the maximum extent possible using $11,153,895 from the Medicaid line item 600-525, except that no ICF/MR's rate for that period may exceed 102% of its June 2004 rate.	
243 Study of Medicaid Coverage for Breast and Cervical Cancer			
		Section: *58.35*	**Section: *58.35***
No provision.	No provision.	Requires the Department of Job and Family Services to complete a study by October 1, 2003, of the feasibility of expanding Medicaid coverage for breast and cervical cancer treatment by including women who received screenings that were not paid for with federal funds distributed as grants to early detection programs. Fiscal effect: There would be a minimal cost to the Department associated with conducting the study.	Same as the Senate, but provides that the Department of Job and Family Services' report on the feasibility of extending Medicaid coverage for breast and cervical cancer treatment to women in two additional groups is due June 1, 2004, rather than October 1, 2003. Fiscal effect: Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
244 Food Stamp Work Requirement Waiver			
	Section: ***58.36***	**Section:** ***58.36***	**Section:** ***58.36***
No provision.	No provision.	Requires the Department of Job and Family Services to seek for fiscal years 2004 and 2005, a waiver of the Food Stamp Program's work requirements available to individuals who reside in a county of the state that has an unemployment rate of over 10% for each of the four months before the month in which the waiver is in effect for the county. Provides that an individual may be exempt from the work requirements for no more than nine months. Requires the Department to report to the General Assembly on receipt or rejection of the waiver. Fiscal effect: In the unlikely case that Ohio experienced a widespread and deep economic downturn the potential increase in the state share of food stamp administrative costs could potentially be several millions of dollars. In contrast, if this provision had been in place during the last 12 months during a period a relatively mild recession, four counties would have met the criteria and the total cost in the state's share of food stamp administrative costs would have been about $53,500. Thus any increased cost may be absorbable within the proposed appropriation levels for line item 600-610, Food Stamps and State Administration.	Same as the Senate, but makes the reference to federal law more specific.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
245 Ohio Alliance of Boys and Girls Clubs			
		Section: *58.99*	**Section: *58.99***
No provision.	No provision.	Earmarks $600,000 in each fiscal year from appropriation item 600-659, TANF/Title XX, (Fund 3W3) in the federal special revenue fund group to support with an annual grant the expenditures of the Ohio Alliance of Boys and Girls Clubs to provide nutritional meals, snack, and educational and enrichment services to children participating in programs and activities operated by eligible Boys and Girls Clubs. Requires the Department of Job and Family Services and the Ohio Alliance of Boys and Girls Clubs to agree on reporting requirements. Any funds from this grant remaining unspent on June 30 of each fiscal year shall be returned to the Department of Job and Family Services no later than the first day of November of the following fiscal year.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
246 Medication Management Incentive Payment Program			
	Section: ***137B***		
No provision.	Creates, for fiscal years 2004 and 2005, the Medication Management Incentive Payment Program to reimburse participating pharmacy providers that reduce pharmacy costs by providing consulting services. Requires the Department of Job and Family Services to determine the rate at which participating pharmacy providers are reimbursed and adopt any rules necessary for the implementation and administration of the program. Fiscal effect: This provision could save the state some of the costs of providing prescription drugs under Medicaid program if some participating pharmacies reduce their monthly cost of providing pharmacy services as a result of participating in the Medication Management Incentive Payment Program. However, the amount of the saving is unknown.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
247 Nursing Facility Stabilization Fund			
Sections ***132.13, R.C. 3721.56, 3721.561***	**Sections** ***131X, 131Y***	**Sections** ***146.05, R.C. 3721.56, 3721.561***	**Sections** ***146.05, R.C. 3721.56, 3721.561***
Eliminates more specific uses of the money in the Nursing Facility Stabilization Fund and provides for a more general use of the money: to make Medicaid payments to nursing facilities. Fiscal effect: Am. Sub. S.B. 261 of 124th General Assembly requires the Department of Job and Family Services (JFS) to make payments to each nursing facility for fiscal years 2003 through 2005 in an amount equal to $2.25 per Medicaid day for the purpose of enhancing quality of care. This $2.25 per Medicaid day payment to each nursing facility will cost the state Medicaid program approximately $46 million in each fiscal year, of which approximately $19 million is the state share. The state will avoid this $46 million in each fiscal year if the Department of Job and Family Services decides to no longer pay nursing facilities for this purpose as a result of this provision.	Provides that, for fiscal years 2004 and 2005, a portion of the money in the Nursing Facility Stabilization Fund be used to make Medicaid payments to each nursing facility in an amount equal to $1.25, rather than $2.25, per Medicaid day. Fiscal effect: This provision would result in a savings to the state Medicaid program of approximately $20 million in all funds in each fiscal year, of which approximately $8 million is the state share.	Same as the Executive.	Restores current law governing the use of the funds in the Nursing Facility Stabilization Fund.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
248 Law-Related Education			
Section: *60*		**Section: *60***	**Section: *60***
Earmarks all of the moneys appropriated to GRF appropriation item 005-406, Law-Related Education, for distribution to the Ohio Center for Law-Related Education for the purposes of providing continuing citizenship education activities to primary and secondary students, expanding delinquency prevention programs, increasing activities for at-risk youth, and accessing additional public and private money for new programs. An analogous GRF appropriation item and related uncodified law are part of the Office of the Attorney General's budget (appropriation item 055-405, Law-Related Education). Fiscal effect: This uncodified law provision continues existing practice with regard to the moneys appropriated to appropriation item 005-406, Law-Related Education.	No provision.	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
249 Amplifies the Powers of the Legal Rights Service Commission			
	R.C. *5123.60*	**R.C. *5123.60***	**R.C. *5123.60***
No provision.	Gives the Legal Rights Service Commission the authority to make rules, establish litigation policy guidelines, review budget requests of the Legal Rights Service, deletes the Commission's authority to establish guidelines for the resolution of litigation, and changes the tenure of the administrator of the Legal Rights Service to serve at the pleasure of the Commission. Also, the Legal Rights Service Commission is given the authority to create a procedure for determining and hearing grievances against the Legal Rights Service by individuals who have been represented or denied representation by the Legal Rights Service. Fiscal effect: The administrative costs associated with these additional duties appear unlikely to exceed minimal.	Same as the House, but expressly adds to the purposes of the Legal Rights Service Commission the purpose of advising the Legal Rights Service Administrator on establishing and annually reviewing a strategic plan. Fiscal effect: Same as the House.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
250 Creation of the Legislative Budget Audit Commission			
	R.C. ***106.01, 106.02, 106.03, 106.04, 106.05, Section 62a***		
No provision.	Creates the Legislative Budget Audit Commission to examine the operations of state agencies and to make recommendations to the General Assembly on ways that state agencies can operate more efficiently. Fiscal effect: The Commission is appropriated $500,000 in General Revenue Fund dollars each fiscal year for salaries and start-up costs associated with the creation of the Commission.	No provision.	No provision.
251 Creation of the Legislative Audit Commission Study Committee			
		Section: ***145.03KK***	**Section:** ***145.03KK***
No provision.	No provision.	Creates the Legislative Audit Commission Study Committee, comprising four members of the General Assembly, to study how other states provide for a legislative auditing function and to make recommendations on how Ohio should address the legislative auditing function. Fiscal effect: Potential minimal increase in GRF expenditures related to reimbursement of actual and necessary expenses of committee members.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
252 Late Filing Fee for Executive Agency Lobbyists or Their Employers			
		R.C. *121.62*	**R.C. *121.62***
No provision.	No provision.	Requires the Joint Legislative Ethics Committee (JLEC) to impose a late filing fee equal to $12.50 per day, up to a maximum fee of $100, upon an executive agency lobbyist or the lobbyist's employer (the same fee imposed on legislative agents and their employers) when they fail to file a registration statement or amended registration statement within the 15-day period after receiving a specified notice from JLEC, instead of requiring, as under current law, JLEC to notify the Attorney General and other public officials of that failure. Fiscal effect: Potential minimal revenue gain from late filing fees.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
253 Modification of the Due Dates and Scope of LOEO Studies			
		R.C. ***3301.68***	**R.C.** ***3301.68***
No provision.	No provision.	Permits the Legislative Committee on Education Oversight to modify the due date and scope of any study assigned to the Legislative Office of Education Oversight (LOEO) by the General Assembly if modification is appropriate to accommodate the availability of data and resources. Fiscal effect: Potential savings may be realized in tailoring the scope and/or cost of a study to LOEO's available resources.	Same as the Senate, but specifies that changes to the due dates and scope of studies must be approved by a majority vote of the Legislative Committee on Education Oversight.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
254 LOEO Study of the Pilot Project Special Education Scholarship Program			
		Section: ***40.36***	**Section:** ***40.36***
No provision.	No provision.	Requires the Legislative Office of Education Oversight (LOEO) to conduct a formative evaluation of the Pilot Project Special Education Scholarship Program, under which the parent of a child identified as autistic who is receiving or eligible to receive special education and related services from the child's resident school district may receive a scholarship in an amount of not more than $15,000 to pay all or part of the cost of a special education program provided by another school district. LOEO must report its findings to the General Assembly by March 1, 2005. (See also the item entitled "Pilot Project Special Education Scholarship Program" under the Department of Education.) Fiscal effect: Potential increase in workload for the Legislative Office of Education Oversight.	Same as the Senate, but allows LOEO to modify the due date and scope of the study if it determines appropriate to accommodate available data and resources.
255 Cincinnati Public Library			
		Section: ***65***	**Section:** ***65***
No provision.	No provision.	Requires that GRF appropriation item 350-501, Cincinnati Public Library, be used for the Talking Book Program, which assists the blind and disabled.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
256 Cleveland Public Library			
		Section: *65*	**Section: *65***
No provision.	No provision.	Requires that GRF appropriation item 350-503, Cleveland Public Library, be used for the Talking Book Program, which assists the blind and disabled.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
257 Electronic Lotteries at Racetracks			
	R.C. ***3770.02, 3770.05, 3770.06, 3770.22, 3770.23, 3770.24,3770.26, 3770.27, Sections 145.03U through 145.03AA***		
No provision.	Requires the Ohio Lottery Commission to conduct lotteries using electronic gaming devices at horseracing tracks. However, the Commission may not conduct these lotteries if a majority of the electors approve a proposal to prohibit this activity that will be presented to voters at the November 4, 2003 election. The bill specifies conditions under which such electronic lotteries, if not prohibited, would occur, including the number of machines at racetracks and the distribution of proceeds from these machines. Finally, if the electronic lotteries are not prohibited, the state sales tax rate shall be 5% on and after July 1, 2004. Fiscal effect: Electronic lotteries at racetracks will increase revenues in FY 2004 and FY 2005. Electronic sales agents may install up to 2,500 machines per racetrack and are required to pay a licensing fee of $8,000 per machine. This provision will increase revenues up to $140 million for the biennium. Total revenue gain will depend on the total number of machines installed, the net income per machine, and the timing of construction of facilities and installation of electronic gaming devices. In FY 2004,	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	racetrack owners will receive 49.5 percent of the net proceeds of electronic lotteries and the State Lottery Fund would receive 50.5 percent. In FY 2005 and future years, racetrack owners will receive 48 percent of the net proceeds of electronic lotteries. The remainder of net revenue from the electronic lotteries (52 percent) would be distributed to the State Lottery Fund. The Ohio Department of Alcohol and Drug Addiction Services will receive 0.5 percent of revenues in the State Lottery Fund from the electronic lotteries. Local governments (counties, cities and townships) where racetracks are located will receive 0.05 percent of net proceeds from the electronic lotteries, from amounts received by the electronic sales agents. The bill adds $400,000 to GRF line item 911-411 Ballot Advertising Costs in the budget of the Controlling Board, and adds $1,500 to GRF line item 875-401 Commission Certification Costs in the budget of the Racing Commission. The bill makes no appropriations to the Ohio Lottery Commission for the various costs of acquiring the electronic gaming devices and administering the electronic lotteries.		

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
258 Deduct debt owed to state from prizes			
	R.C. ***3770.073***	**R.C.** ***3770.073***	**R.C.** ***3770.073***
No provision.	Requires the Ohio Lottery to deduct from a lump sum or annual installment payments on prizes worth $100 or more any tax, worker's compensation premium, unemployment contribution or other penalty owed by the prize winner until the debt is satisfied. Fiscal effect: This provision will increase revenue. However, the fiscal impact is expected to be minimal.	Same as the House provision, except that the minimum amount is increased to $5,000 or more. Fiscal effect: the fiscal impact is expected to be minimal.	Same as Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
259 Transfer of lottery prize awards - Court of jurisdiction			
		R.C. *3770.10*	**R.C. *3770.10***
No provision.	No provision.	Declares that the court of competent jurisdiction for purposes of lottery prize awards transfers is the general division or the probate division of the court of common pleas rather then just the probate court as under current law. The bill also clarifies that if the court determines that certain conditions for transfer of prize awards are met, the transfer must be presumed fair and reasonable and in the best interest of the prize winner rather than requiring the prize winner to establish that the transfer is in the best interest of the prize winner as under current law. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
260 Transfer of Unclaimed Prize funds to lottery profit education reserve fund			
		Section: *57,*	**Section: *57,***
No provision.	No provision.	No provision.	Same as the executive, except that the bill requires the Director of Budget and Management to transfer up to $7,500,000 from the Unclaimed Prize Fund to the Lottery Profits Education Reserve Fund, and the remaining balances as of July 31, 2003 in the Unclaimed Prize Fund to the State Lottery Fund. Fiscal effect: None.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
261 Transfer of Orthotics, Prosthetics, and Pedorthotics to Medical Board			
	R.C. ***4779.05, 4779.06-4779.12, 4779.15-4779.18, 4779.20-4779.27, 4779.30, 4779.32, 4779.33, Section 145.03C***		
No provision.	Abolishes the State Board of Orthotics, Prosthetics, and Pedorthics and transfers that Board's duties to the State Medical Board. Fiscal effect: The State Medical Board expenditures would most likely increase with the assimilation and execution of the new duties. The Board's revenues, which are deposited into the State Medical Board Operating Fund (Fund 5C6) would increase by about $150,000 annually. Appropriations in appropriation item 883-609, State Medical Board Operating, (Fund 5C6) in the general services fund group have been increased by $100,206 in fiscal year 2004 and by $102,395 in fiscal year 2005.	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
262 Home Care Provider Check-In System			
		R.C. ***121.36***	**R.C.** ***121.36***
No provision.	No provision.	Requires home care providers entering into contracts for the provision of publicly-funded home care services involving the health and safety of persons over age 60 or disabled adults to have in place a system of monitoring whether its employees are providing the services as scheduled. Provides for the requirement to be implemented by the departments of Mental Retardation and Developmental Disabilities, Aging, Job and Family Services, and Health. The departments are to conduct a study on how exempted self-employed and other nonagency providers may be made subject to the requirement. The departments are required to prepare a report and submit their findings and recommendations to the President of the Senate and the Speaker of the House. Fiscal effect: This provision may increase administrative costs for those providers that currently do not have a monitoring system. The study required by this provision would create a minimal increase in expenditures for the departments.	Same as the Senate, except: (1) Requires verification of an employee's presence at the time and place the home care services are to be provided only when the client who is to receive the services has a mental impairment or life-threatening health condition, with verification to occur at the end of each working day for all other clients who are served; (2) Eliminates the notarization requirement that applies to the annual report that must be prepared; (3) Changes to not more than 5% (from not less than 5% nor more than 15%) the percentage of home visits that must be checked to be considered a random check of the accuracy of the monitoring system.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
263 Priority Category for County MR/DD Board Waiting List			
R.C. ***5111.872, 5126.042***	**R.C.** ***5111.872, 5126.042***	**R.C.** ***5111.872, 5126.042***	**R.C.** ***5111.872, 5126.042***
Establishes a priority category for waiting lists established by county boards of mental retardation and developmental disabilities applicable to individuals residing in a nursing facility who are eligible for home and community-based services and willing and able to move. Fiscal effect: None.	No change.	Same as the Executive, except: (1) removes the requirement that the Department determine which individuals are capable of residing in settings other than nursing facilities in order for these individuals to have priority on the waiting lists established by the county boards of mental retardation and developmental disabilities for home community-based services; (2) provides that a county board may use until December 31, 2005, rather than December 31, 2003, rules establishing criteria for determining the order in which two or more individuals with the same priority for Medicaid-funded home and community-based services administered by the Department may be offered the services. (3) continues for calendar years 2004 and 2005 a limitation that not more than 400 individuals may receive priority on county boards' waiting lists for home and community-based services on the basis of being under age 22 and meeting certain other conditions. Fiscal effect: The provision affects the priority of individuals served under home and community-based services. The provision would not affect the number of individuals served. Therefore, the provision would have no fiscal effect.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
264 Collection of Money Owed the State			
R.C. ***5123.051***			
Expands the authority of the Department of Mental Retardation and Developmental Disabilities to collect money owed the state in installments by allowing payment agreements to be entered into with any person or government entity, rather than only service and program providers. Fiscal effect: This provision expands the Department's authority to collect money owed to them. Currently, payment agreements can only be entered into with service and program providers as a result of an audit.	No provision.	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
265 Licensed Bed Capacity of MR/DD Residential Facilities and Transfer of Funds			
R.C. ***5123.19, 5123.198***	**R.C.** ***5123.19, 5123.198***	**R.C.** ***5123.19, 5123.198***	**R.C.** ***5123.19, 5123.196, 5123.198***
(1) Requires the Department of Mental Retardation and Developmental Disabilities (MR/DD) to reduce a residential facility's licensed bed capacity by one when a resident of a residential facility is committed to a state-operated ICF/MR, unless the facility is also an ICF/MR and admits an individual who resides in a state-operated ICF/MR on the date of the commitment or another individual determined to need the level of care provided by an ICF/MR and designated by MR/DD within 90 days after the date of the commitment.	(1) No change.	(1) Same as Executive, but increases the number of circumstances under which a residential facility is not required to reduce its licensed capacity if a resident is committed to a state-operated intermediate care facility for the mentally retarded (ICF/MR) and requires the Director to follow the Administrative Procedure Act if it requires a residential facility to reduce its licensed capacity because of such a commitment.	Same as the Senate, but establishes additional circumstances under which a residential facility is not required to reduce its licensed capacity and provides additional detail on the process used to determine the reduction.
(2) Permits the Department of Job and Family Services to transfer to MR/DD the nonfederal share of Medicaid expenditures saved due to the reduction in licensed bed capacity, which are to be used to cover the resident's care in the state-operated ICF/MR.	(2) No change.	(2) No change.	
Fiscal effect: According to the Department, this provision is vital if two developmental centers are going to be closed. The provision will allow the Department to control intake and costs.		Fiscal effect: Same as Executive, but would depend on: (1) the number of residential facilities that would not have to reduce their licensed capacity when an individual is committed to a state-operated ICF/MR; and (2) the administrative costs associated with adjudication orders needed to reduce a residential facilities licensed capacity.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
No provision.	No provision.	No provision.	Fiscal effect: Same as the Senate, but could increase the number of facilities that would not have to reduce their licensed capacity.
266 Cap on the Number of Residential Facility Beds			
R.C. ***5123.196, 5123.19, 5123.197***	**R.C.** ***5123.196, 5123.19, 5123.197***	**R.C.** ***5123.196, 5123.19, 5123.197***	**R.C.** ***5123.196, 5123.19, 5123.197***
Repeals the moratorium on new residential facility beds in effect until October 15, 2003, and establishes a permanent cap on the number of beds in residential facilities licensed by the Director of Mental Retardation and Developmental Disabilities. Requires a residential facility to take out of service as a residential facility bed any bed located in the facility that is converted to use for supported living and provides that the number of residential facility beds that a residential facility is licensed to have is to be reduced by each bed taken out of service. Fiscal effect: The provision aligns the number of ICF/MR beds currently licensed by the Department with the number of beds currently being used in the system. The provision will allow the Department to control growth in the system, and, consequently, limit their fiscal liability.	Same as Executive, but provides the cap does not apply to the extent it would otherwise prevent the issuance of a license under the provision regarding obtaining a license without development approval.	Same as the House, but: (1) provides that the Director of Mental Retardation and Developmental Disabilities may issue an interim license to a residential facility and a waiver of licensed capacity regardless of whether the interim license or waiver will result in there being more residential facility beds than the limit the bill establishes; (2) removes the provision of the bill that requires a residential facility to take out of service as a residential facility bed any bed located in the facility that is converted to use for Supported Living but provides that the Director is to reduce the maximum number of residential facility beds the Director may license by the number of such beds that the license holder voluntarily converts to use for Supported Living. Fiscal effect: The fiscal effect on the Department would depend on: (1) the number of issued interim licenses and waivers; (2) the number of residential facilities that would not have to reduce their licensed capacity when beds are converted for use under the Supported Living program.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
267 Federal Financial Participation for County MR/DD Board Administrative Costs			
		R.C. ***5126.058, 5111.92***	**R.C.** ***5126.058, 5111.92***
No provision.	No provision.	Requires the Director of Job and Family Services to seek federal Medicaid funds for the administrative costs for habilitation center services, home and community-based services, and service and support administration that each county board of mental retardation and developmental disabilities incurs pursuant to its Medicaid local administrative authority and claims in accordance with rules. Fiscal effect: If the federal government approves additional reimbursement, county boards of MR/DD would realize additional revenue.	Same as the Senate, except removes contract services for legal or representational activities from the list of administrative costs incurred by county boards of mental retardation and developmental disabilities for which the Department of Job and Family Services is required by the bill to seek federal Medicaid funds.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
268 Distribution of Funds for Family Support Services			
		R.C. *5126.11*	**R.C. *5126.11***
No provision.	No provision.	Requires the Department of Mental Retardation and Developmental Disabilities to distribute to county MR/DD boards money appropriated for Family Support Services in quarterly installments. Fiscal effect: Under current law, the Department must distribute Family Support Services payments on the first day of July of each year. According to the Office of Budget and Management, requiring quarterly payments in equal amounts will ensure that the Department allocates these GRF funds evenly throughout each fiscal year.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
269 Distribution of General Purpose Subsidy for County MR/DD Boards			
		R.C. *5126.12*	**R.C. *5126.12***
No provision.	No provision.	Changes the payment of General Purpose subsidies to county MR/DD boards by the Department of Mental Retardation and Developmental Disabilities from semiannual installments of equal amounts to quarterly installments of equal amounts made no later than September 30, December 31, March 31, and June 30. Fiscal effect: Under current law, the Department must distribute General Purpose payments semiannually on or before the thirty-first day of August and the thirty-first day of January of each fiscal year. According to the Office of Budget and Management, requiring quarterly payments in equal amounts will ensure that the Department allocates these GRF funds evenly throughout each fiscal year.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
270 County MR/DD Board Subsidies for Business Managers			
		R.C. *5126.121*	**R.C. *5126.121***
No provision.	No provision.	Requires the Department of Mental Retardation and Developmental Disabilities to distribute to eligible county MR/DD boards the existing subsidy for employment of a business manager quarterly. Fiscal effect: According to the Office of Budget and Management, requiring quarterly payments in equal amounts will ensure that the Department allocates these GRF funds evenly throughout each fiscal year.	Same as the Senate.
271 Distribution of Service and Support Administration Subsidies			
		R.C. *5126.15*	**R.C. *5126.15***
No provision.	No provision.	Provides for the Service and Support Administration subsidy to be distributed in quarterly installments of equal amounts. Fiscal effect: Under current law, the Department must distribute Service and Support Administration payments semiannually no later than the thirty-first day of August and the thirty-first day of January. According to the Office of Budget and Management, requiring quarterly payments in equal amounts will ensure that the Department allocates these GRF funds evenly throughout each fiscal year.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
272 Tax Equity Payments to County MR/DD Boards			
		R.C. ***5126.18***	**R.C.** ***5126.18***
No provision.	No provision.	Requires the Department of Mental Retardation and Developmental Disabilities to distribute Tax Equity payments to county MR/DD boards in quarterly installments of equal amounts. Fiscal effect: Under current law, the Department must distribute Tax Equity payments on or before the thirteenth day of September of each fiscal year. According to the Office of Budget and Management, requiring quarterly payments in equal amounts will ensure that the Department allocates these GRF funds evenly throughout each fiscal year.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
273 Distribution of Funds for Supported Living Services			
		R.C. ***5126.44***	**R.C.** ***5126.44***
No provision.	No provision.	Requires the Department of Mental Retardation and Developmental Disabilities to make its allocation of funds to each county MR/DD board for Supported Living Services in quarterly installments paid no later than September 30, December 31, March 31, and June 30. Fiscal effect: Under current law, the Department must distribute Supported Living payments in two installments which are to be paid to county boards of MR/DD no later than the last day of July and the last day of December fiscal year. According to the Office of Budget and Management, requiring quarterly payments in equal amounts will ensure that the Department allocates these GRF funds evenly throughout each fiscal year.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
274 Waiver State Match			
Section: ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***
Requires GRF appropriation item 322-416, Waiver State Match, be used for the following purposes: 1) Home and community-based waiver services pursuant to Title XIX of the "Social Security Act" 49 Stat. 620 (1935), 42 U.S.C. 301, as amended; 2) Services contracted by county boards of MR/DD; 3) To pay the nonfederal share of the cost of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD does not initiate or support the development or certification of such beds, if the Department is required to transfer such funds to the Department of Job and Family Services; 4) Permits the Department to designate a portion of GRF appropriation item 322-416, Waiver State Match, to county boards of MR/DD that have a greater need for residential and support services due to a low percentage of residential and support services development in comparison to the number of individuals with MR/DD in the county.	Same as the Executive, but removes the provision requiring GRF appropriation line item 322-416, Waiver State Match, to pay the nonfederal share of the cost of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD does not initiate or support the development or certification of such beds to the Department of Job and Family Services since language requiring such a transfer has been removed from the bill (see also "Transfer of Funds for Medicaid Costs of ICF/MR Beds").	Same as the Executive, but: (1) Earmarks $9,850,000 of appropriation item 322-416, Waiver State Match, in each year of the biennium for distribution to county boards of mental retardation and developmental disabilities to support existing residential facilities waiver and individual options waiver related to Medicaid activities provided for in the component of a county board's plan. (2) Earmarks up to $3,000,000 of appropriation item 322-416, Waiver State Match, in each fiscal year to implement day-to-day program management services. (3) Earmarks up to $4,200,000 of appropriation item 322-416, Waiver State Match, in each fiscal year to implement the program and health and welfare requirements. (4) Earmarks not less than $2,650,000 of appropriation item 322-416, Waiver State Match, to recruit and retain the direct care staff necessary to implement the services included in an individualized service plan in a manner that ensures the health and welfare of the individuals being served. (5) Requires the Department to use the fiscal year 2003 methodology to determine each residential facilities waiver and individual option provider's allocation for	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		fiscal years 2004 and 2005.	
275 Supported Living			
Section: ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***
Requires GRF appropriation item 322-417, Supported Living, be used for the following: 1) Supported living services contracted by county boards of MR/DD in accordance with sections 5126.40 to 5126.47 of the Revised Code; 2) Nonfederal share of the cost of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD does not initiate or support the development or certification of such beds, if the Department is required to transfer such funds to the Department of Job and Family Services.	Same as the Executive, but removes the provision requiring GRF appropriation line item 322-417, Supported Living, to pay the nonfederal share of the cost of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD does not initiate or support the development or certification of such beds to the Department of Job and Family Services since language requiring such a transfer has been removed from the bill (see also "Transfer of Funds for Medicaid Costs of ICF/MR Beds").	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
276 Family Support Services			
Section: ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***
Allows the Department to use GRF appropriation item 322-451, Family Support Services, for the following: 1) Provide assistance to persons with MR/DD and their families who are living in the community pursuant to rules adopted by the Department; 2) Pay the nonfederal share of the cost of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD initiates or supports the development of such beds if the Department is required to transfer such funds to the Department of Job and Family Services.	Same as the Executive, but removes the provision requiring GRF appropriation line item 322-451, Family Support Services, to pay the nonfederal share of the cost of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD initiates or supports the development or certification of such beds to the Department of Job and Family Services since language requiring such a transfer has been removed from the bill (see also "Transfer of Funds for Medicaid Costs of ICF/MR Beds").	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
277 Service and Support Administration			
Section: ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***
Allocates funding through GRF appropriation item 322-452, Service and Support Administration, for the following: 1) Provide funds to county boards of MR/DD to provide service and support administration and to assist in bringing state funding for service and support administrators to the level authorized in section 5126.15 of the Revised Code. The Department may request approval from the Controlling Board to transfer any unobligated appropriation authority from other state GRF appropriation items within the Department's budget to appropriation item 322-452, Service and Support Administration, to be used to meet the statutory funding level in section 5123.15 of the Revised Code. No county may receive less than its FY 1995 allocation; 2) Pay the nonfederal share of the cost of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD initiates or supports the development or certification of such beds, if the Department is required to transfer such money to the Department of Job and Family Services.	Same as the Executive, but removes the provision requiring GRF appropriation line item 322-452, Service and Support Administration, to pay the nonfederal share of the cost of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD initiates or supports the development or certification of such beds to the Department of Job and Family Services since language requiring such a transfer has been removed from the bill (see also "Transfer of Funds for Medicaid Costs of ICF/MR Beds").	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
278 State Subsidies to MR/DD Boards			
Section: ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***	**Section:** ***70.02***
Requires the Department to use GRF appropriation item 322-501, County Boards Subsidies, to distribute funds to county boards of MR/DD pursuant to section 5126.12 of the Revised Code to the limit of the lesser of the amount required by that section or the appropriation in appropriation line item 322-501, County Boards Subsidies, prorated to all county boards of MR/DD. Allows the Department to use GRF appropriation item, 322-501, County Boards Subsidies, to pay the nonfederal share of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD initiates or supports the development or certification of such beds, if the Department is required to transfer such funds to the Department of Job and Family Services.	Same as the Executive, but removes the provision requiring GRF appropriation line item 322-501, County Board Subsidies, to pay the nonfederal share of the cost of one or more new intermediate care facility for the mentally retarded certified beds in a county where the county board of MR/DD initiates or supports the development or certification of such beds to the Department of Job and Family Services since language requiring such a transfer has been removed from the bill (see also "Transfer of Funds for Medicaid Costs of ICF/MR Beds").	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
279 Task Force to Eliminate Health Services Duplication			
	Section: ***145.03B***		
No provision.	Creates the Task Force to Eliminate Health Services Duplication to evaluate the feasibility of combining the Commission on Minority Health and the departments of Aging, Alcohol, and Drug Addiction Services, Health, Mental Health, and Mental Retardation and Developmental Disabilities and creating a centralized services procurement point. Requires the Task Force to submit a report of its findings and recommendations to the General Assembly by March 31, 2004. Fiscal effect: Any departmental costs associated with this provision appear to be minimal.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
280 Ohio Autism Task Force			
	Section: ***145.03A***	**Section:** ***145.03A***	**Section:** ***145.03A***
No provision.	Creates the Ohio Autism Task Force consisting of 21 members to study and make recommendations regarding the growing incidence of autism and ways to improve the delivery of autism services in Ohio. Provides that the Task Force ceases to exist on submission of a report of its recommendations to the Governor, Speaker of the House of Representatives, and President of the Senate one year after the act's effective date. Fiscal effect: The Department of Mental Retardation and Developmental Disabilities is responsible for providing meeting facilities and other support as necessary. However, any such costs appear to be minimal.	Same as the House, but adds the Director of Health, or the Director's designee, to the Task Force. Fiscal effect: Members of the Task Force serve without compensation. Therefore, adding a member would have no fiscal effect.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
281 Muskingum River Advisory Council			
		R.C. *1501.25*	**R.C. *1501.25***
No provision.	No provision.	Recreates the Muskingum River Advisory Council, which expired on December 31, 2002. The membership of the council is also specified. The council is authorized to do all of the following: (1) Provide coordination among federal, state, and local governments involved in dredging, debris removal or disposal, and recreational, commercial, tourism, and economic development; (2) Provide aid for improvements to the Muskingum River; (3) Provide information and planning aid to state and local agencies for historic, commercial, and recreational development of the Muskingum River area; and (4) Provide updated information to the U.S. Army Corps of Engineers, the Department of Natural Resources, and the Muskingum Conservancy District concerning potential hazards to flood control or navigation, erosion problems, debris accumulation, and deterioration of locks or dams. Fiscal effect: Potential minimal increase to cover the costs of the Council.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
282 Reallocation of State Timber Revenue			
	R.C. *1503.05*	**R.C. *1503.05***	**R.C. *1503.05***
No provision.	Allocates 20% of the money from the sale of standing timber from state forest lands to appropriation item 725-602, State Forest Fund (Fund 509) and 80 percent to the GRF. Currently, 100% of revenues go to the GRF. Also, clarifies that the money that is distributed to counties, townships, and school districts from the sale of products from state forest lands is from the sale of standing timber. Reduces the amount that is so distributed from 80% to 70% of the gross value of the standing timber. Fiscal Effect: Increase of revenues to appropriation item 725-602, State Forest Fund (Fund 509). Decrease of revenues to the GRF.	Changes the proportions that are in the House Passed version to the following: 25% will go to Fund 509 instead of 20% that was in the House Passed version; and 75% will go to the GRF instead of 80% as in the House Passed version. The Chief of the Division of Forestry shall determine the amount and net value, rather than the gross value, of all such standing timber sold in each county, township, and school district. The amount that goes to counties, townships, and school districts is changed to 65% of the net value of the standing timber (it was 70% of the gross value of standing timber in the House Passed version). Fiscal effect: Increase of revenues to appropriation item 725-602, State Forest Fund (Fund 509). Decrease of revenues to the GRF. The increase to Fund 509 and the decrease in the GRF will be greater than in the House Passed version as a result of this provision and the subsequent changes in the proportions.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
283 Hunting and Fishing License and Permit Fees			
R.C. ***1533.10, 1533.101, 1533.11, 1533.111, 1533.112, 1533.13, 1533.32***	**R.C.** ***1533.10, 1533.101, 1533.11, 1533.111, 1533.112, 1533.13, 1533.32***	**R.C.** ***1533.10, 1533.101, 1533.11, 1533.111, 1533.112, 1533.13, 1533.32***	**R.C.** ***1533.10, 1533.101, 1533.11, 1533.111, 1533.112, 1533.13, 1533.32***
Increases the fees for hunting and fishing licenses, permits, and stamps that are issued by the Division of Wildlife. The fees for various hunting and fishing licenses are increased as well as the fees for fur taker permits, special deer or special wild turkey permits, wetlands habitat stamps, and reissuances of licenses, permits, or stamps. Fiscal effect: There will be an increase in revenues to the Division of Wildlife of approximately $5.9 million per fiscal year in Fund 015.	No change.	No change.	Same as the House and Senate, but adds the following: (1) allows nonresident youths to obtain the special youth hunting license rather than the more expensive nonresident hunting license; (2) creates a special senior deer permit and wild turkey permit and a special youth deer permit and wild turkey permit; (3) authorizes rather than requires licenses, stamps, and permits to be issued by authorized officials and agents; (4) revises both the information that applicants for certain licenses, stamps, and permits must provide and how that information is provided; and (5) allows the purchase of licenses, stamps, and permits via the internet and provides for the payment by applicants of a nominal fee for credit card transactions. It also consolidates the authority of authorized issuing agents to charge a $1 fee for issuing certain licenses, stamps, and permits, and removes provisions specifying that a different fee may be assessed under rules for the issuance of fishing licenses.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
284 Senior Hunting and Fishing License Fee Phase-in			
R.C. ***1533.12***	**R.C.** ***1533.12***	**R.C.** ***1533.12***	**R.C.** ***1533.12***
Eliminates the free hunting, trapping, and fishing licenses for seniors who are 66 years of age or older. Instead, residents who were born on or before December 31, 1937, would be eligible for free hunting, trapping, and fishing licenses. Residents who are 66 years of age or older would be eligible for a reduced rate license. Fiscal effect: This will result in an increase of revenues of $160,000 in Fund 015 in FY 2005 and $515,000 in FY 2006 for the Division of Wildlife. The increase will be proportional after that.	No change.	Restores current law by eliminating the provision in the Executive and House Passed versions of the bill that created a Senior license fee phase-in for hunting and fishing licenses. Fiscal effect: The Department estimated that there would be an increase of approximately $160,000 in fiscal year 2005 and $515,000 in fiscal year 2006 in Fund 015 as a result of this provision. This increase will no longer be applicable.	Same as the Executive and House versions.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
285 Law Enforcement Administration			
		Section: *73.02*	**Section: *73.02***
No provision.	No provision.	Specifies that on or after July 1, 2003, but not later than July 15, 2003, the Director of Budget and Management shall transfer $969,825 from the Central Support Indirect Fund (Fund 157) to the Law Enforcement Administration Fund (Fund 223). On or after July 1, 2004, but not later than July 15, 2004, the Director of Budget and Management shall transfer $976,225 from the Central Support Indirect Fund (Fund 157) to the Law Enforcement Administration Fund (Fund 223).	Same as the Senate.
286 Division of Soil and Water			
		Section: *73.02*	**Section: *73.02***
No provision.	No provision.	Earmarks $220,000 in each fiscal year from appropriation item 737-321, Division of Soil and Water, for the Water Quality Laboratory located at Heidelberg College.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
287 Prohibition Against Entrance Fees for State Parks and Nature Preserves			
		Section: ***73.02,***	**Section:** ***73.02,***
No provision.	No provision.	Prohibits the Department of Natural Resources from charging a fee for entering a state park or a nature preserve for fiscal years 2004 and 2005. Fiscal effect: The Department does not currently charge an entrance fee, so there will be no change as a result of this provision.	Same as the Senate.
288 Soil and Water Districts			
Section: ***73.02***	**Section:** ***73.02***	**Section:** ***73.02***	**Section:** ***73.02***
Authorizes annual subsidies of up to $30,000, from GRF appropriation item 725-502, Soil and Water Districts, to county soil and water conservation districts upon receipt of request and approval from the Ohio Soil and Water Conservation Commission. Moneys received shall be expended for the purposes of the district.	Adds the following earmarks: (1) $28,000 in each fiscal year for the Conservation Action Program; (2) $120,000 in FY 2004 to the Franklin County Soil and Water District; (3) $50,000 in each fiscal year for the Rush Creek Watershed; (4) $175,000 in FY 2004 for the Indian Lake Watershed; (5) $120,000 in each fiscal year for the relocation of Route 30; and (6) $150,000 in each fiscal year for the Muskingum Conservancy District.	No change.	Same as the House and Senate, except that the $120,000 earmark for the Route 30 relocation is changed from both fiscal years to fiscal year 2004 only.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
289 Fund Consolidation			
Section: ***73.02***	**Section:** ***73.02***	**Section:** ***73.02***	**Section:** ***73.02***
Specifies that on July 15, 2003, or as soon thereafter as possible, the Director of Budget and Management shall transfer the cash balance as certified by the Director of Natural Resources from the Real Estate and Land Management – Federal Fund (Fund 3P3) to the REALM – Federal Fund (Fund 3Z5). The Director shall transfer any outstanding encumbrances against appropriation item 725-650, Real Estate and Land Management – Federal, that are associated with the REALM federal programs and reestablish them against appropriation item 725-657, REALM – Federal.	No change.	Same as the Executive and the House, except changes the name of appropriation item 725-650, Fund 3P3, from Real Estate and Land Management - Federal to Coastal Management - Federal.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
290 Sales of Timber from State Forests			
		Section: ***146.28***	**Section:** ***146.28***
No provision.	No provision.	Repeals an uncodified provision enacted by Am. Sub. H.B. 87 of the 125th General Assembly that provides for the redistribution of money from state timber sales and that authorizes the Chief of the Division of Forestry to salvage and sell timber and other forest products from the state forests, with the exception of the Shawnee Wilderness Area, that have been felled or damaged by weather, natural forces, or other conditions with the approval of the Attorney General and the Director of Natural Resources. Fiscal effect: None - the provision is removed and current law is restored, therefore, there will be no fiscal effect.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
291 Nurse Education Grant Program			
	R.C. ***4723.063***	**R.C.** ***4723.063***	**R.C.** ***4723.063***
No provision.	Creates the Nurse Education Grant Program to award joint grants to nurse education programs and health care facilities to fund partnerships that increase the enrollment capacity of nurse education programs. Requires $10 of each biennial nursing license renewal fee to be transferred to the Nurse Education Grant Program Fund, which this provision creates, to fund the grants and administration of the program. Repeals the Nurse Education Grant Program on December 31, 2013. Fiscal Effect: Over the next biennium, about $1.78 million would be transferred from the Occupational Licensing and Regulatory Fund (4K9) to the Nurse Education Grant Program Fund. There is no change to the Nursing Board appropriations, however, this transfer would decrease Fund 4K9's cash balance.	Same as the House, but adds a provision that permits nurse education programs to partner with community health agencies and other education programs for the purposes of the Nurse Education Grant Program created by the bill. (The bill does not define "community health agency.") Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
292 Certification of Community Health Workers			
		R.C. ***4723.81, 4723.01, 4723.06, 4723.07, 4723.08, 4723.271, 4723.34, 4723.35, 4723.63, 4723.82, 4723.83, 4723.84, 4723.85, 4723.86, 4723.87, and 4723.88***	**R.C.** ***4723.81, 4723.01, 4723.06, 4723.07, 4723.08, 4723.271, 4723.34, 4723.35, 4723.63, 4723.82, 4723.83, 4723.84, 4723.85, 4723.86, 4723.87, and 4723.88***
No provision.	No provision.	Provides for the certification of community health workers by the Board of Nursing. Fiscal effect: Increase in costs associated with the printing and mailing of the certificates, and administering the program. Increase in revenues from registration and renewal fees. The net fiscal effect will depend on the fee charged (to be determined by rule), the number of applicants, and the associated costs.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
293 Transfer of Occupational Therapy, Physical Therapy, and Athletic Trainers Board to the Department of Health			
		R.C. ***4755.03, 3701.02, 4755.031, Sections 51 and 75***	**R.C.** ***4755.03, 3701.02, 4755.031, Sections 51 and 75***
No provision.	No provision.	Transfers the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board to the Department of Health and requires any rules currently required to be adopted by the Board to be adopted on behalf of the Board by the Director of Health; specifies that the Director of Health, to the extent he or she deems appropriate, must consult with or accept comments from the section of the Board for which the Director is adopting rules. (See also item entitled "Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board/Department of Health" in the Department of Health.) Fiscal effect: Eliminates the section that appropriates funds for the Occupational Therapy, Physical Therapy, and Athletic Trainers Board and creates the new appropriation item 444-632, Occupational Therapy, Physical Therapy, and Athletic Trainers Board, Fund 4K9, of the general services fund group in the Department of Health. This transfer is revenue neutral.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
294 State Vision Board Created, Combination of Optometry and Optical Dispensers Boards			
	R.C. ***4725.01, 125.22, 4725.02-4725.13, 4725.15-4725.17, 4725.171, 4725.18-4725.24, 4725.26-4725.29, 4725.31, 4725.33, 4725.34, 4725.99, 4734.99, 5903.12, Section 110a***	**R.C.** ***4725.01, 125.22, 4725.02-4725.13, 4725.15-4725.17, 4725.171, 4725.18-4725.24, 4725.26-4725.29, 4725.31, 4725.33, 4725.34, 4725.99, 4734.99, 5903.12, Section 110a***	**R.C.** ***4725.01, 125.22, 4725.02-4725.13, 4725.15-4725.17, 4725.171, 4725.18-4725.24, 4725.26-4725.29, 4725.31, 4725.33, 4725.34, 4725.99, 4734.99, 5903.12, Section 110a***
No provision.	Creates the Ohio Vision Board, effective July 31, 2003, eliminating the Board of Optometry and the Optical Dispensers Board and combining their functions under the Vision Board. Fiscal effect: The Ohio Vision Board is appropriated $550,000 in each fiscal year. This is $63,236 less than the appropriation for the Board of Optometry and the Optical Dispensers Board in fiscal year 2004 and $87,047 less in fiscal year 2005. Revenue deposited in the Occupational Licensing and Regulatory Fund (Fund 4K9) will remain unchanged. The provision could result in savings by reducing duplication in office operations. However, the extent of the savings depends on future decisions (e.g., number of employees, etc.). There could be one-time administrative costs associated office reorganization (e.g., office space, moving expenses, storage, etc.).	Reestablishes the Ohio Optical Dispensers Board and the State Optometry Board as separate boards and eliminates the proposed Ohio Vision Board as a combination of the two existing boards. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
295 State Vision Board Created, Combination of Optometry and Optical Dispensers Boards			
	R.C. ***4725.01, 125.22, 4725.02-4725.13, 4725.15-4725.17, 4725.171, 4725.18-4725.24, 4725.26-4725.29, 4725.31, 4725.33, 4725.34, 4725.99, 4734.99, 5903.12, Section 110a***	**R.C.** ***4725.01, 125.22, 4725.02-4725.13, 4725.15-4725.17, 4725.171, 4725.18-4725.24, 4725.26-4725.29, 4725.31, 4725.33, 4725.34, 4725.99, 4734.99, 5903.12, Section 110a***	**R.C.** ***4725.01, 125.22, 4725.02-4725.13, 4725.15-4725.17, 4725.171, 4725.18-4725.24, 4725.26-4725.29, 4725.31, 4725.33, 4725.34, 4725.99, 4734.99, 5903.12, Section 110a***
No provision.	Creates the Ohio Vision Board, effective July 31, 2003, eliminating the Board of Optometry and the Optical Dispensers Board and combining their functions under the Vision Board. Fiscal effect: The Ohio Vision Board is appropriated $550,000 in each fiscal year. This is $63,236 less than the appropriation for the Board of Optometry and the Optical Dispensers Board in fiscal year 2004 and $87,047 less in fiscal year 2005. Revenue deposited in the Occupational Licensing and Regulatory Fund (Fund 4K9) will remain unchanged. The provision could result in savings by reducing duplication in office operations. However, the extent of the savings depends on future decisions (e.g., number of employees, etc.). There could be one-time administrative costs associated office reorganization (e.g., office space, moving expenses, storage, etc.).	Reestablishes the Ohio Optical Dispensers Board and the State Optometry Board as separate boards and eliminates the proposed Ohio Vision Board as a combination of the two existing boards. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
296 Elimination of Sunset of the State Board of Orthotics, Prosthetics, and Pedorthics			
R.C. ***4743.05, 4779.08, 4779.17, 4779.18, Section 3 of S.B. 238 of the 123rd G.A.***		**R.C.** ***4743.05, 4779.08, 4779.17, 4779.18, Section 3 of S.B. 238 of the 123rd G.A.***	**R.C.** ***4743.05, 4779.08, 4779.17, 4779.18, Section 3 of S.B. 238 of the 123rd G.A.***
Eliminates a sunset provision effective December 31, 2004, that repeals the law establishing the State Board of Orthotics, Prosthetics, and Pedorthics. Fiscal effect: If this provision is not included in the bill, the Board would no longer exist as of December 31, 2004.	No provision.	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
297 Abolishment of the State Board of Orthotics, Prosthetics, and Pedorthics			
	R.C. ***4779.05, 4779.06-4779.13, 4779.15-4779.18, 4779.20-4779.27, 4779.30, 4779.32, 4779.33, Section 145.03C***	**R.C.** ***4779.05, 4779.06-4779.13, 4779.15-4779.18, 4779.20-4779.27, 4779.30, 4779.32, 4779.33, Section 145.03C***	**R.C.** ***4779.05, 4779.06-4779.13, 4779.15-4779.18, 4779.20-4779.27, 4779.30, 4779.32, 4779.33, Section 145.03C***
No provision.	Abolishes the State Board of Orthotics, Prosthetics, and Pedorthics and transfers that Board's duties to the State Medical Board. Restores existing law's sunset provision that repeals the Board on December 31, 2004. Transfers all of the appropriations and cash of the Board to the State Medical Board. Fiscal effect: The provision transfers the Board's one employee to the State Medical Board subject to the layoff provisions in sections 124.321 to 124.328 of the Revised Code. The provision could result in savings by reducing duplication in office operations. However, the extent of the savings depends on future decisions. There could be one-time administrative costs associated with office reorganization (e.g., moving expenses, office space, storage, etc.). Revenue deposited in the Occupational Licensing and Regulatory Fund (Fund 4K9) will be reduced by approximately $150,000 per year (see also "Transfer of Orthotics, Prosthetics, and Pedorthics of State Medical Board" in State Medical Board).	Removes provisions that transfer the duties of the State Board of Orthotics, Prosthetics, and Pedorthics to the State Medical Board or that otherwise refers to the State Board of Orthotics, Prosthetics, and Pedorthics. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
298 Administration of Adult Immunizations by Pharmacists			
		R.C. ***4729.01, 4729.41, Section 146.05***	**R.C.** ***4729.01, 4729.41, Section 146.05***
No provision.	No provision.	Allows a pharmacist to administer adult immunizations, regardless of the method of administration and provides that the provisions regarding administration of adult immunizations by pharmacists go into effect on July 1, 2003. Fiscal effect: As pharmacists are already permitted to administer by injection certain adult immunizations under current law, it seems likely that the magnitude of the potential effect, if any, on the workload and associated annual operating costs of the State Board of Pharmacy, which regulates pharmacists, would be negligible.	Same as the Senate.
299 Juvenile Representation			
		Section: ***83***	**Section:** ***83***
No provision.	No provision.	Earmarks at least $250,000 in each fiscal year from GRF appropriation item 019-401, State Legal Defense Services, for the purpose of providing legal services and assistance to juveniles.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
300 Appointed Counsel Reimbursement Rate Freeze			
	Section: ***83***		
No provision.	Freezes for the period from July 1, 2003, through June 30, 2005, the maximum amounts for which the state will reimburse counties for legal services for indigent criminal defendants at the level in effect on March 1, 2003. Fiscal effect: It appears that the practical fiscal effect of this uncodified law provision would potentially be to decrease the amount of state reimbursement that certain counties might otherwise have received for their annual indigent defense costs over the course of FYs 2004 and 2005 had all other conditions remained the same, while simultaneously increasing the portion of their annual indigent defense costs those certain counties might have been responsible to pay for had all other conditions remained the same.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
301 State Fire Marshal			
	R.C. ***3737.21, 121.08, 3737.22, 3743.57, 3743.75, 3746.02, 3901.86***	**R.C.** ***3737.21, 121.08, 3737.22, 3743.57, 3743.75, 3746.02, 3901.86***	**R.C.** ***3737.21, 121.08, 3737.22, 3743.57, 3743.75, 3746.02, 3901.86***
No provision.	Places the State Fire Marshal under the Department of Public Safety. Currently, the State Fire Marshal is under the Department of Commerce. Fiscal effect: No overall effect on the state.	Same as the House.	No provision.
302 State Highway Safety Fund			
		R.C. ***4501.06***	**R.C.** ***4501.06***
No provision.	No provision.	Adds cross references to the Revised Code, for the sake of consistency, directing new fees created by Am. Sub. H.B. 87 of the 125th General Assembly to be deposited into the State Highway Safety Fund. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
303 Vehicle Registration for Commercial Buses			
		R.C. ***4503.101, 4503.103***	**R.C.** ***4503.101, 4503.103***
No provision.	No provision.	Excludes commercial buses from the staggered and biennial registration periods established in Am. Sub. H.B. 87 of the 125th General Assembly. Fiscal effect: Potential decrease in revenues. The staggered registration provision in Am. Sub. H.B. 87 requires owners of large motor vehicle fleets to pay the additional $8 fee on certain vehicles more than once during the year 2004. This provision exempts commercial buses from the double payment.	Same as the Senate.
304 Electronic Motor Vehicle Dealers			
		R.C. ***4505.06, 4519.55***	**R.C.** ***4505.06, 4519.55***
No provision.	No provision.	Requires electronic motor vehicle dealers to retain original title application documents for a period of time determined by the Registrar of Motor Vehicles, rather than forwarding the documents to a clerk of court of common pleas. Fiscal effect: Minimal clerical costs to the Registrar. Clerks of courts will still receive the titling fee.	Same as the Senate, except removes requirement that electronic motor vehicles dealers keep original documents at all. Fiscal effect: Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
305 Commercial Driver's License			
		R.C. ***4506.14, 4506.15, 4506.16, 4506.20, 4506.24***	**R.C.** ***4506.14, 4506.15, 4506.16, 4506.20, 4506.24***
No provision.	No provision.	Prohibits the use of a commercial motor vehicle in the commission of a felony involving controlled substances and makes the violation of this prohibition a first-degree misdemeanor; prohibits a person driving a commercial motor vehicle from violating state, federal, and local railroad grade crossing laws and makes the violation of this prohibition a first-degree misdemeanor; establishes that a commercial driver's license (CDL) holder who violates railroad grade crossing laws is subject to disqualification of between 60 days and one year; prohibits any employer from allowing a CDL holder to operate a commercial motor vehicle while intoxicated and establishes a fine of up to $10,000 for the violation; changes time period necessary for a good driving record for a farm-related CDL from one year to two years. Fiscal effect: Potential gain in revenues to counties due to misdemeanor fine revenue, including $10,000 employer fine; potential increased expenditures to state and municipalities for prosecution of newly created misdemeanors; potential gain in revenues to Bureau of Motor Vehicles Fund due $30 fee required in order to reinstate licenses suspended for 90 days or longer.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
306 Motorcycle Safety and Education			
		R.C. ***4508.08***	**R.C.** ***4508.08***
No provision.	No provision.	Eliminates maximum $25 tuition fee for Motorcycle Safety and Education Program. Allows Director of Public Safety to charge a reasonable tuition fee, if moneys earmarked for the program are insufficient. Permits the Director to authorize private entities to offer the safety course. Fiscal effect: Potential increase in revenues, dependent on whether the Department increases tuition fees.	Same as the Senate.
307 Creation of Public Safety Investigative Unit Fund			
	R.C. ***4511.191, 4503.234***		
No provision.	Creates the Public Safety Investigative Unit Fund (Fund 5X1), and requires $15 of each OMVI driver's license reinstatement fee to be deposited in the fund. Currently, the $15 is deposited into the Drug Abuse Resistance Education Programs Fund. Fiscal effect: Increase in revenues to Public Safety Investigative Unit Fund and decrease in revenues to Drug Abuse Resistance Fund of $800,000 annually. A corresponding decrease in expenditures to General Revenue Fund, as currently the Investigate Unit is funded through the GRF.	No provision.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
308 Railroad Crossings			
		R.C. ***4511.62, 4511.63***	**R.C.** ***4511.62, 4511.63***
No provision.	No provision.	Requires a person to stop and not proceed across a railroad crossing if there is insufficient undercarriage clearance and classifies this violation as a fourth-degree misdemeanor; requires buses, any vehicles used to transport pupils, and any vehicle placarded for hazardous materials to stop before crossing a railroad and classifies this violation as a minor misdemeanor that may be escalated depending on the person's prior moving violations. Fiscal effect: Potential increase in expenditures for state and political subdivisions due to enforcement of newly created misdemeanors; potential gain in revenues to counties due to misdemeanor fines.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
309 Private Investigator and Security Guard Provider Fund (Permanent Law)			
		R.C. ***4749.01, 121.08, 4749.02, 4749.03, 4749.04, 4749.05, 4749.06, 4749.07, 4749.08, 4749.10, 4749.11, 4749.12, 4749.13, 4749.14, 5502.01***	**R.C.** ***4749.01, 121.08, 4749.02, 4749.03, 4749.04, 4749.05, 4749.06, 4749.07, 4749.08, 4749.10, 4749.11, 4749.12, 4749.13, 4749.14, 5502.01***
No provision.	No provision.	Transfers regulatory authority for private investigators and security guard providers from the Division of Real Estate and Professional Licensing in the Department of Commerce to the Department of Public Safety, effective January 1, 2004. Fiscal effect: No overall effect on the state. Appropriations are transferred from the Department of Commerce to the Department of Public Safety.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
310 Division of Homeland Security			
		R.C. ***5502.01, 5502.03***	**R.C.** ***5502.01, 5502.03***
No provision.	No provision.	Creates the Division of Homeland Security within the Department of Public Safety to coordinate all homeland security activities of all state agencies and to act as a liaison between state agencies and local entities; places the division in charge of the systems operations of the multi-agency radio communications system (MARCS). Fiscal effect: This provision does not include an appropriation. Current appropriations will support division personnel, the division's coordination of all homeland security activities between state agencies and local entities, and operation of the MARCS system.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
311 County Emergency Preparedness Grants			
Section: ***84***	**Section:** ***84***		
Requires that GRF appropriation item 763-501, County Emergency Preparedness Grants, be used to improve the preparedness of local emergency management agencies and authorities, based on the distribution formula established by the Federal Emergency Management Agency. Provides that the grants from this appropriation item are not intended to supplant any federal, state, or local funding, and shall not be taken into account by any state agency or political subdivision when determining the amount of support that a state agency or political subdivision provides to an emergency management agency or local authority. Fiscal effect: Varying effects on counties based on the distribution formula established by the Federal Emergency Management Agency.	No change.	No provision.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
312 Transfer to Investigative Unit Fund			
	Section: *84*		
No provision.	Requires the Director of Budget and Management to transfer $136,000 from the Drug Abuse Resistance Education Fund (in the Attorney General), to the Public Safety Investigative Unit Fund (in the Department of Public Safety).	No provision.	Same as the Senate.
313 PI & Security Guard Provider Fund (Temporary Law)			
		Section: *84*	**Section: *84***
No provision.	No provision.	Requires that the PI & Security Guard Provider Fund (Fund 5B9) shall be transferred from the Department of Commerce to the Department of Public Safety on January 1, 2004; requires Director of Budget and Management to transfer encumbrances against this fund in Commerce to Public Safety. Transfers employees, equipment, and functions related to the regulation of private investigators and security guards from Commerce to Public Safety . Fiscal effect: No overall effect on the state. Appropriations for this program are transferred from the Department of Commerce to the Department of Public Safety.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
314 Amendment of Transportation Budget			
		Section: ***131.05***	**Section:** ***131.05***
No provision.	No provision.	Amends Am. Sub. H.B. 87 of the 125th General Assembly to increase appropriation item 763-609, Federal Disaster Relief (Fund 337), by $18 million in FY 2004, and to decrease appropriation item 763-647, Emergency Management Assistance and Training (Fund 339) by $18 million in both FY 2004 and FY 2005.	Same as the Senate.
315 Additional tax and amount retained from certain horse racing wagering			
		R.C. ***3769.087***	**R.C.** ***3769.087***
No provision.	No provision.	Requires in FY2004 and FY2005 that one-half of one percent of money wagered on pools other than win, place, and show, and retained by horse-racing permit holders, be paid to the Tax Commissioner and deposited into the State Racing Commission Operating Fund. Fiscal effect: Additional revenue to Racing Commission, estimated at $2.1 million per year.	Same as the Senate, except changes the time period for payment of the additional one-half of one percent to FY2004 only.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
316 Commission Certification Costs			
	Section: ***87***		
No provision.	Requires that GRF appropriation item 875-401, Commission Certification Costs, be used to offset the Racing Commission's costs of certifying, to the Ohio Lottery Commission, the names of the holders of permits to conduct a racing meeting. This appropriation item has a $1,500 appropriation in FY 2004. (See also the item entitled "Electronic Lotteries at Race Tracks" in the Lottery Commission section.)	No provision.	No provision.
317 Performance study by State Racing Commission			
		Section: ***145.03BB***	**Section:** ***145.03BB***
No provision.	No provision.	Requires the State Racing Commission by January 1, 2004, to conduct a specified performance study and recommend possible staff reductions and ways to improve efficiency of its operations. Fiscal effect: Increased short term expenditures to conduct study. Long term possible savings depending on study results and implementation.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
318 Instructional Grant Reconciliation Fund			
		R.C. *3333.121,*	
No provision.	No provision.	No provision.	Creates the Instructional Grant Reconciliation Fund to be funded from refunds of Ohio Instructional Grant (OIG) payments. Revenues shall be used to pay for any outstanding obligations owed to higher education institutions from the prior year's OIG program. Any amount exceeding the amount necessary to reconcile prior year payments are to be transferred to the GRF.
319 Transfer of Class Credits			
	R.C. *3333.16*	**R.C. *3333.16***	**R.C. *3333.16***
No provision.	Requires the Board of Regents to do the following by April 15, 2005:	Requires the Board of Regents to do the following by April 15, 2005:	Requires the Board of Regents to do the following by April 15, 2005:
	(1) Requires state institutions to make changes to their academic programs so that successful completion of any course in a particular field of study is recognized for full credit at any other state institution of higher education toward satisfying the requirements of a degree or certification program in the same field of study.	(1) Establish policies and procedures applicable to all state institutions of higher education that ensure that students may begin higher education at any state institution of higher education and transfer coursework and degrees to any other state institution of higher education without unnecessary duplication or institutional barriers. The policies will require the institutions to make changes as needed to strengthen course content so as to ensure equivalency for given courses at any state institution of	(1) No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		higher education.	
	(2) Require the two year campuses to comply with the transfer requirements specified under division (A)(5) of section 3333.20 of the Revised Code.	(2) No provision. Two-year campuses are included in item (1).	(2) No change.
	(3) Develop and implement a universal course equivalency classification system to be used by all the state institutions of higher education. Coursework completed within this system at one institution will be applicable to a student's degree objective at another.	(3) Same as the House, except that the transfers under the equivalency system will apply to equivalent courses rather than any courses.	(3) No change.
	(4) Develop a transfer system to ensure that a graduate with an associate degree that includes transferable modules will be admitted to a baccalaureate program at another state institution, except for limited-access programs or those requiring auditions. Such students will have priority over out-of-state associate-degree graduates and transfer students without such degrees.	(4) Same as the House, except that, instead of excepting programs requiring auditions, the system will except majors that have admission requirements other than academic performance. Also requires all state institutions to implement the Course Applicability System.	(4) Same as the Senate, but excludes the exception for majors that have admission requirements other than academic performance; and includes a provision that individuals with an associate degree will be able to compete for admission to specific programs on the same basis as students native to that institution.
	(5) Examine the feasibility of requiring all state institutions of higher education to adopt either a quarter-hour system or a semester-hour system.	(5) No provision.	(5) No provision.
No provision.	No provision.	(6) Examine the feasibility of developing a transfer marketing agenda to inform the citizens of Ohio about the availability of transfer options at state institutions of higher education, and to encourage adults to return to college for additional education.	(6) No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
No provision.	No provision.	(7) Examine the feasibility of recognizing and transferring credits for graduates with associate degrees from Ohio career colleges and schools to state institutions of higher education based upon existing criteria and other criteria developed by the Articulation and Transfer Advisory Council.	(7) No change.
No provision.	No provision.	(8) Study, in consultation with the State Board of Career Colleges and Schools, the feasibility of credit recognition and transferability to state institutions of higher education for graduates who have received associate degrees from a career college or school.	(8) No change.
No provision.	Requires the Board of Regents to report to the General Assembly as to the Board's progress in meeting the above requirements by April 15, 2004.	Same as the House.	Same as the House.
No provision.	No provision.	Requires that all the provisions of the existing articulation and transfer policy developed by the Board of Regents will remain in effect except where amended by this act.	No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
320 Individual Convicted of a Riot-related Offense			
		R.C. ***3333.38***	**R.C.** ***3333.38***
No provision.	No provision.	Denies, permanently, state-supported financial assistance at an Ohio institution of higher education to an individual who is convicted of a riot-related offense. Fiscal effect: None.	Renders a person who is convicted of, pleads guilty to, or is adjudicated a delinquent child for committing certain riot-related offenses ineligible for any state student financial assistance supported by state funds at an institution of higher education for two calendar years after the person applies for assistance of that nature; if a person is convicted of, pleads guilty to, or is adjudicated a delinquent child for committing riot or aggravated riot, and if the person is enrolled in a state-supported institution of higher education, requires the institution to immediately dismiss the person; a state-supported institution of higher education is prohibited from admitting the person for one academic year after the person applies for admission to a state-supported institution of higher education.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
321 Board of Regents Awards and Initiatives Fund			
		R.C. *3333.50*	**R.C. *3333.50***
No provision.	No provision.	Creates a custodial fund in the custody of the Treasurer of State (and, hence, not subject to appropriation -by the General Assembly), to be funded from such awards, prizes, grants, and gifts received by the Board of Regents as the Board determines appropriate. The moneys may be used in support of awards and other initiatives approved by the Board.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
322 Miami University Pilot Tuition Restructuring Plan			
No provision.	No provision.	No provision.	Recognizes the pilot tuition restructuring plan at Miami University, which will establish the same tuition charge for both Ohio and non-Ohio undergraduate students. The plan subjects the new fee structure to the 6% fee cap. These changes will have no direct financial impact for students who enroll prior to August 2004, since they will only pay the amount that was charged in the previous year, plus any increases approved by the board of trustees. Also describes the Ohio Resident Scholarship, which will be provided to residents of Ohio in an amount equal to or greater than the per capita core funding; the Ohio Leader Scholarship, which will make Miami University more affordable for low- and middle-income Ohio families, encourage high achieving students to attend college in Ohio, and provide incentives for Ohio students to major in areas crucial to Ohio's economic development.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
323 OIG Reconciliation			
No provision.	No provision.	No provision.	Appropriates the amount certified by the Director of Budget and Management for appropriation item 235-618, OIG Reconciliation, (Fund 5Y5) in order to pay any outstanding prior year obligations to higher education institutions for the Ohio Instructional Grant (OIG) program.
324 Operating Expenses			
	Section: ***88.01***		
No provision.	Earmarks $50,000 in each fiscal year under GRF appropriation item 235-321, Operating Expenses, for the Don't Laugh at Me Program, which will disseminate educational resources designed to reduce emotional and physical harm caused by ridicule, bullying, and violence.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
325 Commission on Higher Education and the Economy			
Section: *88.01*		**Section: *88.01***	**Section: *88.01***
Provides an earmark of up to $500,000 in FY 2004 under GRF appropriation item 235-321, Operating Expenses, to support the activities of the Commission on Higher Education and the Economy. The Commission is to recommend a strategy to improve the quality and efficiency of Ohio's higher education system to increase effectiveness, eliminate unnecessary duplication, broaden the use of technology, and determine how higher education can most effectively support the state's economy, best prepare Ohio students for Third Frontier jobs, and add to the quality of life for Ohio's citizens.	No provision.	Same as the Executive, but also requires the commission to study the ten-year plan for higher education in relation to the needs created through the Third Frontier and other high technology economic initiatives.	Same as the Senate.
326 Success Challenge			
Section: *88.02*	**Section: *88.02***	**Section: *88.02***	**Section: *88.02***
Requires the Board of Regents to use GRF appropriation item 235-420, Success Challenge, to promote degree completion by students enrolled at a main campus of a state-assisted university.	No change.	No change.	No change.
Requires two-thirds of the appropriation in each fiscal year to be distributed by a campus's share of the total statewide bachelor's degrees granted by university main campuses to "at-risk" students, where	No change.	Same as the Executive, but changes the proportion from two-thirds to seventy percent.	Same as the Executive, but changes the proportion to 71.77% in FY 2004 and 74.29% in FY 2005.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
an "at-risk" student is defined as an undergraduate student who was eligible to receive an Ohio Instructional Grant in the past ten years. Also requires a campus to submit a plan on how the institution will use the funds to better serve "at-risk" students in order to receive Success Challenge funds.			
Requires one-third of the appropriation in each fiscal year to be distributed in proportion to a campus's share of the total statewide bachelor's degrees granted by university main campuses in a "timely manner" in the previous fiscal year, where "timely manner" is defined as the normal time (4 years in general) it would take a full-time degree-seeking undergraduate student to complete the student's degree.	No Change.	Same as the Executive, but changes the proportion from one-third to thirty percent.	Same as the Executive, but changes the proportion to 28.23% in FY 2004 and 25.71% in FY 2005.
327 Access Improvement Projects			
Section: ***88.03***	**Section:** ***88.03***	**Section:** ***88.03***	**Section:** ***88.03***
Requires the Board of Regents to use GRF appropriation item 235-477, Access Improvement Projects, to support innovative statewide strategies to increase student access and retention for specialized populations, and to provide for pilot projects that will contribute to improving access to higher education by specialized populations. Also allows funds to be used for projects that improve access for nonpublic secondary students.	No change.	No change.	No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
Creates the following earmarks under GRF appropriation item 235-477, Access Improvement Projects:			
(1) Earmarks $798,684 in FY 2004 and $822,645 in FY 2005 to the Ohio Appalachian Center for Higher Education at Shawnee State University. Also specifies that the Board of Directors of the Center shall consist of the presidents of Shawnee State University, Ohio University, Belmont Technical College, Hocking Technical College, Jefferson Community College, Muskingum Area Technical College, Rio Grande Community College, Southern State Community College, and Washington State Community College; the dean of one of the Salem, Tuscarawas, and East Liverpool regional campuses of Kent State University, as designated by the president of Kent State University; and a representative of the Board of Regents designated by the Chancellor.	(1) No change.	(1) Same as the Executive, but substitutes Belmont Community College for Belmont Technical College on the Board of Directors.	(1) Same as the Executive.
(2) Earmarks $169,553 in FY 2004 and $174,640 in FY 2005 to Miami University for the Student Achievement in Research and Scholarship (STARS) program.	(2) No change.	(2) No change.	(2) No change.
328 Calculation of Core Subsidy Entitlements			
Section: ***88.04***	**Section:** ***88.04***	**Section:** ***88.04***	**Section:** ***88.04***
Provides for the calculation of the core subsidy entitlement for each institution by the following:	No change.	Same as the Executive except for increasing the doctoral reserve from 10% to 10.34% (item 5).	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(1) Multiplying the rates provided for instruction and support services, student services, and activity-based Plant Operation and maintenance (POM) subsidy less assumed local contributions by the average number of subsidy-eligible FTE (full time equivalent) students for the previous two years in each model, and by the average number of subsidy-eligible FTE students for the previous five years in each model;			
(2) Using a base enrollment for students in the Medical II model only, so that medical schools who have a current year enrollment below the base enrollment will have a Medical II FTE enrollment equal to 65% of its base enrollment plus 35% of its current year enrollment and medical schools whose current year enrollment is greater than the base enrollment shall have a Medical II FTE enrollment equal to the sum of its base enrollment and the FTE for repeating students;			
(3) Using the greater of the two subsidy amounts generated by either the two-year or five-year average of FTE enrollments,			
(4) Using the greater of the square-foot-based or activity-based POM subsidy,			
(5) Reserving a fixed percentage of no more than 10% of the SSI appropriation to doctoral programs, which are allocated to the universities in proportion to their share of Doctoral I equivalent FTE students, based on the greater of the two-year or five-year			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
average of FTE students between FY 1994 through FY 1998, and adjusted for the effects of doctoral review. Also defines Doctoral I equivalent FTE students as Doctoral I FTE students plus 1.5 times the sum of Doctoral II FTE students.			
329 Annual State Share of Instruction Funding Guarantee			
Section: ***88.04***		**Section:** ***88.04***	**Section:** ***88.04***
Provides that the amount of state share of instruction (SSI) subsidies received by a campus is the following:	No provision.	Same as the Executive.	Same as the Executive, but changes the Annual State Share of Instruction Funding Guarantee from being based on the total SSI appropriation to a set percentage. In FY 2004, the guarantee is 100% of the amount received in FY 2003. In FY 2005, the guarantee is 99% of what the campus' SSI would have been in FY 2004 had the allocation in FY 2004 been no less than 99%, rather than 100% of the prior year's SSI amount. The minimum amount is thus 98.01% of FY 2004 (99% of 99%).
(1) No less than 99% of the prior year's amount if the total SSI appropriation is 102% or greater than the total SSI appropriation of the previous year,			
(2) No less than three percentage points below the percentage change in the total SSI appropriation if the total SSI appropriation is greater than 95% but less than 102% of the previous year's total SSI appropriation, and			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(3) No less than 2.5 percentage points below the percentage change in the total SSI appropriation if the total SSI appropriation is 95% or less than the previous year's total SSI appropriation.			
330 Capital Component Deduction			
Section: ***88.04***	**Section:** ***88.04***	**Section:** ***88.04***	**Section:** ***88.04***
Specifies that after all other adjustments are made, the total State Share of Instruction (SSI) subsidy for a campus shall be reduced if the amount of debt service charged to the campus in Am. Sub. H.B. 748 of the 121st G.A., Am. Sub. H.B. 850 of the 122nd G.A., Am. Sub. H.B. 640 of the 123rd G.A., and H.B. 640 of the 124th G.A. exceeds the campus's capital component earnings, and directs that these deducted funds be transferred to GRF appropriation item 235-552, Capital Component. Fiscal effect: Potential reduction in GRF expenditures under appropriation item 235-501, State Share of Instruction, for those campuses whose debt service amounts in any of the specified capital appropriation bills exceeded their capital component earnings.	Same as the Executive, but eliminates the provision that the deducted funds be transferred to GRF appropriation item 235-552, Capital Component.	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
331 Higher Education - Board of Trustees			
Section: *88.05*	**Section: *88.05***	**Section: *88.05***	**Section: *88.05***
Allows for colleges and universities to use instructional subsidy funds at branch or other off-campus sites to provide undergraduate or master's degree courses of study that have been approved by the Board of Regents.	No change.	No change.	No change.
Requires the board of trustees at each institution to establish fees to be charged to all students in order to supplement state subsidies, including instructional and general fees to be charged for services assessed uniformly to all students, special purpose fees for individual or specific categories of students, and a tuition surcharge to be paid by all non-residents of Ohio.	Same as the Executive, but exempts Miami University from requiring a tuition surcharge to be paid by non-Ohio residents.	Same as the Executive.	Same as the House.
Limits the annual increase in instructional and general fees for in-state undergraduate students in each fiscal year to 6%. Allows for an additional 3% increase at The Ohio State University. Also allows for an additional fee of $300 to incoming students at The Ohio State University, and any institution whose instructional and general fees are below its respective sector average. In addition, limits the board of trustees to a combined 6% increase in instructional and general fees in a single vote. Fiscal effect: Each institution may see a loss of revenue depending on the amount of	No change.	Same as the Executive, but eliminates the allowance for an additional $300 increase to in-coming students at The Ohio State University and any institution whose instructional and general fees are below its respective sector average; but includes a provision allowing an additional 3% increase at any university if the increase is used to fund scholarships for low-income students or some other purpose allowed for by the Board of Regents. Also allows the board of trustees at The Ohio State University to increase the instructional and general fees by 9% in a single vote.	Same as the Senate, but increases the additional increase from 3% to 3.9%; and directs that the additional increase can be used for scholarships for low-income students or for improved technology services for students.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
instructional and general fees that would otherwise increase in the absence of any limitations.			
Allows for the limitations in instructional and general fees for in-state undergraduate students to not apply when the increases are needed to comply with institutional covenants related to their obligations, to meet unfunded mandates, or legally binding obligations incurred prior to the effective date of the act for which the fee increases have been identified as the source of funds. Also allows for the limitations to be modified by the Board of Regents with approval of the Controlling Board in order to respond to exceptional circumstances. Fiscal effect: No direct effect, though an increase in the limitation in instructional and general fees may diminish the loss of revenue to each institution, depending on the amount of instructional and general fees that would be increased in the absence of any limitations.	No change.	No change.	No change.
No provision.	No provision.	Defines how the instructional and general fees for a state-assisted institution of higher education during the prior academic year are to be calculated in order to implement the instructional and general fee increase limitations.	No provision.
No provision.	Requires a moratorium on the creation, expansion, acquisition, and realigning of academic programs and capital projects. Exempts from the moratorium projects approved by a resolution of the Board of Regents prior to July 1, 2003, as well as	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	projects specified by legislation enacted between July 1, 1998 and June 30, 2003. Also allows campuses to request an exemption from the Third Frontier Commission, but only if the project establishes or enhances the research and development and the workforce position of the state. The request must be approved by both the Third Frontier Commission and the Controlling Board.		
Prohibits the board of trustees of any institution from authorizing a waiver or nonpayment of instructional and general fees to any student unless the waiver or nonpayment is authorized by law or approved by the Chancellor.	Same as the Executive, but clarifies that this is not a prohibition on Miami University providing financial assistance in implementing its pilot tuition restructuring plan.	Same as the Executive.	Same as the House.
Requires each institution to specify separately the instructional fee, general fee, tuition charge, and tuition surcharge in its statement of charges.	Same as the Executive, but exempts Miami University from the requirement.	Same as the Executive.	Same as the House.
Declares that it is the intent of the General Assembly that faculty members devote a proper and judicious part of their work week to the actual instruction of students.	No change.	No change.	No change.
Specifies that the authority of government vested by law in the boards of trustees at each institution shall be exercised by those boards, and that any delegation of that power shall be accompanied by appropriate standards of guidance, and periodic review of the delegated authority.	No change.	No change.	No change.
No provision.	Recognizes the pilot tuition restructuring plan at Miami University, which will establish the same tuition charge for both Ohio and	No provision.	Same as the House, but does not include the exclusion of Miami University's tuition from the Ohio Tuition Trust Authority's

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	non-Ohio undergraduate students. The plan subjects the new fee structure to the 6% fee cap. These changes will have no direct financial impact for students who enroll prior to August 2004, since they will only pay the amount that was charged in the previous year, plus any increases approved by the board of trustees. Excludes Miami University's tuition from the Ohio Tuition Trust Authority's calculation of the weighted-average tuition of four-year state universities for purposes of establishing the sale price of a tuition credit.		calculation of the weighted-average tuition of four-year state universities for purposes of establishing the sale price of a tuition credit.
332 Air Force Institute of Technology			
Section: *88.07*	**Section: *88.07***	**Section: *88.07***	**Section: *88.07***
Requires that GRF appropriation item 235-508, Air Force Institute of Technology, be used to strengthen the research and educational linkages between the Wright Patterson Air Force Base and Ohio institutions of higher education.	No change.	No change.	No change.
Creates the following earmarks under GRF appropriation item 235-508, Air Force Institute of Technology:	Changes the earmarks under GRF appropriation item 235-538, Air Force Institute of Technology, as follows:	Changes the earmarks under GRF appropriation item 235-538, Air Force Institute of Technology, as follows:	Changes the earmarks under GRF appropriation item 235-538, Air Force Institute of Technology, as follows:
(1) Earmarks $1,741,350 in FY 2004 and $1,697,816 in FY 2005, for research projects that connect the Air Force Research Laboratories with university partners, with a reporting requirement to the Third Frontier Commission.	(1) Reduces earmark to $1,380,000 in FY 2004 and $1,380,000 in FY 2005.	(1) Same as the House.	(1) Same as the House, but the earmark is reduced to $1,317,173 in FY 2004 and $1,315,929 in FY 2005.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(2) Earmarks $500,000 in each fiscal year to be used to match federal dollars to support the Wright Brothers Institute, which is to create or expand Ohio-based technology and commercial development collaborations between industry, academia, and government in areas that include carbon nano-tube materials technology, genome-based biotechnology, knowledge-creation information technology, cognitive systems modeling and engineering, or other related projects.	(2) No change.	(2) No change.	(2) Same as the Executive, but the earmark is reduced to $477,237 in FY 2004 and $476,786 in FY 2005.
(3) No provision.	(3) No provision.	(3) Earmarks $316,523 in FY 2004 and $273,860 in FY 2005 for the support of collaborative research among academia, industry and the Air Force for Wright Brothers Institute Nanomaterials and Advanced Data Management and Analysis.	(3) Same as the Senate, but the earmark is reduced to $302,113 in FY 2004 and $261,145 in FY 2005.
333 Police and Fire Protection			
Section: ***88.08***	**Section:** ***88.08***	**Section:** ***88.08***	**Section:** ***88.08***
Requires that GRF appropriation item 235-524, Police and Fire Protection, be used for assisting the local governments in providing police and fire protection for the central campuses of the state-affiliated universities located in the municipalities of Kent, Athens, Oxford, Fairborn, Bowling Green, Portsmouth, Xenia Township (Greene County), and Rootstown Township.	Same as the Executive, but adds the City of Nelsonville to the list of municipalities that will receive funds.	Same as the Executive.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
Specifies that each participating municipality and township receive an amount not less than 2% of appropriations made for this purpose, but not more than $5,000 each year. The funds are to be distributed according to the methodology employed by the Board of Regents in the FY 2002-2003 biennium.	Changes the minimum amount that a municipality or township will receive to $5,000 each year. Eliminates the maximum amount.	Same as the House.	Same as the House.
334 Ohio Aerospace Institute			
Section: *88.08*	**Section: *88.08***	**Section: *88.08***	**Section: *88.08***
Requires the Board of Regents to distribute GRF appropriation item 235-527, Ohio Aerospace Institute, in accordance with section 3333.042 of the Revised Code.	No change.	No change.	Same as the Senate.
Requires the Board of Regents, in conjunction with the Third Frontier Commission, to review the progress of the Ohio Aerospace Institute's efforts in the context of its original mission to support academic research and education in aerospace engineering. The findings will be used to determine whether or not the institute will continue to receive state funding. If state support is to be discontinued, the Board of Regents may use this appropriation item to fund other initiatives that support aerospace research or education in aerospace engineering.	No change.	No provision.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
335 Capital Component			
Section: ***88.09***		**Section:** ***88.09***	**Section:** ***88.09***
Requires that GRF appropriation item 235-552, Capital Component, be used by the Board of Regents to implement the capital funding policy for state-assisted colleges and universities established in Am. H.B. 748 of the 121st General Assembly (capital budget bill). This appropriation item is to be distributed to all campuses for which the estimated campus debt service attributable to new qualifying capital projects is less than the campus's formula-determined capital component allocation. Campus allocations are to be determined by subtracting the estimated campus debt service attributable to new qualifying capital projects from the campus's formula-determined capital component allocation. Moneys distributed from this appropriation item are to be restricted to capital-related purposes.	No provision.	Same as the Executive.	Same as the Senate.
Provides explanatory language to indicate that, if a campus's estimated debt service for capital projects exceeds its formula-determined capital component allocation, the difference is to be subtracted from its state share of instruction allocation in each fiscal year. The sum of all such amounts is to be transferred to this appropriation item from GRF appropriation item 235-501, State Share of Instruction. Fiscal effect: Potential reduction in GRF			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
expenditures under GRF appropriation item 235-501, State Share of Instruction, for those campuses whose debt service amounts in any of the specified capital appropriation bills exceeded their capital component earnings.			
336 Dayton Area Graduate Studies Institute			
Section: *88.09*	**Section: *88.09***	**Section: *88.09***	**Section: *88.09***
Requires GRF appropriation item 235-553, Dayton Area Graduate Studies Institute, to be used by the Board of Regents to support the Dayton Area Graduate Studies Institute, an engineering graduate consortium of three universities in the Dayton area: Wright State University, the University of Dayton, and the Air Force Institute of Technology, with the participation of the University of Cincinnati and the Ohio State University.	No change.	No change.	No change.
No provision.	No provision.	Earmarks $497,666 in FY 2004 and $417,053 in FY 2005 to be used to directly support collaborative research among academia, industry and the Air Force for Wright Brothers Institute Nanomaterials and Advanced Data Management and Analysis.	Same as the Senate, but inserts the Miami Valley Economic Development Research Corporation as the fiscal agent for the earmarked funds. Also changes the earmark's requirement from "directly support collaborative research" to "support collaborative research". Finally, clarifies that the support will go to the Wright Brothers Institute and related initiatives in nanomaterials and advanced data management and analysis.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
337 Urban University Programs			
Section: ***88.10***	**Section:** ***88.10***	**Section:** ***88.10***	**Section:** ***88.10***
Requires, under GRF appropriation item 235-583, Urban University Programs, that universities receiving funds to support ongoing university units certify periodically in a manner approved by the Board of Regents that program funds are being matched on a one-to-one basis with equivalent resources. Overhead support may not be used to meet this requirement. Where Urban University Program funds are being used to support an ongoing university unit, matching funds are to come from continuing rather than one-time sources. At each participating state-assisted institution of higher education, matching funds are to be within the substantial control of the individual designated by the institution's president as the Urban University Program representative.	No change.	No change.	No change.
Creates the following earmarks under GRF appropriation item 235-583, Urban University Programs:	Makes the following changes to the earmarks under GRF appropriation item 235-583, Urban University Programs:	Makes the following changes to the earmarks under GRF appropriation item 235-583, Urban University Programs:	Makes the following changes to the earmarks under GRF appropriation item 235-583, Urban University Programs:
(1) Earmarks $324,239 in FY 2004 and $316,134 in FY 2005, for the support of a public communication outreach program (WCPN). The primary purpose of the program is the development of a relationship between Cleveland State University and nonprofit communications entities.	(1) Reduces earmark to $275,603 in FY 2004 and $268,714 in FY 2005.	(1) Increases earmark to $317,754 in FY 2004 and $309,811 in FY 2005.	(1) Decreases earmark to $301,218 in FY 2004 and $293,300 in FY 2005.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(2) Earmarks $153,587 in FY 2004 and $149,748 in FY 2005, for the support of the Center for the Interdisciplinary Study of Education and the Urban Child at Cleveland State University. The funds are to be distributed according to rules adopted by the Board of Regents and are to be used by the center for interdisciplinary activities targeted toward increasing the chance of lifetime success of the urban child, including interventions beginning with the prenatal period. The primary purpose of the center is to study issues in urban education and to systematically map directions for new approaches and new solutions by bringing together a cadre of researchers, scholars, and professionals representing the social, behavioral, education, and health disciplines.	(2) Reduces earmark to $130,549 in FY 2004 and $127,286 in FY 2005.	(2) Increases earmark to $150,515 in FY 2004 and $146,753 in FY 2005.	(2) Decreases earmark to $142,682 in FY 2004 and $138,932 in FY 2005.
(3) Earmarks $221,848 in FY 2004 and $216,302 in FY 2005, to support the Kent State University Learning and Technology Project, which is a kindergarten through university collaboration between schools surrounding Kent's eight campuses in northeast Ohio, and corporate partners who will assist in development and delivery. The project is to provide a faculty member who has a full-time role in the development of collaborative activities and teacher instructional programming; appropriate student support staff; and hardware and software to schools that will enable the delivery of instruction to the classrooms via low-bandwidth streaming video and web-based technologies.	(3) Reduces earmark to $188,571 in FY 2004 and $183,857 in FY 2005.	(3) Increases earmark to $217,411 in FY 2004 and $211,976 in FY 2005.	(3) Decreases earmark to $206,097 in FY 2004 and $200,679 in FY 2005.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(4) Earmarks $85,326 in FY 2004 and $83,193 in FY 2005, for the support of the Ameritech Classroom/Center for Research at Kent State University.	(4) Reduces earmark to $72,527 in FY 2004 and $70,714 in FY 2005.	(4) Increases earmark to $83,619 in FY 2004 and $81,529 in FY 2005.	(4) Decreases earmark to $79,267 in FY 2004 and $77,184 in FY 2005.
(5) Earmarks $853,262 in FY 2004 and $831,930 in FY 2005, to support the Polymer Distance Learning Project at the University of Akron.	(5) Reduces earmark to $725,273 in FY 2004 and $707,141 in FY 2005.	(5) Increases earmark to $836,198 in FY 2004 and $815,293 in FY 2005.	(5) Decreases earmark to $792,682 in FY 2004 and $771,843 in FY 2005.
(6) Earmarks $42,663 in FY 2004 and $41,596 in FY 2005, to support the Kent State University/Cleveland Design Center program.	(6) Reduces earmark to $36,264 in FY 2004 and $35,357 in FY 2005.	(6) Increases earmark to $41,810 in FY 2004 and $40,765 in FY 2005.	(6) Decreases earmark to $39,634 in FY 2004 and $38,592 in FY 2005.
(7) Earmarks $213,315 in FY 2004 and $207,982 in FY 2005, to support the Bliss Institute of Applied Politics at the University of Akron.	(7) Reduces earmark to $181,318 in FY 2004 and $176,785 in FY 2005.	(7) Increases earmark to $209,049 in FY 2004 and $203,823 in FY 2005.	(7) Decreases earmark to $198,170 in FY 2004 and $192,960 in FY 2005.
(8) Earmarks $12,800 in FY 2004 and $12,478 in FY 2005, to support the Advancing-Up Program at the University of Akron.	(8) Reduces earmark to $10,880 in FY 2004 and $10,606 in FY 2005.	(8) Increases earmark to $12,544 in FY 2004 and $12,228 in FY 2005.	(8) Decreases earmark to $11,892 in FY 2004 and $11,576 in FY 2005.
(9) Earmarks $1,877,723 in FY 2004 and $1,830,780 in FY 2005, for distribution by the Board of Regents to Cleveland State University in support of the Maxine Goodman Levin College of Urban Affairs.	(9) Reduces earmark to $1,596,064 in FY 2004 and $1,556,163 in FY 2005.	(9) Increases earmark to $1,840,168 in FY 2004 and $1,794,164 in FY 2005.	(9) Decreases earmark to $1,744,404 in FY 2004 and $1,698,546 in FY 2005.
(10) Earmarks $1,877,723 in FY 2004 and $1,830,781 in FY 2005, for distribution to the Northeast Ohio Research Consortium, the Urban Linkages Program, and the Urban Research Technical Assistance Grant Program. The distribution among the three programs is to be determined by the chairman of the Urban University Program.	(10) Reduces earmark to $1,596,064 in FY 2004 and $1,556,163 in FY 2005.	(10) Increases earmark to $1,840,168 in FY 2004 and $1,794,164 in FY 2005.	(10) Decreases earmark to $1,744,404 in FY 2004 and $1,698,546 in FY 2005.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(11) No provision.	(11) No provision.	(11) Establishes an earmark of $175,000 in each fiscal year to support the Strategic Economic Research Collaborative at the University of Toledo Urban Affairs Center.	(11) Decreases earmark to $165,893 in FY 2004 and $165,674 in FY 2005.
(12) No provision.	(12) No provision.	(12) Establishes an earmark of $175,000 in each fiscal year to support the Institute for Collaborative Research and Public Humanities at the Ohio State University.	(12) Decreases earmark to $165,893 in FY 2004 and $165,674 in FY 2005.
(13) No provision.	(13) No provision.	(13) No provision.	(13) Establishes an earmark of $100,000 in each fiscal year to support the Medina County University Center.
338 Rural University Projects			
Section: *88.10*	**Section: *88.10***	**Section: *88.10***	**Section: *88.10***
Creates the following earmarks under GRF appropriation item 235-587, Rural University Projects:	Changes the earmarks under GRF appropriation item 235-587, Rural University Projects, as follows:	Changes the earmarks under GRF appropriation item 235-587, Rural University Projects, as follows:	Changes the earmarks under GRF appropriation item 235-587, Rural University Projects, as follows:
(1) Earmarks $184,646 in FY 2004 and $180,029 in FY 2005, to Bowling Green State University to support the Center for Policy Analysis and Public Service.	(1) Reduces earmark to $156,949 in FY 2004 and $153,025 in FY 2005.	(1) Increases earmark to $300,005 in FY 2004 and $300,005 in FY 2005.	(1) Decreases earmark to $281,391 in FY 2004 and $281,391 in FY 2005.
(2) Earmarks $282,537 in FY 2004 and $275,473 in FY 2005, to Miami University to support the Center for Public Management and Regional Affairs.	(2) Reduces earmark to $240,156 in FY 2004 and $234,152 in FY 2005.	(2) Increases earmark to $279,005 in FY 2004 and $279,005 in FY 2005.	(2) Decreases earmark to $261,694 in FY 2004 and $261,694 in FY 2005.
(3) Earmarks $645,150 in FY 2004 and $629,021 in FY 2005, to Ohio University to support the Institute for Local Government Administration and Rural Development. Requires a "small portion" of the funds	(3) Reduces earmark to $548,378 in FY 2004 and $534,668 in FY 2005.	(3) Increases earmark to $653,973 in FY 2004 and $653,973 in FY 2005.	(3) Decreases earmark to $613,397 in FY 2004 and $613,397 in FY 2005.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
provided to Ohio University to be used for the Institute for Local Government Administration and Rural Development State and Rural Policy Partnership with the Governor's Office of Appalachia and the Appalachian delegation of the General Assembly.			
(4) Earmarks $21,331 in FY 2004 and $20,798 in FY 2005, to Washington State Community College to support the Washington State Community College day care center.	(4) Reduces earmark to $18,131 in FY 2004 and $17,678 in FY 2005.	(4) Retains earmark at $18,131 in FY 2004; increases earmark to $18,131 in FY 2005.	(4) Decreases earmark to $17,006 in FY 2004 and $17,006 in FY 2005.
(5) Earmarks $63,995 in FY 2004 and $62,396 in FY 2005, to support the COAD/ILGARD/GOA Appalachian Leadership Initiative.	(5) Reduces earmark to $54,396 in FY 2004 and $53,036 in FY 2005.	(5) Retains earmark at $54,396 in FY 2004; increases earmark to $54,396 in FY 2005.	(5) Decreases earmark to $51,021 in FY 2004 and $51,021 in FY 2005.
339 Ohio Resource Center for Mathematics, Science, and Reading			
Section: *88.11*	**Section: *88.11***	**Section: *88.11***	**Section: *88.11***
Requires that GRF appropriation item 235-588, Ohio Resource Center for Mathematics, Science, and Reading, be used to support a resource center for mathematics, science, and reading to be located at a state-assisted university for the purpose of identifying best educational practices in primary and secondary schools and establishing methods for communicating them to colleges of education and school districts.	No change.	No change.	No change.
No provision.	No provision.	Prohibits the Ohio Resource Center for Mathematics, Science, and Reading from	Same as the Senate, but changes the language to prohibit only those resources

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		making available resources that are inconsistent with standards and policies of the State Board of Education.	that are inconsistent with the K-12 science standards as adopted by the State Board of Education.
340 Sales and Services			
		Section: *88.12*	**Section: *88.12***
No provision.	No provision.	Authorizes the Board of Regents to charge and accept payment for the provision of goods and services. The charges must be related to the costs of producing the goods and services. All revenues are to be deposited into Fund 456 and may be used to pay for costs of producing the goods and services.	Same as the Senate, but clarifies that the goods and services provided are those generated by the Higher Education Information System.
341 Science and Technology Collaboration			
Section: *88.13*	**Section: *88.13***	**Section: *88.13***	**Section: *88.13***
Requires the Board of Regents to collaborate with the Department of Development and the Third Frontier Commission in relation to the appropriation items and programs listed below, and other technology-related appropriations and programs in the Department of Development and the Board of Regents as these agencies might designate, to ensure implementation of a coherent state strategy with respect to science and technology.	Same as the Executive, but adds the Air Quality Development Authority to the agencies with which the Board of Regents will collaborate.	Same as the Executive.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
Requires the Third Frontier Commission to conduct annual reviews of the results of 13 listed appropriation items and programs:	Same as the Executive, but with changes as follows:	Same as the Executive.	Same as the House.
(1) Department of Development - GRF appropriation item 195-401; Thomas Edison Program;	(1) No change.		
(2) Department of Development - GRF appropriation item 195-408; Coal Research Development;	(2) Same as Executive, but changes the appropriation item to 898-402, Coal Development Office, in the budget of the Air Quality Development Authority.		
(3) Department of Development - GRF appropriation item 195-422; Third Frontier Action Fund [formerly named Technology Action];	(3) No change.		
(4) Department of Development - GRF appropriation item 195-632; Coal Research and Development Fund;	(4) Same as Executive, but changes the appropriation item to 898-604, Coal Research and Development Fund, in the budget of the Air Quality Development Authority.		
(5) Board of Regents - GRF appropriation item 235-454; Research Challenge;	(5) No change.		
(6) Board of Regents - GRF appropriation item 235-508; Air Force Institute of Technology;	(6) No change.		
(7) Board of Regents - GRF appropriation item 235-510; Ohio Supercomputer Center;	(7) No change.		
(8) Board of Regents - GRF appropriation item 235-527; Ohio Aerospace Institute;	(8) No change.		

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(9) Board of Regents - GRF appropriation item 235-535; Ohio Agricultural Research and Development Center;	(9) No change.		
(10) Board of Regents - GRF appropriation item 235-553; Dayton Area Graduate Studies Institute;	(10) No change.		
(11) Board of Regents - GRF appropriation item 235-554; Computer Science Graduate Education;	(11) No change.		
(12) Board of Regents - GRF appropriation item 235-556; Ohio Academic Resources Network;	(12) No change.		
(13) Department of Development - GRF appropriation item 195-405; Biomedical Research and Technology Transfer Trust;	(13) No change.		
Requires each of the above appropriations and programs to be reviewed annually by the Third Frontier Commission with respect to its development of complementary relationships within a combined state science and technology investment portfolio and its overall contribution to the state's science and technology strategy, including the adoption of appropriately consistent criteria for determining the following:	No change.	No change.	No change.
(1) The scientific merit of activities supported by the program;			
(2) The relevance of the program's activities to commercial opportunities in the private sector;			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
(3) The private sector's involvement in a process that continually evaluates commercial opportunities to use the work supported by the program; and			
(4) The ability of the program and recipients of grant funding from the program to engage in activities that are collaborative, complementary, and efficient with respect to the expenditure of state funds.			
Requires all programs listed above to provide annual reports to the Third Frontier Commission. The reports are required to discuss existing, planned, or possible collaborations between programs and recipients of grant funding related to technology, development, commercialization, and supporting Ohio's economic development.	No change.	No change.	No change.
Requires the Third Frontier Commission's annual review to be a comprehensive review of the entire state science and technology program portfolio rather than a review of individual programs.	No change.	No change.	No change.
342 Comprehensive Plan for Higher Education			
	Section: *88.14*		
No provision.	Requires the Board of Regents to develop a comprehensive plan for higher education. The plan will include all of the following:	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	(1) Eliminate the duplication of academic programs at the graduate, professional, and doctoral levels.		
	(2) Identify public and private institutions to recommend as part of an Ohio Centers of Excellence program.		
	(3) Create a Public Medical College System.		
	Requires the plan to be submitted to the General Assembly for its approval by April 1, 2004.		
343 Study of Possible Merger of Collocated Institutions			
	Section: *88.15*	**Section: *88.15***	**Section: *88.15***
No provision.	Requires the Board of Regents to review and study the possibility of merging co-located state-assisted institutions of higher education and the administrations of those institutions above the level of dean. The Board of Regents must report its findings and recommendations to the General Assembly by May 15, 2004.	Replaces the study of possible merger of co-located state-assisted institutions of higher education and the administrations of those institutions above the level of dean with a study that reviews the operation and effectiveness of co-located university branch campuses and technical colleges, with particular attention to improved responsiveness to community needs and improved transfer of coursework.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
344 Belmont Technical College			
		Sections *88.16, 131E, 132.02A*	**Sections *88.16, 131E, 132.02A***
No provision.	No provision.	Directs the Ohio Board of Regents to recognize the conversion of Belmont Technical College from a technical college to a community college known as Belmont Community College.	Directs the Board of Regents to consider within one year a proposal from Belmont Technical College to convert to a community college. The criteria will be the demonstrated need for such an institution, the most effective use of state resources to fund such a conversion, and the regional benefit of such a conversion.
345 Creation of a Joint Vocational-Community College in Warren County			
	Section: *137A*		
No provision.	Permits, on a pilot basis, the creation of a joint vocational-community college comprised of the Warren County Career Center and a new community college.	No provision.	Creates two methods through which college courses may be offered at the Warren County Career Center on a pilot basis. First, after July 1, 2003, institutions of higher education may contract with the Career Center to offer college courses at the Career Center. Second, a new community college is authorized to share facilities with the Career Center. However, this new community college cannot offer courses or seek approval of degrees from the Board of Regents until after July 1, 2005. Until then, the college's board of trustees can only engage in organizational activities.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	Specifies the procedures required for the establishment of the joint vocational-community college, and its governing structure.		Same as the House, but excludes the requirement that the local workforce policy board in which the majority of the Career Center territory is located approves the establishment of a joint vocational-community college within the Career Center.
	Specifies that the joint vocational-community college shall act as both a joint vocational school district and a community college subject to all laws applicable to each.		Same as the House.
	Prohibits the joint vocational-community college from receiving state assistance for capital improvements otherwise available to community colleges.		Same as the House.
	Specifies that students enrolled in the joint vocational-community college are only eligible to receive 80% of the state subsidy that would otherwise be provided to community college students.		No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
346 Water and Sewage Treatment Services Provided by State Correctional Institutions			
		R.C. ***5120.52***	**R.C.** ***5120.52***
No provision.	No provision.	Authorizes the Department to enter a contract under which a state correctional institution will provide water or sewage treatment services, rather than just sewage treatment services as authorized by current law, to any contracting party, rather than just a political subdivision as authorized by current law. Fiscal effect: This codified law provision will expand the circumstances under the Department's correctional institutions are permitted to provide water and sewage treatment services to other contracting parties. It is possible that, in order to provide such contracted services, the Department may incur one-time expenses to upgrade certain facilities and that the ongoing annual operating and maintenance costs of those facilities would likely increase in order to provide those contracted services. Presumably, at least in the long-term, the revenues gained would more than offset any expenditure increases. As of this writing, the magnitude of these potential revenue gains and expenditure increases are uncertain.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
347 Community Corrections Transfers			
		Section: *89*	**Section: *89***
No provision.	No provision.	Requires the Department, with Controlling Board approval, to transfer in FY 2005 from the unexpended, unobligated GRF appropriations made to the Department for FYs 2004 and 2005 at least $3.5 million in appropriation authority to GRF appropriation item 501-405, Halfway House, and at least $1.0 million in appropriation authority to GRF appropriation item 501-501, Community Residential Programs -- CBCF. Fiscal effect: This uncodified law provision will increase the amount of FY 2005 GRF funding available for disbursement on community sanctions by at least $4.5 million.	Same as the Senate, but changes the amounts that the Department of Rehabilitation and Correction is required to transfer in FY 2005 from the unexpended, unobligated GRF appropriations made to the Department for fiscal years 2004 and 2005 to GRF appropriation item 501-405, Halfway House, from "at least" $3.5 million to "at least" $3.25 million and to GRF appropriation item 501-501, Community Residential Programs – CBCF, from "at least" $1.0 million to "at least" $3.25 million. Fiscal effect: This uncodified law provision will increase the amount of FY 2005 GRF funding available for disbursement on community sanctions by at least $6.5 million.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
348 Cash Transfer to the Offender Financial Responsibility Fund			
		Section: *89*	**Section: *89***
No provision.	No provision.	Requires the Director of Budget and Management transfer in FY 2004 the cash balance in the Adult Parole Authority Probation Services Fund (Fund 5A3) to the Offender Financial Responsibility Fund (Fund 5H8). Fiscal effect: As of this writing, the cash balance in Fund 5A3 that would be transferred to Fund 5H8 totals $424,849. It appears that these moneys were inadvertently deposited in the incorrect fund.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
349 Parole Board Pre-S.B. 2 Felony Sentencing Law Study			
	Section: ***145.03F***		**Section:** ***145.03F***
No provision.	Requires the Parole Board to: (1) review the appropriateness of the length of sentences of current prisoners who were sentenced under the Felony Sentencing Law that was in effect prior to July 1, 1996, and to determine whether the length of any of those sentences should be adjusted, and (2) submit a report of its findings and recommendations to the General Assembly within one year after the section's effective date. Fiscal effect: The Department is currently in the process of formally studying and evaluating the sentencing of pre-S.B. 2 inmates. Thus, this study requirement does not create any direct and immediate fiscal effect for the Department.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
350 Temporary Adjustment to Local Government Distributions			
Section: ***134***	**Section:** ***134***	**Section:** ***134***	**Section:** ***134***
Limits growth of deposits into and distributions from the three local government funds (Local Government Fund, Local Government Revenue Assistance Fund, and Library and Local Government Support Fund) to 2%. Fiscal effect: Estimated to increase revenue to the GRF by $90.8 million in FY 2004 and $149.8 million in FY 2005.	Freezes the local government funds for FY 2004 and FY 2005 at the lower of the formula amount or FY 2003 (after reductions). Fiscal effect: This will reduce the local government funds by a combined $18.1 million in FY 2004 and $35.5 million in FY 2005. The GRF will increase by equal amounts as a result.	No change.	Ensures that the FY 2004 and FY 2005 "freeze" funding levels for the three local government funds (LGF, LGRAF, and LLGSF) are each reduced by the $30 million reduction that was made to those funds in FY 2003. The FY 2004 and FY 2005 funding levels for the three funds will exactly match their FY 2003 funding levels, subject to the "lesser of" calculation in division (D). Fiscal effect: None.
351 Right of First Refusal to Community Schools			
	R.C. ***3313.41, 3318.34***	**R.C.** ***3313.41, 3318.08***	**R.C.** ***3313.41, 3318.08***
No provision.	Prohibits the Ohio School Facilities Commission from releasing state funds for a state-assisted classroom facilities project to a school district until the district has complied with existing law requiring the district to first offer for sale to start-up community schools located in the district any real property the district plans to dispose by sale before offering it for sale to others. Fiscal effect: As long as the district complies with current law there should be no fiscal effect.	Same as the House, but provides that the Commission include in the agreement document that it enters into with a school district a provision requiring the district to comply with the right of first refusal provision in order to be eligible for continued release of project funds. Also, clarifies that funds may be released for demolition of a facility to clear the site for a replacement facility.	Same as the Senate, but requires a school district board to notify both the Department of Education and the Ohio Community School Association when it plans to sell a facility; and eliminates duplicated language.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
352 Allocation of Classroom Facilities Project Funds			
	R.C. *3318.024*	**R.C. *3318.024***	**R.C. *3318.024***
No provision.	Requires the Ohio School Facilities Commission, in any fiscal year, to allocate any funds that are left over from the previous fiscal year only to the Classroom Facilities Assistance Program (CFAP). Fiscal effect: Prevents the funds appropriated for CFAP from being diverted to other programs. Potentially increases the amount of funds available to districts through CFAP.	Same as the House, but modifies language to account for the fact that capital appropriations are made to the Commission for an entire biennium rather than for two separate years.	Same as the Senate.
353 Renovation of Existing Classroom Facilities			
		R.C. *3318.03*	**R.C. *3318.03***
No provision.	No provision.	Permits a school district to renovate rather than replace certain existing classroom facilities under a state-assisted project, using the state share of the new construction amount and local funds. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
354 Credit for Expenditures Made Prior to Participation in State Programs			
	R.C. ***3318.033, 3318.364, 3318.01, 3318.03, 3318.41***	**R.C.** ***3318.033, 3318.01, 3318.03, 3318.41, and Section 132.14C***	**R.C.** ***3318.033, 3318.01, 3318.03, 3318.41, and Section 132.14C***
No provision.	Permits a school district to apply as part of its share of a state-funded classroom facilities project certain approved expenditures of school district funds in an amount of not less than $1 million (other than that supported by a bond issue as permitted under current law) within 24 months (instead of 18 months as under current law) prior to notice that the district is eligible for state funding for classroom facilities.	Eliminates the changes made by the House, and repeals the current law provision allowing school districts to count as part of its share of a state-funded classroom facilities project certain approved expenditures made in the 18 months prior to notice that the district is eligible for state funding for classroom facilities.	Same as the Senate.
	Permits a school district to apply as local resources under the School Building Assistance Expedited Local Partnership Program certain approved expenditures of school district funds in an amount of not less than $1 million (other than that supported by a bond issue or tax levy as permitted under current law) made within 24 months (instead of 18 months under current law) prior to September 14, 2000 (the effective date of Am. Sub. S.B. 272 of the 123rd General Assembly).	Eliminates the changes made by the House. Repeals the current law provision allowing school districts to count under the School Building Assistance Expedited Local Partnership Program certain approved expenditures made in the 18 months prior to September 14, 2000. However, it allows a school district to continue to take advantage of this provision if the district can meet two specified conditions by not later than 180 days after the effective date of the repeal (which is 90 days after the effective date of the bill).	
	Fiscal effect: Potentially increases the state share and accordingly decreases the local share for school districts with certain approved prior expenditures under the Classroom Facilities Assistance Program	Fiscal effect: Potentially decreases the state share and accordingly increases the local share for school districts with certain prior expenditures that could otherwise be approved to be counted as local resources	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	and the Expedited Local Partnership Program.	under the Classroom Facilities Assistance Program and the Expedited Local Partnership Program.	
355 Additional Assistance for School Districts to Correct Oversights or Deficiencies			
		R.C. *3318.042*	**R.C. *3318.042***
No provision.	No provision.	Increases from five years to ten years the maximum period of time that a school district has to pay back its share of additional school facilities project costs incurred in order to correct oversights or deficiencies in the initial assessment of the district's facilities needs or project plan, and permits the Ohio School Facilities Commission to lengthen any existing reimbursement schedules. Fiscal effect: Decreases the state's interest/investment earnings by extending the period of time within which school districts have to pay back their shares.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
356 Permanent Improvement Levy Requirement			
		R.C. ***3318.05, 3318.06, 3318.08***	**R.C.** ***3318.05, 3318.06, 3318.08***
No provision.	No provision.	Removes the requirement that an existing permanent improvement levy must be at least two mills in order to satisfy the 0.5-mill tax levy obligation for maintenance of facilities improved with assistance through the classroom facilities programs. Fiscal effect: Provides school districts with more flexibility to meet the 0.5 mill tax levy requirement.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
357 Local Share Options			
	R.C. *3318.052*	**R.C. *3318.052***	**R.C. *3318.052***
No provision.	Repeals the existing statute and enacts a new one that authorizes the same dedication of taxes for a classroom facilities project but also requires the continued collection of those dedicated taxes as long as the securities issued to pay the costs associated with the project, including the half mill maintenance obligation, remain outstanding. Current law permits a local school district to raise its local share of a project's cost using a number of options other than bonds, such as using the proceeds of a new or existing school district income tax. However, current law does not guarantee that the taxes earmarked for those purposes cannot be revoked or reduced by the district voters or board. Also permits school districts to issue notes in anticipation of the dedicated taxes. Fiscal effect: The bill would guarantee the local share raised by means other than bonds to be fully collected for the duration of the project.	No change.	Same as the House, but adds a provision that the continued collection of an income tax dedicated to pay the service on bonds must be at a rate adequate to pay the debt service, rounded up to the nearest one-fourth of one percent.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
358 Delegation of Authority			
		R.C. ***3318.30, 3318.31***	**R.C.** ***3318.30, 3318.31***
No provision.	No provision.	Gives the Ohio School Facilities Commission the authority to delegate the duties of the Commission to its Executive Director, or any other employees or individual members of the Commission. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
359 Elimination of Certain School Facilities Programs			
	R.C. ***3318.35, 3318.351, Section 131C, 136A***	**R.C.** ***3318.35, Section 136A***	**R.C.** ***3318.35, Section 136A***
No provision.	Terminates the following programs administered by the Ohio School Facilities Commission: the Short-Term Loan program, the Extreme Environmental Contamination program, the Emergency School Repair program, the School Building Emergency Assistance program, and the Disability Access program. Also, transfers the unencumbered and unallotted balance in appropriation item CAP-777, Disability Access Projects to appropriation item CAAP-662, Public School Buildings and appropriates the amount transferred. Fiscal effect: The elimination of the Disability Access program and the School Building Emergency Assistance program in FY 2004 would allow for an additional $19 million for Classroom Facilities Assistance projects. The other programs have completed.	Same as the House, but removes the Extreme Environmental Contamination program and School Building Emergency Assistance program from the programs that would be terminated. Fiscal effect: The elimination of the Disability Access program in FY 2004 would allow for an additional $4 million for Classroom Facilities Assistance projects.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
360 Exceptional Needs Program Cap			
	R.C. ***3318.37***		
No provision.	Eliminates the 25% limit on funds that may be set aside for the Exceptional Needs Program. Fiscal effect: Potentially increases the amount of money available for school districts through the Exceptional Needs Program, and reduces the amount of money available for school districts through the Classroom Facilities Assistance Program.	No provision.	No provision.
361 Participation in the Exceptional Needs Program			
	R.C. ***3318.37***	**R.C.** ***3318.37***	**R.C.** ***3318.37***
No provision.	Permits school districts that participate in the Expedited Local Partnership Program to also participate in the Exceptional Needs Program. Under current law, districts may not participate in both programs. Fiscal effect: Potentially could increase the number of school districts that are eligible for state funding under the Exceptional Needs Program and decrease the amount of money available for districts participating in the Classroom Facilities Assistance Program.	Same as the House, but specifies that the Exceptional Needs Program would be available only to those Expedited Local Partnership districts that were selected for participation in the latter program prior to September 14, 2000.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
362 Eligibility of Large Land Area School Districts in the Exceptional Needs Program			
		R.C. ***3318.37***	**R.C.** ***3318.37***
No provision.	No provision.	Allows large land area school districts (greater than 350 square miles), regardless of their wealth levels, to participate in the Exceptional Needs Program. Fiscal Effect: Potentially increase the money available to large land area school districts, and decrease the money available to low-wealth districts under the Exceptional Needs Program.	Same as the Senate, but reduces the minimum size for a large land area school district from 350 square miles to 300 square miles.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
363 Extreme Environmental Contamination of School Facilities			
Section: ***96.03***	**Section:** ***96.03***	**Section:** ***96.03***	**Section:** ***96.03***
Allows the School Facilities Commission to provide assistance under the Exceptional Needs School Facilities Program to any school district, regardless of wealth, for the purpose of the relocation or replacement of school facilities required as a result of extreme environmental contamination. Fiscal effect: Any local funds used for projects related to environmental contamination can be credited towards the district's local share for district wide projects. If the federal government or other private entity provides funds that exceed the district's local share, the amount that exceeds the local share will be credited towards the state share.	No provision.	Same as the Executive.	Same as the Executive.
364 Ohio SchoolNet Commission Membership			
		R.C. ***3301.80***	**R.C.** ***3301.80***
No provision.	No provision.	Adds two voting members to the Commission to be appointed by the Governor. The Commission currently has 11 members, including seven voting members and four non-voting legislative members. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
365 Technical and Instructional Professional Development			
Section: ***97.01***	**Section:** ***97.01***	**Section:** ***97.01***	**Section:** ***97.01***
Makes the following earmarks within GRF appropriation item 228-406, Technical and Instructional Development:	Makes the following changes to the earmarks of GRF appropriation item 228-406, Technical and Instructional Development:	Makes the following changes to the earmarks of GRF appropriation item 228-406, Technical and Instructional Development:	Makes the following changes to the earmarks of GRF appropriation item 228-406, Technical and Instructional Development:
(1) Earmarks $1,260,000 in FY 2004 for grants made by the Ohio Educational Telecommunications Network Commission with the advice of the Ohio SchoolNet Commission for research, development, and production of interactive instructional programming series and teleconferences to support SchoolNet. Up to $55,000 of this amount shall be used for administrative purposes. The programming will be targeted to the poorest 200 school districts.	(1) Same as the Executive, but also earmarks the same amount in FY 2005.	(1) Same as the House.	(1) Same as the House, except requires the Ohio Educational Telecommunications Network Commission to distribute the earmark equally among the 12 Ohio Education Television Stations for the production of interactive instructional programming series and teleconferences to support the SchoolNet Commission. Also eliminates the $55,000 per year earmark for the Ohio Educational Telecommunications Network Commission for the administrative costs.
(2) Earmarks $818,322 in FY 2004 for the INFOhio project.	(2) Same as the Executive, but also earmarks the same amount in FY 2005.	(2) Same as the House.	(2) Same as the House.
(3) Earmarks $300,000 in FY 2004 for the JASON Project.	(3) Same as the Executive, but also earmarks the same amount in FY 2005.	(3) Same as the House.	(3) Same as the House.
Specifies that the remaining appropriation be used for professional development for teachers and administrators for the use of educational technology in the classroom. The Commission may make grants to provide technical assistance and professional development in the use of	No change.	No change.	No change.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
educational technology to school districts, including the State School for the Blind and the Ohio School for the Deaf.			
366 Certification of special police			
		R.C. ***1541.10, 4973.17***	**R.C.** ***1541.10, 4973.17***
No provision.	No provision.	Clarifies that the Secretary of State, not the Governor, is responsible for all duties concerning the certification of special police (park officers). Fiscal effect: Potential minimal increase in administrative expenses to Secretary of State and decrease in administrative expenses to Governor for transfer of responsibility for certification of park officers.	Same as Senate

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
367 Presidential ballot certification deadlines			
		R.C. ***3505.01, 3505.10***	**R.C.** ***3505.01, 3505.10***
No provision.	No provision.	Changes from the 75th day before the general election to the 60th day before the general election the date by which candidates nominated by the national convention of a political party and candidates selected by an intermediate or minor political party must be certified to the Secretary of State for placement on the presidential ballot. Changes from the 60th day before the general election to the 55th day before the general election the date on which the Secretary of State must certify the form of the official presidential ballot to the board of elections in each county. Fiscal effect: No fiscal effect.	Same as Senate

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
368 Membership term for certain members of the Ohio Ballot Board			
		R.C. *3505.061*	**R.C. *3505.061***
No provision.	No provision.	Specifies that the term of office for any member of the Ohio Ballot Board who is also a member of the General Assembly and who was appointed to the Board by a member of the General Assembly must end upon the earliest of either (1) the expiration of the term for which the member was appointed to the Board or (2) the expiration of the member's General Assembly term. Fiscal effect: No fiscal effect.	Same as Senate
369 Compliance with the Help America Vote Act of 2002			
		R.C. *3506.20,*	**R.C. *3506.20,***
No provision.	No provision.	No provision.	Prohibits the Secretary of State from specifying a date prior to January 1, 2005, by which county boards of elections must be in full compliance with the Help America Vote Act of 2002. Requires the Secretary of State to apply for a waiver, pursuant to HAVA, of any earlier deadlines, but specifies that the application cannot preclude a board of elections from fully complying with HAVA earlier than January 1, 2005, if it chooses to do so. Precludes the Secretary of State from deciding related board of elections tie votes or disagreements. Fiscal effect: None

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
370 Job creation and retention tax credits			
		R.C. ***122.17, 122.171, 718.15, 718.151***	**R.C.** ***122.17, 122.171, 718.15, 718.151***
No provision.	No provision.	Extends from 10 years to 15 years the maximum period for which taxpayers may receive corporate franchise or personal income tax credits for creating or retaining jobs. Fiscal effect: This provision has a minimum fiscal effect on state revenues. Provides that if a municipal corporation grants a corresponding job creation or retention credit against its income tax, the maximum term of the credit is 15 years. Fiscal effect: This provision potentially reduces revenues to municipalities that elect to provide the tax credits.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
371 Tax credit for call center corporation			
		R.C. *122.171,*	**R.C. *122.171,***
No provision.	No provision.	Grants a tax credit to large call center corporation (and related companies) to offset increased tax liability that may potentially result from potential future changes to the taxation of intercompany transactions. LSC assumes that such future changes would increase the taxable income of certain call centers. Fiscal effect: Potential revenue loss.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
372 Property Tax --Eliminates the Tangible Tax Exemption Reimbursement, Filing Requirement			
R.C. ***319.11, 321.24, 5711.02, 5711.27, Sections 144.05, 146.07***		**R.C.** ***319.11, 321.24, 5711.02, 5711.27, Sections 144.05, 146.07***	**R.C.** ***319.11, 321.24, 5711.02, 5711.27, Sections 144.05, 146.07***
Eliminates the state's reimbursement of the cost of the property tax exemption on the first $10,000 of a business' tangible personal property over a ten-year period. In FY 2004, the amount of the reimbursement will be reduced to 90% of the FY 2003 reimbursement. The reimbursement will be reduced by an additional 10% each year until FY 2012. Also eliminates the requirement for taxpayers with less than $10,000 of assessed value to file an "informational" tax return beginning in tax year 2004. Fiscal effect: Reduces GRF expenditures for the reimbursement of the tangible tax exemption by approximately $9.7 million in FY 2004 and $19.7 million in FY 2005. Reduces revenues to school districts by approximately $6.8 million in FY 2004 and $13.8 million in FY 2005. Reduces revenues to local governments, other than school districts, by $2.9 million in FY 2004 and $5.9 million in FY 2005.	No provision.	Same as the Executive, except for a clarifying addition.	Same as the Executive, except for a clarifying addition.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
373 Property Tax -- Property Tax Administration Fund			
R.C. ***321.24, 5703.80***		**R.C.** ***321.24, 5703.80***	**R.C.** ***321.24, 5703.80***
Creates the Property Tax Administration Fund (appropriation item 110-623, Fund 5V8 in the state special revenue fund group). The source of funds for the Property Tax Administration Fund is a fee charged to local taxing districts. The amount credited to the Fund is calculated by summing the following: (amount of the 10% rollbacks paid on real property x 0.003) + (amount of taxes levied against public utility personal property x 0.0015) + (amount of taxes levied against tangible personal property of businesses owning property in more than one county x 0.0075). (See also the item entitled "Property Tax Administration Fund" in the Property Tax portion of the Tax Provisions section.) Fiscal effect: The revenues credited to the Property Tax Administration Fund will be provided by a transfer from GRF funds that would have otherwise been transferred into line items 110-901, Property Tax Allocation – TAX, and 200-901, Property Tax Allocation – EDU, which provides reimbursements to school districts and local governments for the 10% rollbacks on real property taxes. In FY 2004, payments to school districts and local governments will be reduced by approximately $11.6 million. In FY 2005, payments to school districts and local	No provision	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
governments will be reduced by approximately $11.9 million.			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
374 Municipal Income Tax - Uniform Tax Base for Net Profits and Telephone Company			
R.C. ***718.01, 718.02, 5745.01,5745.042,5747.044***	**R.C.** ***718.01, 718.02, 5745.01, 5745.042, 5747.044***	**R.C.** ***718.01, 718.02, 718.14, 5745.01, 5745.042, 5747.044***	**R.C.** ***718.01, 718.02, 718.021, 718.14, 5745.01, 5745.042, 5747.044***
Establishes a uniform tax base on business net profits. Adjusted federal taxable income is subject to the municipal income tax on business net profits. The taxpayer's adjusted federal taxable income is calculated on the basis of the Internal Revenue Code, as the Code exists on the bill's effective date. Beginning in 2004, a municipality may not tax a business' net profit using any base other than the business' adjusted federal taxable income. Subjects telephone companies to municipal income tax beginning January 2004. Fiscal effect: Fiscal impact varies among municipalities. Currently, there is no uniform tax base on net profits. In addition, municipal income tax revenues may increase as the telephone companies are subject to municipal income tax.	No change.	Same as the Executive, but redefines the uniform net profits tax base established in the bill. Authorizes municipal corporations to exempt from taxation certain compensation attributable to nonqualified deferred compensation plans. Specifies that net profit from rental activity not constituting a business or profession is subject to tax only by the municipal corporation in which the property that generated the profit is located. Restores the tax credit for S corporation shareholders whose distributive shares of net profits are subject to municipal income taxation at both the entity and individual levels. (It was deleted in SB 180 of the 124th General Assembly). Eliminates the requirement that businesses adjust their municipal income tax bases to account for certain inter-corporate transactions involving intangible property and interest expense. Fiscal effect: Fiscal impact varies among municipalities.	Same as the Senate, but adds technical corrections and clarifying changes.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
375 Municipal Income Tax - Net Operating Loss Carry Forward			
R.C. ***718.02, 718.02***	**R.C.** ***718.02, 718.02***		
Establishes uniform rules related to net operating losses. All businesses subject to the municipal income tax are permitted to carry forward net operating losses for a period of five years. Fiscal effect: A majority of municipalities already allow a five-year carry forward of net operating loss. Therefore, uniform rules related to net operating losses results in a minimal revenue loss to municipalities not currently allowing this carry forward provision.	Same as the Executive provision. Fiscal effect: A majority of municipalities already allow a five-year carry forward of net operating loss. Therefore, net operating losses results in a minimal revenue loss to municipalities not currently allowing this carry forward provision.	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
376 Municipal Income Tax - Withholding			
R.C. ***718.03, 718.01, 718.031***	**R.C.** ***718.03, 718.01, 718.031***	**R.C.** ***718.03, 718.01, 718.031***	**R.C.** ***718.03, 718.01, 718.031***
Eliminates the automatic three-year withholding requirement for nonresident employers. The withholding requirements for nonresident employers are determined on a year- to-year basis. Establishes a uniform tax base for municipal income tax withholding by employers. "Qualifying wages" would be used as the tax base for withholding by employers. Fiscal effect: Fiscal impact varies among municipalities. Currently, municipalities do not have uniform tax base for municipal income tax withholding.	No change.	Same as the Executive, but revises the uniform definition of "qualifying wages" subject to municipal income tax withholding requirements. Eliminates authorizing municipal tax administrators to require employers to notify them of the identity of employees for whom compensation has been deferred. Requires municipal corporations to extend a tax credit to taxpayers for certain losses associated with nonqualified deferred compensation plans. Fiscal effect: Fiscal impact varies among municipalities.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
377 Municipal Income Tax - Business Gateway			
R.C. ***718.031, 718.05, 718.051***	**R.C.** ***718.031, 718.05, 718.051, Sec. 145.03K***	**R.C.** ***718.031, 718.05, 718.051, Sec. 145.03K***	**R.C.** ***718.031, 718.05, 718.051, Sec. 145.03K***
Establishes special filing requirements for taxpayers that file municipal income tax returns or requests for extension using the Ohio Business Gateway. The Ohio Business Gateway is an online computer network system that was initially created by the Department of Administrative Services (DAS). DAS established the system under a statutory mandate to create an online computer network system that allows private businesses to electronically file business reply forms with state agencies. Fiscal effect: State expenditures may increase due to the additional municipal income tax filings through the Ohio Business Gateway. There will be no impact on municipalities that impose municipal income tax as the state will pay all the expenses associated to the filing processes and revenue distributions.	Same as the Executive, but within 30 days after the effective date of the bill, one or more individuals representing municipal government interests need to be appointed to the steering committee that directs the continuing development of the Ohio Business Gateway to assist on issues related to municipal income tax administration. Fiscal effect: unknown.	Same as the Executive, but grants the Tax Commissioner limited rulemaking authority with respect to the Ohio Business Gateway. Creates the Ohio Business Gateway Steering Committee and establishes its membership. Fiscal effect: none.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
378 Municipal Income Tax - Filing Deadlines and Extensions			
R.C. ***718.05, 718.051***	**R.C.** ***718.05, 718.051***	**R.C.** ***718.05, 718.051***	**R.C.** ***718.05, 718.051***
Establishes a uniform deadline and extension period for the filing of municipal income tax returns beginning after 2003. The uniform deadline would be the same as the date for filing the federal return. Municipalities are prohibited from establishing any other filing deadline for taxable years beginning after 2003. The extended due date of any municipal income tax return is the last day of the month for the federal income tax return extensions.	No change.	Same as the Executive, but specifies that when a taxpayer receives an extension to file a federal income tax return, the extended due date for the municipal income tax return is the last day of the month following the month to which the due date of the federal return has been extended, rather than the last day of the month to which the due date of the federal return has been extended.	Same as the Senate but specifies that an extension of time to file is not an extension of time to pay any tax due.
379 Municipal Income Tax - Tax Appeals			
R.C. ***718.11, 5717.11, 5717.03***	**R.C.** ***718.11, 5717.11, 5717.03***	**R.C.** ***718.11, 5717.11, 5717.03***	**R.C.** ***718.11, 5717.11, 5717.03***
Transfers appeals to the Board of Tax Appeals. Currently, appeals from city tax department decisions are made to an appellate board created by the legislative authority of the municipality. The appellate board created by the municipality is eliminated. Fiscal effect: The Board of Tax Appeals expenditures would increase modestly due to the additional municipal income tax caseload, but costs to local appellate boards would decrease.	Replaces the Executive provision with a provision that maintains an appellate board created by the legislative authority of the municipality. Allows the taxpayers to appeal the municipality board's decision to the Board of Tax Appeals or to the court of common pleas. Fiscal effect: The Board of Tax Appeals expenditures would increase modestly due to the additional municipal income tax appeals; costs to local appellate boards would not change.	Same as the Executive, but specifies that a tax administrator may appeal a municipal appellate board's decision to the Board of Tax Appeals. Specifies that the Board of Tax Appeals' decisions on municipal income tax matters may be appealed to the court of appeals for the county in which the taxing municipality is principally located. Fiscal effect: Fiscal impact varies among municipalities.	Same as the Senate, but adds technical corrections.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
380 Manufacturing property tax relief			
		R.C. ***5701.03, 5711.18***	**R.C.** ***5701.03, 5711.18***
No provision.	No provision.	Reduces the taxable value of manufacturing machinery and equipment placed in service after June 30, 2004, and phases in the reduction over 10 years, to 25% of the lowest valuation percentage for the class life assigned to the property. Valuations range from 15% to 20% of the acquisition value of the property. Fiscal effect: The taxable value of tangible personal property used in manufacturing and placed in service after June 30, 2004, is reduced. Manufacturing tangible property represents approximately 4.1% of total taxable value. Under this provision the contribution to the tax base will decline to 1.1 to 1.6% over approximately a 15 year period beginning in CY 2005, a reduction of 2.5 to 3.0 percentage points in the tax base. Based on taxes paid, manufacturing tangible property represents 6.0% of total property taxes. The provision will decrease this contribution to 1.6 to 2.4% over 15 years, a reduction of 3.6 to 4.4 percentage points in the tax paid. On a per year basis this would equal an average reduction 0.24 to 0.29% of taxes or about $28 to $34 million per year incrementally over 15 years. Because of the 10-year phase-in, the reduction would be very gradual initially and less than the average increment. The middle years would	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		have larger-than-average reductions while the last years would be below average. School districts receive 72% of tangible taxes, counties 19%, cities and villages 6%, and townships 4%. Of the school district portion from an average year's increment, about one-half, or $10 to $12 million, will generally be made up by state aid under the school foundation program beginning in FY 2006. Phasing in the tax reduction over 10 years, and beginning the phase-in for investments placed in service after the middle of calendar year 2004, create additional complexity, and will result in administrative cost to the Department of Taxation.	
381 Recovery of sales tax refund amounts			
		R.C. ***5703.052, 5739.21***	**R.C.** ***5703.052, 5739.21***
No provision.	No provision.	Requires that the Tax Commissioner recover tax refund amounts distributed to counties and transit authorities, if the refund amounts are for a tax that was not levied by the state. Fiscal effect: minimal, if any.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
382 Property Tax --- Accelerated Phase-Out of Tax on Inventories			
R.C. ***5711.22***		**R.C.** ***5711.22***	**R.C.** ***5711.22***
Accelerates the rate at which the inventory tax is phased out. Inventories are currently listed and assessed at a rate of 23% of their true value. Current law provides that the assessment rate will be reduced by 1% each year. The bill provides that, beginning in tax year 2005, the assessment rate will be reduced by the lesser of two percentage points or the assessment rate for the preceding year if the statewide collection of tangible personal property taxes for the second preceding year exceeded the total statewide collection of tangible personal property taxes for the third preceding year. Fiscal effect: LSC estimates this will reduce revenues to school districts and local governments by $35 million in CY 2005. These revenue losses will increase over time. It will increase the cost of the state basic aid formula due to a reduction in property valuation. Due to a lag in the basic aid formula, the CY 2005 reduction will increase the state costs by approximately $10 million in FY 2007. These costs will also increase with time.	No provision.	Same as the Executive, but corrects computation of the inventory property tax phase-down.	Same as the Senate, except applies the inventory tax assessment rate reduction trigger only through 2006.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
383 Remission of penalties for late payment of real and personal property taxes			
R.C. ***323.13, 5711.33, 5715.39***	**R.C.** ***5715.39, 323.13, 5711.33, 4503.06***	**R.C.** ***323.13, 5711.33, 5715.39***	**R.C.** ***323.13, 5711.33, 5715.39***
Permits remission of penalties for late payment of real and personal property taxes if the taxpayer's failure to make timely payment was due to "reasonable cause" and not willful neglect. Transfers authority to make all remissions to county auditors and treasurers. Requires that review by the Tax Commissioner be requested within sixty days after mailing of the auditor's decision on remission. Fiscal effect: May reduce revenue from penalties.	No provision.	Same as the Executive.	Same as the Executive, except provides that county boards of revision, rather than the county auditors and county treasurers, are to make initial decisions regarding the remission of real property tax penalties when a taxpayer's claim for remission is on the basis of "reasonable cause". Corrects a technical error by adding a Revised Code section that was mistakenly omitted from the bill.
384 Real Property Tax Penalty Remission Procedures			
		R.C. ***5715.39, 4503.06***	**R.C.** ***5715.39, 4503.06***
No provision.	No provision.	No provision.	Provides that county boards of revision, rather than the county auditors and county treasurers, are to make initial decisions regarding the remission of real property tax penalties when a taxpayer's claim for remission is on the basis of "reasonable cause." Corrects a technical error by adding a Revised Code section that was mistakenly omitted from the bill. Fiscal effect: Minimal cost to counties.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
385 Carryforward of venture capital tax credits			
		R.C. ***5725.19, 5729.08,5733.49, and 5747.8***	**R.C.** ***5725.19, 5729.08,5733.49, and 5747.8***
No provision.	No provision.	No provision.	Permits taxpayers who have been issued a nonrefundable tax credit by the Ohio Venture Capital Authority to carry forward unused portions of the credit for a period of ten years. Fiscal effect: potential minimal decrease in state and GRF revenues.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
386 Tax Replacement Payments for Taxing Districts Having a Nuclear Power Plant			
		R.C. ***5727.84***	**R.C.** ***5727.84***
No provision.	No provision.	Provides additional personal property tax replacement payments to taxing districts having a nuclear power plant, for losses due to reduction in the assessed value of electric company tangible personal property between tax years 2000 and 2001. Fiscal effect: In Ottawa and Lake counties (the locations of Ohio's two nuclear power plants), may increase payments to school districts and local governments from the School District Property Tax Replacement Fund and the Local Government Property Tax Replacement Fund, respectively. Amounts of additional compensation could range from $600,000 to several million dollars per year beginning in FY 2004. There may be insufficient balances in the cited funds (there was a shortfall of $1.8 million in FY 2003) so there is a likelihood that this will be a GRF obligation instead.	Same as the Senate, except prohibits transfers from the General Revenue Fund to the Local Government Property Tax Replacement Fund or the School District Property Tax Replacement Fund for the purpose of making the additional tax replacement payments authorized under the bill.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
387 Fuel Use Tax - Technical Correction			
		R.C. ***5728.06***	**R.C.** ***5728.06***
No provision.	No provision.	Clarifies the language adopted in Am. Sub. H.B. 87 of the 125th General Assembly that reduces the fuel use tax to two cents per gallon on July 1, 2004. Fiscal effect: None.	Same as the Senate.
388 Corporate franchise tax on telephone companies: book-tax differences			
		R.C. ***5733.04, 5733.0511,5745.01***	**R.C.** ***5733.04, 5733.0511,5745.01***
No provision.	No provision.	Prescribes how differences between the book value and the tax value of telephone company assets will be treated under the franchise tax and the municipal income taxes. The bill amortizes the tax effects of the differences in the two values over a 10-year period beginning in 2010, in lieu of the immediate recognition of the differences in the year the tax law takes place. Fiscal effect: None in the biennium, potential revenue loss when telephone companies start applying this provision.	Same as Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
389 "Decoupling" from the 2003 federal depreciation and expensing provisions			
		R.C. ***5733.04, 5747.01 and sec. 146.07***	**R.C.** ***5733.04, 5747.01 and sec. 146.07***
No provision.	No provision.	No provision.	Offsets the negative effect on state revenue of the federal depreciation and expensing provision for purchases of new equipment and machinery in the federal "Jobs and Growth Tax Relief Reconciliation Act of 2003". The tax changes in the federal legislation decrease corporate taxable income and would have decreased Ohio corporate franchise tax income. The bill adds back to Ohio income five-sixths of the amount of qualifying section 179 depreciation expense. Fiscal effect: prevents a decrease in GRF revenue of $12.0 million in FY 2004 and $20.0 million in FY 2005.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
390 Corporate franchise tax: allocation of lottery proceeds			
R.C. *5733.051*		**R.C. *5733.051***	**R.C. *5733.051***
Describes conditions under which lottery proceeds are allocable to Ohio under the corporate franchise tax. Under existing law, individual income or corporate franchise taxes must be paid in connection with the transfer of lottery prize awards to a corporation by an Ohio lottery winner at the time of the transfer. The bill updates corporate franchise tax law with respect to corporations that purchase current and future payments of lottery prize awards. Lottery prize awards awarded by the Ohio Lottery are allocable to Ohio under the corporate franchise tax. The bill clarifies that lottery prize awards and related gain from non-Ohio lotteries (and purchased by corporations doing business in Ohio) are allocable outside Ohio for franchise tax purposes. Fiscal effect: Minimal, if any.	No provision.	Same as the Executive.	Same as Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
391 Minimum Franchise Tax for Corporations			
R.C. ***5733.06***		**R.C.** ***5733.06***	**R.C.** ***5733.06***
Increases the minimum corporation franchise tax payment from $50 to $300 starting in FY 2004. Fiscal effect: This provision increases revenues under the corporate franchise tax by $10.2 million in each year of the biennium. GRF revenue gain would be $9.7 million in FY 2004 and in FY 2005. Revenue gain for local government funds will be $0.5 million in each year of the biennium.	No provision.	Increases the minimum corporation franchise tax liability from $50 to $1,000 for corporations that had at least $5.0 million in worldwide gross receipts and 300 employees worldwide during the taxable year. Fiscal Effect: Potential increase in revenue from increased tax payments from certain corporations currently paying minimum corporate franchise tax.	Same as the Senate.
392 Motor Fuel Tax - Refunds for Water Intentionally Added to Fuel			
R.C. ***5735.14, 5735.15***		**R.C.** ***5735.14, 5735.15***	**R.C.** ***5735.14, 5735.15***
Permits any person who uses motor fuel that has had water intentionally added so that the resulting fuel contains at least 9% water by volume to receive a refund of motor fuel taxes and motor fuel use taxes paid on 95% of the water contained in the fuel. Fiscal effect: Minimal loss of revenue to the Highway Operating Fund, Local Transportation Improvement Program Fund, Waterway Safety Fund, Wildlife Boater Angler Fund, and to local governments.	No provision.	Same as the Executive.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
393 Motor Fuel Tax - Exempt Educational Groups from Increase			
		R.C. ***5735.142***	**R.C.** ***5735.142***
No provision.	No provision.	Exempts from the increase in the motor fuel tax created in Am. Sub. H.B. 87 of the 125th G.A. fuel used by school districts, joint vocational school districts, and educational service centers for any purpose (H.B. 87 exempted school districts only for fuel used to transport students). Also prohibits a school district or educational service center from applying for a refund on taxes paid on motor fuel that the district or center sells. H.B. 87 increased the motor fuel tax by two cents effective July 1, 2003, by another two cents effective July 1, 2004, and by another two cents on July 1, 2005. Fiscal effect: Would reduce transportation costs for school districts and educational service centers. Would correspondingly reduce revenues to the Highway Operating Fund and to counties, municipalities, and townships for road and bridge projects. There is no data available at this time to estimate the precise revenue loss, but it would likely be less than $100,000 per fiscal year when the tax increase is fully phased-in.	Same as the Senate.

394 Sales and Use Tax: Tangible Personal Property and Services Subject to Taxes

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
R.C. *5739.01, 165.09, 902.11, 2915.01, 4505.06, 4981.20, 5739.02, 5739.03, 5741.01, 5741.02*	R.C. *5739.01, 165.09, 902.11, 2915.01, 4505.06, 4981.20, 5739.02, 5739.03, 5741.01, 5741.02*	R.C. *5739.01, 165.09, 902.11, 2915.01, 4505.06, 4981.20, 5739.02, 5739.03, 5741.01, 5741.02*	R.C. *5739.01, 165.09, 902.11, 2915.01, 4505.06, 4981.20, 5739.02, 5739.03, 5741.01, 5741.02*
Expands the sales and use tax to cleaning services for all laundry and dry cleaning items, regardless of whether it is used in a trade or business. The bill exempts self-service (coin-operated) facilities for use by consumers. Fiscal effect: This provision would increase state revenue by $15.7 million in FY 2004 and $17.7 million in FY 2005. GRF revenue gain will be $14.9 million in FY 2004 and $16.9 million in FY 2005. Local government funds will gain $0.8 million in FY 2004 and $0.9 million in FY 2005. Gain under the county permissive sales and use taxes will be $3.6 million in FY 2004 and $3.8 million in FY 2005. Imposes a sales and use tax on local telecommunication services billed to persons on or after January 1, 2004 by telephone companies. The bill expands the existing definition of "telecommunications service" to include related fees and ancillary services, including universal service fees, detailed billing service, directory assistance, service initiation, voice mail service and services such as caller ID and three-way calling. For bundled services, the entire price of a transaction is subject to tax unless the	Eliminates all provisions, except the sales tax on sales of self-storage services, dry-cleaning and laundry services, taxis, limos, charter services, personal care services, satellite broadcasting services only, and local telecommunications services. Imposing the sales tax on satellite and not on cable TV services will decrease state revenues by $58.8 million in FY 2004 and $65.6 million in FY 2005. GRF loss will be $56.0 million in FY 2004 and $62.5 million in FY 2005. Local governments revenue loss will be $2.8 million and $3.1 million. Revenue loss to counties will be $11.7 million in FY 2004 and $13.1 million in FY 2005. Also, the bill exempts therapeutic massages performed by a licensed professional from the sales tax. Fiscal effect: This provision may potentially decrease revenues by $0.5 million in FY 2004 and $0.6 million in FY 2005.	Same as the House, except the bill revises the definition of "satellite television service" and changes the term to "satellite broadcasting service". The bill also clarifies that the transportation of persons by an ambulance service is not subject to sales and use tax. Fiscal effect: None	Same as the Senate, except delays the imposition of the sales and use tax to new tangible personal property and services until August 1, 2003. Fiscal effect: reduces state revenue by $5.3 million in FY 2004. GRF revenue will decrease $5.1 million and revenue to local government will decrease $0.2 million. Also makes several clarifications on the taxation of intrastate transportation services, satellite broadcasting services and personal care services. Fiscal effect: none.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
vendor identifies the non-taxable items in the transaction. Fiscal effect: The provision increases state revenue under the sales and use tax by $56.4 million in FY 2004 and $134.2 million in FY 2005. This provision will increase GRF revenue by an estimated $53.7 million in FY 2004. In FY 2005, GRF revenue will increase by $127.8 million from the taxation of local telephone calls. Revenue gain for the local government funds will be $2.7 million in FY 2004 and $6.4 million in FY 2005. Revenue gain under the county permissive sales and use taxes will be $11.3 million in FY 2004 and $26.8 million in FY 2005. Imposes the sales and use tax on sales of cable and satellite television services. Under the bill, "cable and satellite television service" means any transmission of video or other programming service to consumers. The tax base will include all service and rental charges, premium channels or other special services, installation and repair service charges, and any other charges having any connection with the provision of the service. Fiscal effect: This provision will increase state revenue under the sales and use tax by $77.9 million in FY 2004 and $89.3 million in FY 2005. GRF revenue gain would be $74.2 million in FY 2004 and $85.0 million in FY 2005. Revenue to local government funds will increase $3.7 million in FY 2004 and $5.8 million in FY 2005. Revenue gain under the county permissive sales and use taxes will be $15.6 million in FY 2004 and $17.9 million			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
in FY 2005. Imposes a sales and use tax on various personal care services such as skin care, the application of cosmetics, manicures, hair removal, tattooing, body piercing, tanning, massage, and other similar services. However, services provided by a physician, or the cutting, coloring, or styling of an individual's hair is still exempted. Fiscal effect: This provision will increase state revenues under the sales and use tax by $2.3 million in FY 2004 and $2.6 million in FY 2005. GRF revenue gain would be $2.2 million in FY 2004 and $2.5 million in FY 2005. Revenue gain to the local government funds will be $0.1 million each year. Revenue gain under the county permissive sales and use taxes will be $0.5 million in each year of the biennium. Extends the sales and use tax to the intrastate transportation of persons by intrastate taxis, limos, charters and water transportation. The transportation provided by a public transit bus or the transportation of property under this provision are still exempt. A water transportation company is defined as a person engaged in the transportation of passengers or property, by boat or other watercraft, over any waterway, whether natural or artificial. Fiscal effect: This provision will increase sales and use tax revenues by $6.2 million in FY 2004 and $7.2 million in FY 2005. GRF revenue gain would be $5.9 million in FY			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
2004 and $6.8 million in FY 2005. Revenue to local government funds will increase $0.3 million each year. Revenue gain under the county permissive sales and use taxes will be $1.4 million in FY 2004 and $1.5 million in FY 2005. Imposes the sales and use tax on public relations and lobbying services. Under the bill, "lobbying service," means the services performed by a legislative agent required to be registered under existing legislative lobbying law, or an executive agency lobbyist required to be registered under existing executive agency lobbying law. Fiscal effect: This provision will increase sales and use tax revenue by $11.3 million in FY 2004 and $12.90 million in FY 2005. GRF revenue gain will be $10.7 million in FY 2004 and $12.3 million in FY 2005. Revenue to local government funds will increase $0.5 million in FY 2004 and $0.6 million in FY 2005. Revenue gain under the county permissive sales and use taxes will be $2.5 million in FY 2004 and $2.6 million in FY 2005. Extends the sales and use tax to sales of various real estate services. The services are activities related to the buying, selling, or management of real estate, including real estate brokerage, real property inspection or appraisal, title searching, and property management. "Real estate service" does not include mortgage lending, the provision of title insurance, or any service that			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
constitutes the practice of law. Under the bill, "property management" means the service of managing commercial, industrial, or residential property to maintain its condition and value for the property owner, and includes showing property to potential renters, collecting rents, and providing similar services to generate revenue from the property for the owner. "Property management" does not include the management of the operations of a commercial, industrial, or governmental facility under a contract or subcontract with the facility owner or a contractor of the owner. Fiscal effect: The taxation of real estate services will increase sales and use tax revenue by $101.8 million in FY 2004 and $115.8 million in FY 2005. GRF revenue gain will be $96.9 million in FY 2004 and $110.2 million in FY 2005. Revenue to local government funds will increase $4.9 million in FY 2004 and $5.6 million in FY 2005. Revenue gain under the county permissive sales and use taxes will be $20.4 million in FY 2004 and $23.2 million in FY 2005. Imposes the sales and use tax on debt collection services. Under the bill, "debt collection" means the provision of services of collecting debts owed or due another person. Any service that constitutes the practice of law is exempt. Fiscal effect: This provision will increase state sales and use tax revenue by $17.5 million in FY 2004 and $21.3 million in FY			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
2005. GRF revenue gain will be $16.6 million in FY 2004 and $20.3 million in FY 2005. Revenue to local government funds will be $0.8 million in FY 2004 and $1.0 million in FY 2005. Revenue gain under the county permissive sales and use taxes will be $3.5 million in FY 2004 and $4.3 million in FY 2005.			
Imposes the sales and use tax on sales of “design services," which include the planning, designing, and administering of projects in interior or exterior spaces to meet the needs of individuals using them. Fiscal effect: This provision will increase sales and use tax revenue by $10.6 million in FY 2004 and $12.2 million in FY 2005. GRF revenue will be $10.1 million in FY 2004 and $11.6 million in FY 2005. Revenue gain to local government funds will be $0.5 million in FY 2004 and $0.6 million in FY 2005. Revenue gain under the county permissive sales and use taxes will be $2.1 million in FY 2004 and $2.4 million in FY 2005.			
Extends the sales tax to sales or transfers of ownership interest in certain LLCs which are not engaged in business, and are operated primarily for the use and enjoyment of shareholders. Closely held corporations are already taxed under this law for the transfer of their shares of stock involving these assets. Fiscal effect: This provision is expected to increase GRF revenues by a minimal amount.			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
Imposes a sales tax on sales of personal storage rentals (safe deposit box, self-storage units). The tax would not apply to business storage charges (such as warehouses). The bill subjects all charges (hourly, daily or monthly) for parking to the sales tax. Fiscal effect: This provision is expected to increase sales tax revenues by $27.8 million in FY 2004 and $32.1 million in FY 2005. GRF revenue gain will be $26.4 million in FY 2004 and $30.6 million in FY 2005. Revenue to local government funds will increase $1.3 million in FY 2004 and $1.6 million in FY 2005. Revenue gain under the county permissive sales and use taxes will be $5.6 million in FY 2004 and $6.4 million in FY 2005.			
Includes under the sales tax admissions to entertainment and sporting events, all transactions by which admission is granted to a theater, auditorium, arena, stadium, zoo, amusement park, museum, or similar place of amusement. The state sales tax does not preclude local government admissions taxes. Fiscal effect: This provision is expected to increase state sales and use tax revenue by $46.9 million in FY 2004 and $54.6 million in FY 2005. GRF revenue gain will be $44.7 million in FY 2004 and $52.0 million in FY 2005. Revenue gain to local government funds will be $2.3 million in FY 2004 and $2.6 million in FY 2005. Revenue gain under the			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
county permissive sales and use taxes will be $9.4 million in FY 2004 and $10.9 million in FY 2005.			
395 Sales and use tax exemption for fractional aircraft sales			
		R.C. ***5739.01, 5739.02, 5739.025***	**R.C.** ***5739.01, 5739.02, 5739.025***
No provision.	No provision.	Exempts from sales and use tax sales of parts, supplies, and services for aircraft used in a fractional aircraft ownership program. The bill also limits to $800 per aircraft the maximum sales and use tax that could be collected on the sale of an aircraft in a fractional ownership program. Fiscal effect: The application of the sales and use tax statutes to sales of fractional ownership of aircraft in Ohio is unclear and appear to be in dispute, thus affecting the estimation of potential state revenue loss from this provision. Depending upon how the taxation of fractional ownership of planes and the servicing of those planes is ultimately resolved, the number of planes purchased and their Ohio clients, state and GRF revenue loss may potentially be up to $8.0 million per year. County and transit authorities revenue loss may be up to $1.6 million per year.	Same as the Senate, except the bill reduces from 300 to 100 the number of airworthy aircraft that must be operated to meet criteria of a fractional aircraft ownership program eligible for certain sales tax exemptions. Fiscal effect: same as Senate .

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
396 Streamlined Sales and Use Tax Revisions			
		R.C. ***5739.01, 5739.02, 165.09,902.11,4981.2,5741.01,5741.02,5739.011,5739.012,5739.021,5739.022,5739.023,5739.025,5739.026,5739.03, 5739.033,5739.034,5739.10,5739.121,5739.17,5741.021,5741.022,5741.023***	**R.C.** ***5739.01, 5739.02, 165.09,902.11,4981.2,5741.01,5741.02,5739.011,5739.012,5739.021,5739.022,5739.023,5739.025,5739.026,5739.03, 5739.033,5739.034,5739.10,5739.121,5739.17,5741.021,5741.022,5741.023***
No provision.	No provision.	Makes certain changes to state and local sales and use tax laws to reflect simplification and administration requirements contained in the Streamlined Sales and Use Tax Administration Agreement. Several items have no or little fiscal impact. They include uniform debt provisions, uniform telecommunications definitions and sourcing rules, limitations on local sales and use tax rate changes and other uniform definitions. Items with fiscal impact include elimination of the 16-cents threshold and adopting mathematical rounding of the sales tax computation, changes to the definitions of prescription drugs, medical equipment, and food. The effective date of the rounding provision is January 1, 2006, outside of this biennium. The effective date of the change in the definition of food is July 1, 2004, affecting FY 2005 revenue. The effective date of certain other provisions is January 1, 2004. Fiscal effect: State and GRF revenue loss will be $3.7 million in FY 2004 and $28.2	Same as Senate, except clarifies where and how prepaid telecommunications services is sourced prior to and after the Streamlined Sales and Use Tax Agreement changes take effect. Fiscal effect: none.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		million in FY 2005 (the House "froze" distributions to local government funds at the FY 2003 levels). County and transit authorities revenue loss would be $0.7 million in FY 2004 and $5.6 million in FY 2005. Potential revenue increase in future years when additional revenues are collected from out-of-state vendors under the streamlined sales and use tax program. Updates and maintains the exemption for sales of electricity and sales of private communications services to conform with the definitions contained in the Streamlined Sales Tax Agreement. Fiscal effect: None.	
397 Computing Sales Tax on Leases			
		R.C. ***5739.012, 5739.02***	**R.C.** ***5739.012, 5739.02***
No provision.	No provision.	No provision.	Consolidates the provision on sales tax lease sham transactions with other sales tax lease provisions in the budget bill. Fiscal effect: none.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
398 Increases the Sales Tax Rate to 6 %			
	R.C. ***5739.02, 5741.02***	**R.C.** ***5739.02, 5741.02***	**R.C.** ***5739.02, 5741.02***
No provision.	Increases the sales and use tax rate from 5% to 6% for sales made between July 1, 2003 and June 30, 2005. Fiscal effect: This provision will increase state sales and use tax revenue by approximately $1,331.1 million in FY 2004 and $1,569.8 million in FY 2005. (This estimate includes additional revenue from provisions expanding the sales tax base in the bill). GRF revenue gain will be $1,274.0 million in FY 2004 and $1,506.3 million in FY 2005. Revenue to local government funds will increase $57.1 million and $63.5 million.	Same as the House, but clarifies that the sales and use tax rate returns to 5% on July 1, 2005, and the vendor discount returns to 0.75%. The bill also revises the sales tax schedules (brackets) to reflect the temporary rate increase from 5% to 6% between July 1, 2003 and June 30, 2005. Fiscal effect: None during the biennium. However, the reduction in the vendor discount will increase revenue.	Same as the Senate, except also temporarily increases to 6 % the excise tax vendors are required to pay between July 1, 2003 and June 30, 2005. Fiscal effect: none.
399 Sales tax exemption for epoetin alfa			
		R.C. ***5739.02,***	**R.C.** ***5739.02,***
No provision.	No provision.	No provision.	Broadens the exemption for sales of epoeting alfa to include treating persons with end-state renal disease and also with other medical diseases. Fiscal effect: minimal, if any.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
400 New EFT threshold and accelerated sales tax payments			
		R.C. ***5739.032, 5739.12,5739.122,5741.121***	**R.C.** ***5739.032, 5739.12,5739.122,5741.121***
No provision.	No provision.	Increases the electronic funds transfer threshold for payment of the sales or use tax to $75,000, up from $60,000. The bill also requires three accelerated sales and use tax payments instead of the four payments required under existing law. Fiscal effect: Potential revenue loss.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
401 Sales and Use Tax: Other Provisions			
R.C. ***5739.12, 5747.01, 5739.33, 5741.25***	**R.C.** ***5739.12, 5747.01, 5739.33, 5741.25***	**R.C.** ***5739.12, 5747.01, 5739.33, 5741.25, 5739.33 and 5741.25***	**R.C.** ***5739.12, 5747.01, 5739.33, 5741.25, 5739.33 and 5741.25***
Creates sales and use tax exemptions for sales of tangible personal property or services to persons providing certain transportation or telecommunications services where the property or services are used directly and primarily in providing taxable transportation or telecommunications services. Fiscal effect: None. Provides that if a vendor is required to obtain a license from the Tax Commissioner, the person may have the opportunity, or may be required, to obtain the license through the Ohio Business Gateway on-line computer network system. After January 1, 2005, persons that are required to apply to county auditors for their licenses may have the opportunity to obtain licenses through the Ohio Business Gateway. The bill does not provide the distribution of fees collected under this provision through the Ohio Business Gateway. Fiscal effect: This provision may create a small, undeterminable amount of revenue loss to counties. Modifies the discount for early filing and payment of sales or use taxes. The current early payment and filing discount is 0.75%	Removes all provisions, except the exemption for sales of tangible personal property or services to persons providing certain transportation or telecommunications services where such property or services are used directly in providing taxable transportation or telecommunication services. Also, the bill increases the vendor discount for all vendors to 1.1%. Fiscal effect: This provision decreases state sales and use tax revenues by $34.4 million in FY 2004 and $36.7 million in FY 2005. (Estimates based on a 6% sales tax rate). GRF revenue loss will be $32.7 million in FY 2004 and $34.9 million in FY 2005. Revenue loss to local government funds will be $1.7 million in each year of the biennium.	Same as the House, except the bill applies the existing personal liability provision to direct-pay permit holders and makes them responsible for filing returns and paying sales taxes, and adds a new personal liability provision for the use tax. The bill also clarifies that sales of Wide Area Transmission (WATS) service are not excluded from the sales or use tax if it is for local exchange service. Fiscal effect: None.	Same as the Senate, except the bill decreases the vendor discount to 0.9% from 1.1 % for the period of July 1, 2003 and June 30, 2005. The vendor discount returns to 0.75% on and after July 1, 2005. Fiscal effect: State revenue gain of $16.0 million in FY 2004 and $16.7 million in FY 2005 (estimates based on 6 percent rate). GRF revenue gain will be $15.2 million in FY 2004 and $15.9 million in FY 2005. Local government funds will gain $0.8 million in FY 2004 and in FY 2005.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
for all vendors. The bill reduces to 0.5% the vendor discount for a vendor that is required to remit sales taxes by electronic funds transfer. However, the discount is increased to 1% if the vendor is not required to remit taxes by electronic funds transfer. Fiscal effect: This provision will increase state sales and use tax revenues by $5.3 million in each year of the biennium. GRF revenue gain will be $5.0 million in each year of the biennium. Revenue to local government funds will increase $0.3 million each year of the biennium. Revenue gain under the county permissive sales and use taxes will be $1.0 million in FY 2004 and $1.0 million in FY 2005. Expands the definition of "substantial nexus with this state" for purposes of the use tax. The bill expands the definition to include when the seller, or another person acting on behalf of the seller, regularly has employees in Ohio engaging in any activity that creates, develops, or maintains a market for, or uses a person in Ohio for accepting returns of merchandise purchased from the seller, or providing repair or warranty services for the seller. Fiscal effect: This provision has a minimal fiscal impact. Extends to direct payment permit holders personal liability for failure to file a return or pay sales taxes due. Fiscal effect: None.			

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
Creates a new personal liability provision in the use tax that is similar to the existing provision in the sales tax law. Fiscal effect: None. Clarifies the taxation of leases with renewal clauses. The bill specifies that sales and use taxes must be calculated and paid on the basis of the entire length of the lease period including any renewal period, until the termination penalty no longer applies. Fiscal effect: This provision has a minimal fiscal effect. Requires a vendor making taxable sales selling liquor with a permit issued by the Division of Liquor Control to obtain a vendor's license in the same name for the same address as shown in the permit. Fiscal effect: None.			

402 Personal Income Tax - Eliminate Exemption for Qualified Funeral Trusts

		R.C. *5747.02*	R.C. *5747.02*
No provision.	No provision.	Exempts all preneed funeral trusts from the temporary tax on trust income, even if the trust is not considered a "qualified" preneed trusts for federal tax purposes, and therefore already exempted. Fiscal effect: Possible decrease in revenue	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
403 Personal income Tax - Defer Tax Liability for Armed Forces Serving in Operation Iraqi Freedom			
	R.C. *5747.026*	**R.C. *5747.026***	**R.C. *5747.026***
No provision.	Defers state income tax liability for members of the armed forces serving in Operation Iraqi Freedom until after the member's duty terminates. Fiscal effect: Minimal.	Same as House.	Specifies that provisions permitting the Tax Commissioner to enter into contracts with taxpayers serving in Operation Iraqi Freedom for the deferment of state income taxes does not apply to any taxpayer who receives an extension of time in which to file a federal income tax return or make payment of federal income taxes. Provides that a taxpayer who receives such a federal extension receives an extension to make Ohio income tax filings and income tax payments equal in length to the extension granted under federal law. Provides that no penalties or interest can be assessed in connection with the extension. Fiscal effect: Minimal.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
404 Abatement of Taxes on Cemetery Property			
	Section: ***145.03I***	**Section:** ***145.03I***	**Section:** ***145.03I***
No provision.	Temporarily authorizes the Tax Commissioner to abate the collection of past-due taxes that have been charged against otherwise exempt cemeteries because a tax exemption application was not filed. Fiscal effect: Reduces the revenues generated by the taxes to be exempt. On average, 70% of the taxes benefit school districts in which the property is located and 30% benefit counties and other local governments in which the property is located.	Same as House, but extends the provision to property of a board of education, school buildings, churches, colleges, government property used for public purposes, and property used to support the poor. Extends the time to apply for abatement from six months to twenty-four months, and extends the time for the Tax Commissioner to apply the abatement to qualified property that is the subject of an application for exemption from six months to twelve months. Fiscal effect: Same general effect as the House, but significantly more property will be eligible for abatement requests.	Same as the Senate, except specifies that applications for remission of past-due taxes must be made within 12 months after the bill's effective date.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
405 Accelerated sales and use tax payment			
		Sections ***5739.032, 5739.122, 5741.121 and Section xxxx***	**Sections** ***5739.032, 5739.122, 5741.121 and Section xxxx***
No provision.	No provision.	Provides that taxpayers that are required to remit sales and use tax payments by electronic funds transfer shall not be subject to late filing penalties if all payments for April and May 2003 have been made and the June payments are made in full on or before June 25, 2003. The bill also provides that a person subject to the accelerated tax payment schedules and that has not been notified by the Department of Taxation shall not be subject to late filing penalties for any reporting period prior to the receipt of the notice or September 2003, whichever is earlier. Fiscal effect: Minimal GRF revenue loss.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
406 Penalties for Employers' Submission of Incorrect Unemployment Compensation Filings			
		R.C. *4141.201*	**R.C. *4141.201***
No provision.	No provision.	Provides that if an employer makes a filing with respect to unemployment compensation and the filing contains incorrect information, no penalty may be imposed upon the employer if the employer voluntarily identifies and corrects the incorrect information. Specifies that a penalty may be imposed with respect to any false information knowingly submitted by an employer for the purpose of avoiding unemployment compensation payments. Fiscal effect: Minimal, if any.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
407 Reporting Requirements for the Tobacco Product Manufacturer Directory Law			
		R.C. ***1346.07, 1346.08***	**R.C.** ***1346.07, 1346.08***
No provision.	No provision.	Requires a stamping agent, in filing required reports with the Tax Commissioner, to include a list (by brand Family) of the total number of cigarettes, or, in the case of roll-your-own, the equivalent stick count, to which the agent affixed a tax stamp or for which the agent otherwise paid the tax due, for the period covered by the report, rather than the previous calendar quarter. Permits the Tax Commisisonerto require a stamping agent to produce information sufficient to determine the adequacy of the amount of an installment deposit, if the Attorney General adopts a rule requiring escrow account deposits to be made in quarterly installments. (See Attorney General subject item "Tobacco Product Manufacturer Certification Requirements and Directory") Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
408 Criminal Forfeiture Fund			
R.C. ***2925.44, 2933.43***		**R.C.** ***2925.44, 2933.43***	**R.C.** ***2925.44, 2933.43***
Establishes the Criminal Forfeiture Fund to receive the proceeds from property or money seized in the course of enforcement actions by The Department of Taxation's Enforcement Division. Credited to the Fund would be interest or other earnings arising from the investment of money or of proceeds from selling property seized by the Department. The Department may only use money in the Fund to pay for equipment costs of the Enforcement Division. Each year, the Tax Commissioner must report to the Attorney General on the use of money in the Fund. Fiscal effect: The Department has not been able to accept these moneys in the past, and is uncertain how much revenue will be credited to this fund; however, it does not anticipate the amount to be large.	No provision.	Same as the Executive, but expands provisions in the existing Corrupt Activity Forfeiture Law, Felony Drug Abuse Offense Forfeiture Law, and Contraband Forfeiture Law that pertain to distribution of the proceeds of a sale of forfeited property or cash to specifically provide for distribution to the Department of Taxation Enforcement Fund. Fiscal effect: The Department has not been able to accept these moneys in the past, and is uncertain how much revenue will be credited to this fund; however, it does not anticipate the amount to be large.	Same as the Senate, but requires Controlling Board approval on any deposit of moneys into the Department of Taxation Enforcement Fund created in the bill. Specifies that moneys not approved by the Controlling Board for deposit into the fund be deposited into the Peace Officer Training Commission Fund instead. Fiscal effect: Appropriations for Department of Taxation Enforcement Fund and Peace Officer Training Commission Fund may increase.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
409 Housing Officers Granted Jurisdiction			
R.C. ***3735.67, 5715.27, Sections 144.12, 146.07***		**R.C.** ***3735.67, 5715.27, Sections 144.12, 146.07***	**R.C.** ***3735.67, 5715.27, Sections 144.12, 146.07***
Withdraws jurisdiction of the Tax Commissioner to hear complaints that challenge the continued exemption of property located in a community reinvestment area (CRA) and grants jurisdiction to the housing officer which granted the exemption. The provision counters the Ohio Supreme Court's 2001 decision, Gahanna-Jefferson Local School Dist. Bd. of Educ. v. Zaino, in which the court ruled the Tax Commissioner had jurisdiction to hear CRA complaints under current law. Fiscal effect: None.	No provision.	Same as the Executive.	Same as the Executive.
410 Extension of Tax Commissioner's Power to Disregard Sham Transactions			
R.C. ***5703.56, 5733.111, 5739.01, 5739.012, 5741.01, 5741.011, 5747.131***		**R.C.** ***5703.56, 5733.111, 5739.01, 5739.012, 5741.01, 5741.011, 5747.131***	**R.C.** ***5703.56, 5733.111, 5739.01, 5739.012, 5741.01, 5741.011, 5747.131***
Extends the Tax Commissioner's authority to disregard sham transactions--currently limited to corporate franchise tax assessments, income tax assessments, and the up-front collection of sales taxes on certain leases--to every tax administered by the Tax Commissioner. Fiscal effect: None.	No provision.	Same as the Executive. Fiscal effect: None.	Same as the Executive.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
411 Delegation of the Tax Commissioner's Investigation Powers			
R.C. ***5703.58, 109.71, 2935.01, Section 146.07***		**R.C.** ***5703.58, 109.71, 2935.01, Section 146.07***	**R.C.** ***5703.58, 109.71, 2935.01, Section 146.07***
Repeals current law (in the motor fuel, sales and use, cigarette, and income tax laws) that allows the Tax Commissioner to delegate investigative powers to employees of the Department who have been certified by the Ohio Peace Officer Training Commission and are engaged in the enforcement of those laws, and enacts a general provision delegating investigative powers to enforce all laws relating to taxes and fees that the Tax Commissioner is responsible for administering. Fiscal effect: None.	No provision.	Same as the Executive.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
412 Tax Exemption for Pollution Control Facilities			
R.C. ***5709.20, 5709.201, 5709.21, 5709.211, 5709.212, 5709.22, 5709.23, 5709.24, 5709.25, 5709.26, 5709.27, 6111.06***		**R.C.** ***5709.20, 5709.201, 5709.21, 5709.211, 5709.212, 5709.22, 5709.23, 5709.24, 5709.25, 5709.26, 5709.27, 6111.06***	**R.C.** ***5709.20, 5709.201, 5709.21, 5709.211, 5709.212, 5709.22, 5709.23, 5709.24, 5709.25, 5709.26, 5709.27, 6111.06***
Specifies uniform procedures for application for special-purpose tax-exempt facilities, to be administered by the Tax Commissioner. The Director of Environmental Protection is to provide recommendations regarding applications for water pollution control facilities, and the Director of Development is to provide recommendations regarding applications for energy conversion and thermal efficiency facilities. A fee of $1,000 is to be charged for each application, with half of the fee to be credited to a new fund, the Exempt Facility Administrative Fund, for appropriation to the Department of Taxation in administering these tax-exempt facilities. The other half is to be credited to the Clean Air Fund for an air or noise pollution control facility; to the Surface Water Protection Fund for an industrial water pollution control facility; or to the Exempt Facility Inspection Fund, a new fund, for use by the Department of Development in providing recommendations regarding applications for tax exemption for energy conversion facilities, solid waste energy conversion facilities, or thermal efficiency improvement facilities. Fiscal effect: Currently, no fee is imposed	No provision.	Same as the Executive, but changes the fee to one-half of one percent of cost, not to exceed $2,000 per facility, and adds certain oil refinery equipment. Also, provides that a certificate issued by the tax commissioner prior to July 1, 2003 may not be revoked on the basis of agreement of the tax commissioner with an opinion from the director of environmental protection or the director of development that a certificate should not have been issued. Adds clarifying language pertaining to definitions of terms. Fiscal effect: Similar to the Executive, but would generate larger fee income for facilities costing over $200,000, and smaller fee income for less costly facilities.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
except for industrial water pollution control applications, which have a $500 fee. The bill would create two new funds out of which would be paid the costs of administering tax exemption for special-purpose facilities.			
413 Enforcement of the Motor Fuel Use Tax and Motor Fuel Tax Laws			
R.C. ***5728.04, 5728.99, 5735.19, 5735.99***		**R.C.** ***5728.04, 5728.99, 5735.19, 5735.99, 5743.45***	**R.C.** ***5728.04, 5728.99, 5735.19, 5735.99, 5743.45***
Prohibits operating certain commercial cars and commercial tractors with a suspended or surrendered motor fuel use permit, and creates a penalty. Provides that if a person operates a commercial car or tractor without a fuel use permit, or under a suspended or surrendered fuel use permit, the car or tractor may be "detained" until valid fuel use permit is obtained or reinstated. Increases the penalty for this violation from a fourth degree misdeameanor to a fifth degree felony. Fiscal effect: None.	No provision.	Same as the Executive, but adds technical corrections. Fiscal effect: None.	Same as the Senate, but specifies that the penalty for operating certain commercial cars and commercial tractors with a suspended or surrendered motor fuel use permit changed is a misdeameanor of the first degree rather than a fifth degree felony. Fiscal effect: None.
Expands the Tax Commissioner's power to conduct inspections related to enforcement of the motor fuel and motor fuel use tax laws, and permits the Commissioner to authorize employees to conduct inspections at designated inspection sites - tanks, reservoirs, or containers used for production, storage, or transportation of fuel, fuel dyes, or fuel markers, and records kept to determine motor fuel tax liability. Authorizes designated employees to detain	No provision.	Same as the Executive, but adds technical corrections. Fiscal effect: None.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
motor vehicles, trains, and vessels to inspect fuel tanks and storage tanks. Provides that refusing an inspection is a first degree misdemeanor and can result in loss of a fuel use permit or other license or permit issued under the Fuel Use Tax or Motor Fuel Tax laws.			
414 Tax Refunds			
Section: ***103***	**Section:** ***103***	**Sections** ***103, 5703.052, 5739.211***	**Sections** ***103, 5703.052, 5739.211***
Appropriates any additional amounts that are needed to pay tax refunds.	No change.	Same as the Executive, but requires that the Tax Commissioner recover tax refund amounts distributed to counties and transit authorities, if the refund amounts are for a tax that was not levied by the state. Fiscal effect: It may increase the counties' and transit authorities' sales tax revenues from tax refund amounts.	Same as the Senate.
415 Travel Expenses for the Streamlined Sales Tax Project			
		Section: ***103***	**Section:** ***103***
No provision.	No provision.	Allows the Tax Commissioner to use funds from appropriation item 110-607, Local tax Administration (Fund 435), to pay for travel costs to Streamlined Sales Tax meetings. No additional appropriation is requested. Fiscal effect: none.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
416 Regional Transit Authorities			
		R.C. ***306.35, 306.99, 2917.41, and 4511.33 (present and future versions)***	**R.C.** ***306.35, 306.99, 2917.41, and 4511.33 (present and future versions)***
No provision.	No provision.	Specifically permits regional transit authorities to adopt bylaws and rules relating to certain subject areas; provides a penalty for a violation of a regional transit authority bylaw or rule. Modifies the penalty for certain types of misconduct involving a public transportation system. Permits the use of a particular lane of a highway to be restricted only to buses during certain hours or during all hours. Fiscal effect: Local public transit authorities may experience permissive administrative costs for adopting bylaws and rules. Local transit authorities may experience increased revenue from fines. Municipalities may incur expenses for erecting signs that restrict the use of a particular lane to only buses during certain hours or all hours.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
417 OMVI Driver's License Reinstatement Fee Distribution			
	R.C. ***4503.234, (and future version of 4503.234) and 4511.191 (and future version of 4511.191)***		
No provision.	Of the current $425 OMVI (operating a motor vehicle while under the influence) driver's license reinstatement fee, removes the partial distribution of $75 to the Attorney General for the Drug Abuse Resistance Education Programs Fund (Fund 4L6) in the state special revenue fund group, eliminates the Fund, and redirects the $75 as follows: (1) $60 to ODOT for the newly created Public Transportation Grant Programs Fund (Fund 5W7) in the state special revenue fund group to be used to match available federal public transportation funds and for related operating expenses, and (2) $15 to the Department of Public Safety to the newly created Public Safety Investigative Unit Fund (Fund 5X1) in the state special revenue fund group to be used for food stamp and liquor enforcement duties of the Investigative Unit. Also specifies that the Reparations Fund (Fund 402) in the state special revenue fund group receive any portion of the proceeds of the sale of a forfeited vehicle that had been directed to the Drug Abuse Resistance Education Programs Fund (Fund 4L6). Appropriates $3,100,000 in FY 2004 and $3,100,000 in FY 2005 to the newly created appropriation item 771-413, Public Transportation Grant Programs (Fund 5W7).	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	Fiscal effect: Potential revenue loss up to 6% (or approximately $240,000 per year depending on the number of OMVI convictions) to the Attorney General due to the elimination of the Drug Abuse Resistance Education Programs Fund (Fund 4L6). Potential revenue loss to local law enforcement agencies eligible to receive grant moneys to implement D.A.R.E educational programs, resulting in a subsequent draw on other local government moneys to pay the 50 percent of affiliated law enforcement officers' salaries which the D.A.R.E. grant moneys fund. It is uncertain if law enforcement officers currently engaged in D.A.R.E efforts will assume other responsibilities in their departments; law enforcement agencies may experience administrative costs to restructure program plans. Overall, fiscal impacts may vary among local law enforcement agencies who implement the D.A.R.E program. Potential revenue gain to the Department of Transportation for state matching dollars for federal public transportation funds, and for payment of the Department's related operating expenses. Local public transit systems may experience additional revenues for transit programs. The number of transit systems that may receive these additional moneys is unknown.		

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
418 Operating a Motor Vehicle While Under the Influence of Alcohol			
		R.C. *4511.198*	**R.C. *4511.198***
No provision.	No provision.	Provides that if the United States Congress repeals the .08 blood alcohol concentration (BAC) per se OMVI mandate and reverts back to the .10 BAC level or if a federal court with statewide jurisdiction declares the mandate to be unconstitutional or otherwise invalid, this state's per se BAC levels for drunk boating, drunk driving, and implied consent laws also revert back to .10. Fiscal effect: Unknown. Am. Sub. H.B. 87 of the 125th General Assembly reduced Ohio's BAC from .10 to .08. Previously, if a state had not adopted a .08 BAC, then 2 percent of certain federal highway funds would be withheld cumulatively for each year of non-compliance culminating in an 8 percent penalty in federal FY (FFY) 2007 and each year thereafter. If the penalty were imposed, Ohio could have lost $11.9 million in FFY 2004, $24.1 million in FFY 2005, $36.6 million in FFY 2006, and $49.2 million in FFY 2007. It is unknown at this time whether any federal highway funds will be withheld if Ohio reverts to .10 BAC levels. Also, if Ohio reverted back, state and local OMVI annual fine revenue would likely be less, court cost revenue would decrease, local incarceration costs would decrease, and several other state funds would experience less revenue from fewer reinstatements of	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		administratively suspended drivers' licenses.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
419 General Aviation License Tax			
	R.C. ***4561.18, 4561.21***		
No provision.	Increases the general aviation license tax to $100 per aircraft. Current law establishes the tax as a range of $6 (for a plane with a rated seating capacity of one or two persons) to $15 plus $5 for each person of seating capacity in excess of 5 persons. Creates the County Airport Maintenance Assistance Fund (Fund 5W9) in the state special revenue fund group, and requires all such license taxes to be deposited into the Fund 5W9 instead of the GRF. Fiscal effect: Based on approximately 5,713 aircraft registrations in calendar year 2002, the Department of Transportation may experience a revenue gain of approximately $403,395 per year above FY 2002 collection levels of $167,905. The revenue from the increase in license tax will now be deposited into the newly created Fund 5W9, resulting in a subsequent loss to GRF appropriation item 777-471, Airport Improvements-State, which currently receives aircraft license tax revenue to support the County Airport Improvement Program, by provides funding for maintenance, capital improvements, and runway crack sealing projects. No program functions are expected to decrease with the transfer in funds receiving the aircraft license tax revenue. Local publicly owned airports are likely to experience increased support for	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	airport infrastructure projects. The specific airports that may receive these additional revenues is unknown at this time. The bill appropriates $570,000 in FY 2004 and $570,000 in FY 2005 to appropriation item 777-476, County Airport Maintenance Assistance, Fund (5W9) in the state special revenue fund group.		
420 ODOT Sell Advertising at Rest Areas, Revenue to Fund Rest Area Improvements			
	R.C. ***5515.07, 5515.08***		
No provision.	Permits ODOT to sell advertising space at rest areas and requires ODOT to utilize all resulting revenues to pay for rest areas improvements. Money ODOT receives from selling advertising space at rest areas will be deposited into the newly created Roadside Rest Improvement Fund (Fund 5W8) in the state special revenue fund group. Fiscal effect: Potential revenue gain to ODOT for selling advertising space at rest areas. Revenues are to be expended for rest area improvements. The bill appropriates $250,000 in each fiscal year to newly created appropriation item 774-432, Roadside Rest Area Improvement, (Fund 5W8) in the state special revenue fund group.	No provision.	Same as the House.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
421 Highway Use Tax			
		R.C. *5735.23*	**R.C. *5735.23***
No provision.	No provision.	Am. Sub. H.B. 87 of the 125th General Assembly phases out the current three cent per gallon highway use tax by July 1, 2005 and also requires specified amounts annually be deducted from the local government share of the gas tax and credited to the Highway Operating Fund (these specified amounts are the local governments "share" of the use tax reduction); the amendment requires the specified deductions from the local government share of the gas tax be made each month rather than just once per year; also updates the version of R.C. 5735.23. Fiscal effect: Am. Sub. H.B. 87 of the 125th General Assembly requires monthly reductions of $248,625 for counties, $248,625 for municipal corporations, and $87,750 for townships, with a subsequent monthly increase of $585,000 to the Highway Operating Fund.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
422 Railroad Crossing Safety Devices			
		Section: ***131.01***	**Section:** ***131.01***
No provision.	No provision.	Amends Am. Sub. H.B. 87 of the 125th General Assembly to eliminate the $1 million appropriation in FY 2004 to line item 776-665, Railroad Crossing Safety Devices and to eliminate related language. Fiscal effect: Reduces the appropriation to fund the installation of rumble strips at railroad crossings by $1 million. Part of the $1 million would still be needed to process grants that have already been approved. ODOT would not realize any administrative savings from the elimination of this program.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
423 Continuing Education for Treasurers of Political Subdivision			
	R.C. ***135.22***		
No provision.	Requires treasurers of political subdivisions (other than charter cities and counties) to complete, on a biennial basis, continuing education programs offered by the Treasurer of State (instead of annually as under current law). Fiscal effect: Reduction in expenses of approximately 50% to the Treasurer of State for providing continuing education programs to treasurers in certain political subdivisions. It will also decrease the political subdivisions expenditures to attend the continuing education programs.	No provision.	No provision.
424 Competitive Selection and Veterans' Home Pharmaceuticals			
		R.C. ***127.16***	**R.C.** ***127.16***
No provision.	No provision.	Exempts reimbursements paid to the U.S. Department of Veterans Affairs for pharmaceutical and patient supply purchases made on behalf of the Ohio Veterans' Home Agency from the requirement that state agency purchases be made through competitive selection or with Controlling Board approval. Fiscal effect: This provision would reduce administrative costs for the Veterans' Home Agency.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
425 Release of Funds			
Section: ***109***		**Section:** ***108.01***	**Section:** ***108.01***
Allows for the Veterans' Organizations' appropriation items to be released upon approval by the Director of Budget and Management.	No provision.	Same as the Executive, but GRF appropriation item 759-501, Veterans of World War I, is removed from the language since the organization will receive no funding.	Same as the Senate version.
426 50th Anniversary Commemoration of the Korean War			
Section: ***109***		**Section:** ***108.01***	**Section:** ***108.01***
Earmarks $4,500 in FY 2004 from GRF appropriation item 747-501, State Support – Korean War Veterans, to be used for activities relating to the commemoration of the 50th anniversary of the Korean War. The commemoration activities shall be carried out by the Korean War Veterans organization with input from the Governor's Office of Veterans Affairs and other veterans' organizations representing Korean War veterans.	No provision.	Same as the Executive.	Same as the Executive and Senate versions.
427 American Ex-Prisoners of War			
Section: ***109***		**Section:** ***108.01***	**Section:** ***108.01***
Permits the American Ex-Prisoners of War to share an office with the Veterans of World War I.	No provision.	Same as the Executive.	Same as the Executive and Senate versions.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
428 Central Ohio United Services Organization			
Section: *109*		**Section: *108.01***	**Section: *108.01***
Earmarks $50,000 in each fiscal year from GRF appropriation item 751-501, State Support - Vietnam Veterans of America, to be used to support the activities of the Central Ohio USO.	No provision.	Same as the Executive.	Same as the Executive and Senate versions.
429 Veterans Service Commission Education			
Section: *109*		**Section: *108.01***	**Section: *108.01***
Earmarks $20,000 in each fiscal year of GRF appropriation item 753-501, State Support – AMVETS, for the Association of County Veterans Service Commissioners to reimburse its member county veterans service commissions for costs incurred in carrying out educational and outreach duties. The Director of Budget and Management shall release these funds upon the presentation of an itemized receipt from the Association for reasonable and appropriate expenses incurred while performing these duties. The Association shall establish uniform procedures for reimbursing member commissions.	No provision.	Same as the Executive.	Same as the Executive and Senate versions.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
430 Veterans' Organizations Subsidies moved to the Governor's Office			
No provision.	Eliminates funding for specific veterans' organizations; instead GRF appropriation item 040-503, Veterans' Organizations, is created in the Office of the Governor with funding of $1,283,992 in FY 2004 and $1,283,992 in FY 2005. The Governor's recommendation appropriated $1,394,915 in FY 2004 and $1,390,040 in FY 2005 to 14 veterans' organizations. (See also entry titled "Veterans' Organizations Subsidies Moved to the Governor's Office" in the Office of the Governor section.)	No provision.	No provision - same as the Executive and Senate versions.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
431 State Vision Board Created, Combination of Optometry and Optical Dispensers Boards			
	R.C. ***4725.01, 125.22, 4725.02-4725.13, 4725.15-4725.17, 4725.171, 4725.18-4725.24, 4725.26-4725.29, 4725.31, 4725.33, 4725.34, 4725.99, 4734.99, 5903.12, Section 110a***		
No provision.	Creates the Ohio Vision Board, effective July 31, 2003, eliminating the Board of Optometry and the Optical Dispensers Board and combining their functions under the Vision Board. Fiscal effect: The Ohio Vision Board is appropriated $550,000 in each fiscal year. This is $63,236 less than the appropriation for the Board of Optometry and the Optical Dispensers Board in fiscal year 2004 and $87,047 less in fiscal year 2005. Revenue deposited in the Occupational Licensing and Regulatory Fund (Fund 4K9) will remain unchanged. The provision could result in savings by reducing duplication in office operations. However, the extent of the savings depends on future decisions (e.g., number of employees, etc.). There could be one-time administrative costs associated office reorganization (e.g., office space, moving expenses, storage, etc.).	No provision.	No provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
432 Allocation of Appropriations for the Care and Custody of Felony Delinquents			
	R.C. *5139.41*		**R.C. *5139.41***
No provision.	Eliminates the Department of Youth Services' authority to adjust the amounts allocated out of the appropriation for the care and custody of felony delinquents for various purposes when the Department's appropriation for a fiscal year is subsequently revised by law or reduced by executive order. Fiscal effect: This modification of codified law removes the ability of the Department to adjust how funds are distributed under the formula for the Reclaim Ohio program, currently funded by GRF appropriation item 470-401, if its appropriation is subsequently revised or reduced. As a result, the amount of funds that could be available to cover certain departmental operating costs and/or to disburse as subsidies to counties could not increase or decrease when changes are made to the Department's appropriation. The magnitude of that effect on either the Department or counties is difficult to predict.	No provision, but see item entitled "RECLAIM Ohio Formula."	Same as the Senate. (No provision, but see item entitled "RECLAIM Ohio Formula.")

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
433 RECLAIM Ohio Formula			
		R.C. ***5139.43, 2152.19, 5139.01, 5139.04, 5139.33, 5139.34, 5139.42, 5139.44, 5139.45***	**R.C.** ***5139.43, 2152.19, 5139.01, 5139.04, 5139.33, 5139.34, 5139.42, 5139.44, 5139.45***
No provision.	No provision.	Revises the RECLAIM Ohio distribution formula, revises the methods by which those allocations are made, creates the ten-member RECLAIM Advisory Committee, and makes technical changes. Fiscal effect: These revisions to current law change the process by which RECLAIM Ohio funding is distributed among juvenile courts, community corrections facilities (CCFs), and the Department. As a result, the fiscal allocations for juvenile courts, CCFs, and the Department will be established at the beginning of the fiscal year, which should allow all parties to better plan and manage their programs and infrastructure. Under current law, total annual amounts for each party are not determined until the end of the fiscal year. It appears that counties would retain roughly the same amounts in FY 2004 as those counties have retained in the last few years. Outdated permanent law provisions are also updated.	Same as the Senate, but modifies the membership of the RECLAIM Advisory Committee by removing the Director of the Legislative Service Commission or the Director's designee.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
434 Youth Services Block Grant			
		Section: *111*	**Section: *111***
No provision.	No provision.	Earmarks $50,000 in each fiscal year from GRF appropriation item 470-510, Youth Services, to be distributed directly to Lighthouse Youth Services.	Same as the Senate.
435 State Agency Planning for Client and Customer Needs			
	R.C. *107.31*	**R.C. *107.31***	**R.C. *107.31***
No provision.	Requires submission to the General Assembly of specified information describing how a state agency plans to meet the needs of clients served by a state institutional facility that is proposed to be closed. Fiscal effect: Minimal.	Same as the House. Fiscal effect: Same as the House.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
436 PERS Reemployed Elected Official			
		R.C. *145.38,*	**R.C. *145.38,***
No provision.	No provision.	No provision.	Modifies law requiring elected officials to notify public of intention to retire and be reemployed in the same elected office for the same term or following term. Currently, public notification must be made 90 days prior to the general election. Provision requires notification 90 days prior to the primary election. Fiscal effect: Minimal.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
437 Non-Uniform Retirant as Independent Contractor			
		R.C. ***145.381, 145.38***	**R.C.** ***145.381, 145.38***
No provision.	No provision.	Prohibits a PERS retirant, unless he or she is an elected official, from providing services as an independent contractor to a public employer unless the public employer makes it public at least 60 days before the employment or service is to begin and holds a public meeting on the issue 15 to 30 days before the employment or service to begin. Specificies that a PERS retirant employed contrary to this provision shall forfeit the pension portion of his or her pension while employed and have his or her annuity portion of the pension suspended. Fiscal effect: Potential decrease in expenditures for the Public Employees Retirement System if public employers fail to abide by this provision.	Same as the Senate, except limits the public notice and meeting requirements to those positions customarily filled by the vote of a board or commission, or of a legislative authority of a county, municipal corporation, or township. Also adds similar public notice and meeting requirements for certain reemployed retirants in the State Teachers Retirement System and School Employees Retirement System. Fiscal effect: Potential decrease in expenditures for the non-uniform pension systems if public employers fail to abide by this provision.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
438 Reimbursement Due to Tobacco Revenue Transfers			
R.C. *183.02*	**R.C. *183.02***	**R.C. *183.02***	**R.C. *183.02***
(1) Requires reimbursement from the Tobacco Master Settlement Agreement Fund in FY 2015, of the amounts not transferred to the Tobacco Use Prevention and Cessation Trust Fund in FY 2004 due to the bill. (See also item titled "Transfers From the Tobacco Master Settlement Agreement Fund to the General Revenue Fund.") Fiscal effect: The bill permits the Director of Budget and Management to transfer at the end of FY 2004, up to $120 million of tobacco revenue that would have otherwise been transferred to the Tobacco Use Prevention and Cessation Trust Fund. This provision requires that, in FY 2015, the Trust Fund be paid back those dollars that it would have otherwise received if not for this bill.	(1) No change.	(1) No change.	Same as the Senate.
(2) Eliminates the reimbursements required from the Tobacco Master Settlement Agreement Fund in FY 2013 and FY 2014, of the amounts not transferred to the Southern Ohio Agricultural and Community Development Trust Fund and Ohio's Public Health Priorities Trust Fund in FYs 2002 and 2003. Fiscal effect: None. (There were no amounts diverted from Southern Ohio Agricultural and Community Development Trust Fund in FYs 2002 and 2003. The	(2) No change.	(2) Restores a provision of current law that transfers money from the Tobacco Master Settlement Agreement Fund to the Southern Ohio Agricultural and Community Development Trust Fund in 2013 and 2014 in an amount equal to the amount not transferred from the Tobacco Master Settlement Agreement Fund to the Southern Ohio Agricultural and Community Development Trust Fund in 2002 and 2003 due to H.B. 405 and S.B. 242 of the 124th General Assembly.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
Ohio's Health Priorities Trust Fund was already paid back the money that was diverted from it in FY 2002 and no additional amounts will be diverted from the Trust Fund in FY 2003.)		Fiscal effect: None. (There were no amounts diverted from Southern Ohio Agricultural and Community Development Trust Fund in FYs 2002 and 2003.)	
439 Real Estate Assessment Fund			
	R.C. ***325.31, 5713.10***	**R.C.** ***325.31***	**R.C.** ***325.31***
No provision.	Expands the permissible uses of money in the county real estate assessment funds to include GIS and mapping system expenses, personal property tax collection expenses, and estate tax collection expenses. The bill specifies that county tax maps, which are prepared by the County Engineer for the use of the County Board of Revision and kept in the office of the County Auditor, may be funded by the Real Estate Assessment Fund, at the discretion of the County Auditor. Fiscal effect: Increases flexibility in the budgets of County Auditors.	Same as the House Passed, but expands the permissible uses of money in county real estate assessment funds, to include paying the costs of compiling tax lists, administering property taxes, and defending property tax assessments. Removes the proposals that permits the salaries of draftspersons the County Engineer appoints to draft tax maps of subdivisions be paid out of the Real Estate Assessment Fund. Fiscal effect: Increases flexibility in the budgets of County Auditors.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
440 Township competitive bidding thresholds			
		R.C. ***505.376, 521.05***	**R.C.** ***505.376, 521.05***
No provision.	No provision.	Increases from $10,000 to $25,000 the competitive bidding threshold that applies to the award of contracts by (1) fire and ambulance districts (for any expenditure other than for employee compensation) and (2) boards of township trustees (for maintenance or repair improvement of private sewage collection tiles located within a township road right-of-way). Fiscal effect: Potential decrease in administrative expenses due to the possibility of fewer competitively bid projects or work.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
441 Township Clerk Salaries			
	R.C. *507.09*	**R.C. *507.09***	**R.C. *507.09***
No provision.	Provides a pay raise starting in calendar year 2004 for township clerks in townships with a budget of more than $6 million. If the township has a budget of more than $6 million but not more than $10 million, in 2004 the clerk's salary is $22,087, and in townships having a budget of more than $10 million, in 2004 the clerk's salary is $25,553. Until 2009, the clerk's salary will increase annually either by 3% or a percentage based on the increase in the Consumer Price Index, whichever is lower. Fiscal effect: Increase in expenses for township clerks' salary of 3% or lower annually until 2009 to townships with a budget of more than $6 million.	Same as the House, except returns to the current law increase formula for those clerks in townships with a budget of less than $6 million for the years 2003 and 2004. Current law provides for a 3% increase or the percentage increase in the Consumer Price Index, whichever is lower, for clerks in townships with a budget less than $6 million for 2003 and 2004, whereas the House passed provision provides for a 3% increase without comparison with the Consumer Price Index. Fiscal effect: No change in expenses for township clerks' salaries for townships with a budget of less than $6 million for 2003 and 2004, compared with current law. Compared with the House passed version, township expenses would be less, assuming the inflation rate continues at less than 3%.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
442 Increased competitive bidding threshold for various political subdivisions			
		R.C. ***511.12, 515.01, 515.07, 731.14, 731.141, 735.05, 737.03, 3375.41, 5549.21***	**R.C.** ***511.12, 515.01, 515.07, 731.14, 731.141, 735.05, 737.03, 3375.41, 5549.21***
No provision.	No provision.	Raises from $15,000 to $25,000 the competitive bidding threshold that applies to the award of various contracts by (1) village legislative authorities and administrators, (2) city directors of public service and public safety, (3) boards of library trustees (for the construction and repair of library buildings), and (4) boards of township trustees (for the construction of memorial buildings, for the procurement of artificial lighting for roads, public places, or buildings under its supervision or control, and for the purchase or lease of machinery and tools for road or culvert construction, maintenance, or repair). Fiscal effect: Potential cost savings based upon a reduction in work necessary for the competitive bidding process.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
443 Prohibition Against Government Provision of Electronic Commerce			
	R.C. ***1306.27, 1306.20, 1306.25, 1306.26, 1306.28, 1306.29***		
No provision.	Prohibits government agencies under specified circumstances from providing electronic commerce services that compete with or duplicate private sector e-commerce, other than specified cable services. Establishes public hearing procedures and requires various findings before government entities may provide competing or duplicative e-commerce services if certain circumstances, such as unmet consumer needs and Controlling Board approval, are achieved. Gives standing to private-sector e-commerce service providers to bring an action in court against a government entity providing competing or duplicative services. Prohibition does not apply to the General Assembly, any legislative agency, the Supreme Court, any court of record in the state, or any judicial agency. Fiscal effect: Government entities currently providing e-commerce services in competition with private-sector enterprises would be required to cease those activities or remove them from a computer network or internet environment, resulting in a possible loss of revenue. Analyses required prior to a public hearing for any competitive e-commerce service would require staff time and study costs. Annual report required by the bill would increase needed staff time and	No provision.	Same as Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
	publishing costs. A court ruling against a government entity offering competing services could result in damages and penalties.		
444 Retail Installment Contract Charges			
		R.C. *1317.07,*	**R.C. *1317.07,***
No provision.	No provision.	Raises from $50 to $100 the per-sale, statutory cap on a "documentary service charge" payable on a retail installment contract. Existing retail installment law and the bill permit such a contract to include agreements for payment of delinquent charges, taxes, and filing-type fees, as well as payment of a capped documentary service charge "customarily and presently being paid on May 9, 1949, in a particular business and area." Fiscal effect: None.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
445 Tobacco Product Manufacturer Escrow Deposits			
		R.C. ***1346.02***	**R.C.** ***1346.02***
No provision.	No provision.	Revises the refund terms for funds placed in escrow by a tobacco product manufacturer not participating in the Master Settlement Agreement, to provide that the excess may be released to the manufacturer if the amount the manufacturer was required to place into escrow in a particular year was greater than the payments that the manufacturer was a party to the Agreement. Reinstates the current procedures for such escrow payments if the amendments made by the bill are invalidated by a court of competent jurisdiction. Fiscal effect: According to the Attorney General's Office, this provision will close a loophole that some tobacco manufacturers that are not participating in the master settlement agreement (MSA) have been using to obtain a refund of the majority of the amount that they are required to deposit into an escrow account. Closing this loophole will likely eliminate refunds to the nonparticipating manufacturers (NPMs), which may have the effect of driving up the price of cigarettes charged by NPMs. A higher price for NPMs cigarettes will likely decrease their volume of sales, which will decrease the volume adjustment factor used to calculate the state's MSA payments. A decrease in the volume adjustment factor	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		causes the MSA payments to increase. While this provision is unlikely to affect MSA payments during the FY 2004-2005 biennium, it could increase MSA payments in the future. In addition, this provision would secure the source of funds for future claims against NPMs.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
446 Richland County Court of Common Pleas Judge			
		R.C. ***2301.02, 2301.03***	**R.C.** ***2301.02, 2301.03***
No provision.	No provision.	No provision.	Creates one additional judge for the Richland County Court of Common Pleas to be elected in 2004 as judge of the Juvenile Division of the court for a term to begin January 3, 2005. Fiscal effect: Starting with FY 2006, the annual amount in GRF funding that the Supreme Court of Ohio will disburse in the form of state support for the new judge added to the Richland County Court of Common Pleas is estimated at $124,562, which consists of: (1) $102,100 in salary, (2) $13,590 in PERS contributions, and (3) $8,872 in miscellaneous other contributions. Currently, the state has statutorily prescribed annual pay increases in the state share of the salary of common pleas court judges through calendar year 2008. Since this new judgeship begins at the halfway point in the state's FY 2005, the amount of state support in FY 2005 would total $62,281, which represents only the last six months of that fiscal year. The annual salary and benefits for the new judge to be added to the court of common pleas will cost Richland County $15,897, which is comprised of $14,000 in annual base salary, plus 13.55%, or $1,897, in PERS benefits. As of this writing, the magnitude of any other collateral costs or operational expenses for Richland County

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
			are uncertain.
447 Charitable Bingo Law Modifications			
		R.C. ***2915.01, 2915.02, 2915.08, 2915.09, 2915.091, 2915.092, 2915.093, 2915.10, 2915.101, 4301.03, 4303.17***	**R.C.** ***2915.01, 109.32, 2915.02, 2915.08, 2915.081, 2915.082, 2915.09, 2915.091, 2915.092, 2915.093, 2915.095, 2915.10, 2915.101, 2915.13, 4301.03, 4303.17, Sections 131.08, 131.09***
No provision.	No provision.	(1) Changes the definition of "veteran's organization," an "educational expense," a "fraternal organization," and "expenses."	Same as the Senate, but with the following additions:
No provision.	No provision.	(2) Eliminates the prohibition against establishing, promoting, operating, or knowingly engaging in conduct that facilitates any pool that is not conducted for profit.	(1) Includes "sporting organization" in the definition of "charitable organization" that is used in the "Gambling Law," and among other things allows a "sporting organization" to obtain a license to conduct bingo and instant.
No provision.	No provision.	(3) Changes the basis of the license fee for instant bingo (gross profits received).	(2) Reinserts requirement that a charitable organization maintain an itemized list of each game of instant bingo by serial number and an itemized list of all expenses, other than prizes, that are incurred in conducting instant bingo.
No provision.	No provision.	(4) Prohibits a charitable organization from providing a bingo game operator any compensation for conducting instant bingo other than at a bingo session.	(3) Removes provisions that a veteran's or fraternal organization, or any other charitable organization, is not required to itemize the organization's expenses.
No provision.	No provision.	(5) Allows an employee of a veteran's organization or fraternal organization to sell	(4) Limits the existing restriction on paying out more than $3,500 in prizes during any

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		instant bingo tickets or cards to invited guests of the veteran's organization or fraternal organization if no portion of the employee's compensation is paid by bingo receipts.	bingo session that is conducted by the charitable organization to paying out more than $3,500 in prizes for bingo games described in R.C. 2915.01(S)(1) during any such bingo game.
No provision.	No provision.	(6) Permits a veteran's organization described in subsection 501(c)(4) of the Internal Revenue Code to conduct instant bingo, a tax exempt charitable organization described in subsection 501(c)(4) of the Internal Revenue Code or veteran's or fraternal organization described in subsection 501(c)(8), (10), or (19) of the Internal Revenue Code to conduct a raffle, and a licensed charitable organization to conduct a raffle that is not for profit if the organization does not receive any of the proceeds and the organization conducts the raffle at the same location and on the same days of the week and times as provided in the organization's license to conduct bingo, instant bingo at a bingo session, or instant bingo other than at a bingo session.	(5) Modifies the provision regarding the conduct of instant bingo by a veteran's organization or a fraternal organization by providing that the organization the veteran's organization or fraternal organization raises money for or enters into a written contract with must be an organization that maintains its principal place of business in Ohio.
No provision.	No provision.	(7) Modifies the records that a charitable organization maintains with respect to the gross profits of each game of instant bingo.	(6) Modifies the fee structure for a license to conduct instant bingo at a bingo session or instant bingo other than at a bingo session.
No provision.	No provision.	(8) Modifies the procedure for paying the organizational expenses of a veteran's or fraternal organization for the conduct of instant bingo, and modifies what organizations for which a veteran's or fraternal organization may raise money or with which it may enter into a written contract.	(7) Modifies the definition of "expenses" to include a reasonable amount of gross profit only for renting premises in which to conduct a bingo session instead of a reasonable amount for renting premises in which to conduct bingo.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
No provision.	No provision.	(9) Modifies the provisions dealing with rules or orders prohibiting a charitable organization that holds a D-4 permit from selling or serving beer or intoxicating liquor in a portion of its premises used for the conduct of a charitable bingo game.	(8) Includes a definition for a "skill-based amusement machine" for the purposes of the Charitable Bingo Law and provides that a scheme of chance and a slot machine do not include a skill-based amusement machine.
No provision.	No provision.	(10) Provides that a charitable organization must distribute 100% of the net profits from the sale of instant bingo to certain specified charitable organizations.	(9) Increases the annual fee for a distributor's or manufacturer's license to sell, offer to sell, or otherwise provide or offer to provide bingo supplies from $2,500 to $5,000.
No provision.	No provision.	(11) Defines "game flare."	(10) Provides that the effective date of R.C. 2915.08(A)(4), regarding the Attorney General's review and investigation of an application for a license to conduct bingo, effectively is January 31, 2004.
No provision.	No provision.	(12) Prohibits a charitable organization from selling or providing any instant bingo ticket or card for a price different from the price printed on the instant bingo ticket or card or game flare.	(11) Defines "pool not conducted for profit" and includes only pools conducted for profit within the definition of scheme of chance.
No provision.	No provision.	(13) Provides that a charitable instant bingo organization is not required to enter into a written contract for the conduct of instant bingo other than at a bingo session under certain circumstances.	(12) Modifies the provision in the offense of gambling regarding establishing, promoting, or knowingly engaging in conduct that facilitates any scheme of chance.
		(14) Includes an "historic railroad educational organization" within the definition of "charitable organization."	(13) Removes "other than at a bingo session" from a provision regarding distribution of net profit from the proceeds of the sale of instant bingo.
No provision.	No provision.	(15) Provides that "prizes" for the purpose of the restriction on paying out more than $3,500 in prizes during any bingo session that is conducted by the charitable	(14) Allows a licensed charitable organization and a bingo game operator to give any person an instant bingo ticket as a prize, and makes technical changes.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		organization does not include awards from the conduct of instant bingo.	
No provision.	No provision.	(16) Provides that a statewide charitable organization that is exempt from federal income taxation under subsection 501(a) and is described in 501(c)(3) of the Internal Revenue Code that has local or regional offices may conduct no more than 36 raffles in each county during a calendar year.	Fiscal effect: With the exception of two fee-related provisions, as of this writing, it appears that the potential fiscal effect of these additional provisions on the annual revenues and expenditures of the state and its political subdivisions, in particular the Attorney General and county and municipal criminal justice systems, will be minimal at most. The net effect of the two fee-related provisions appears to carry the potential to increase the annual licensing fee revenues collected by the Attorney General and deposited in the Charitable Foundations Fund (Fund 418) by up to $150,000.
No provision.	No provision.	(17) Provides that the profits from instant bingo that are to be distributed by a charitable organization are the net profits from the proceeds of the sale of instant bingo.	
No provision.	No provision.	Fiscal effect: As of this writing, it appears that the potential fiscal effect on the annual revenues and expenditures of the state and its political subdivisions, in particular the Attorney General and county and municipal criminal justice systems, will be minimal at most.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
448 Allowing Certain Volunteer Firefighter's Organizations to Conduct Instant Bingo			
		R.C. ***2915.093***	**R.C.** ***2915.093***
No provision.	No provision.	Allows a volunteer firefighter's organization that is exempt from federal income taxation and is described in subsection 501(c)(3) of the Internal Revenue Code to conduct instant bingo other than at a bingo session at a location where the primary source of retail income from all commercial activity at that location is the sale of instant bingo tickets and requires such an organization to have conducted instant bingo continuously for at least five years prior to the effective date of this amendment and that during each of the last five years, the organization has had gross receipts of at least $1.5 million. Fiscal effect: As of this writing, it appears that this codified law provision will likely have a negligible effect on the revenues and expenditures of the state and its political subdivisions.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
449 Metropolitan Housing Authorities			
		R.C. ***3735.27***	**R.C.** ***3735.27***
No provision.	No provision.	Changes the method of appointing members of Metropolitan Housing Authorities located in counties that had, as of the 2000 Federal Census, a population of at least four hundred thousand and included no city with a population greater than 30% of the total population of the county; requires that in affected districts, one member is appointed by the probate court (identical to current law), one member is appointed by the chief executive officer of the most populous city in the district (appoints two members under current law), and two members are appointed by the board of county commissioners (appoints one member under current law); specifies terms of office and procedures for the transition in appointments. Requires that in specified Metropolitan Housing districts that must appoint two additional members, one of the additional members must reside in assisted housing; directs the chief executive officer of the most populous city to appoint a member who resides in assisted housing and the board of county commissioners appoint the other additional member, who need not reside in assisted housing; limits the applicability of the requirement of two additional housing authority members to districts that do not	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
		already have a resident member and that have three hundred or more assisted units. Fiscal Effect: Minimal increase in expenditures for certain local governments.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
450 Fund Transfers for Payment of Workers' Compensation Premiums			
R.C. *4123.41*	**R.C. *4123.41***	**R.C. *4123.41***	**R.C. *4123.41***
Permits the legislative body of a county, district, district activity, or institution, for purposes of making Workers' Compensation premium payments, to base its proportionate share of payment to the Public Insurance Fund on payroll, relative exposure, relative loss experience, or any combination of these factors. Also specifies that a transfer made from any fund of a county, district, district activity, or institution to the Public Insurance Fund for this purpose is not subject to section 5705.16 of the Revised Code, which requires taxing authorities to first pass a resolution declaring the necessity of fund transfers. Fiscal effect: Total premium payments to the Bureau of Workers' Compensation will not change. Currently, premium payments for these local entities are based solely on payroll. Allowing payments also to be based on relative exposure and loss experience will allow a county to charge a higher proportion of a total premium payment to agencies and departments within the county that pose a higher risk for work-related injuries than agencies that pose a lower risk. As a result, high-risk agencies might implement more effective loss control measures and might decrease long-range costs for the county as a whole.	No change.	Same as the Executive, but also requires a legislative body of a county, district, district activity, or institution to notify and consult with any elected official who will be affected by a change in the method used for calculating proportionate shares of payments to the Public Insurance Fund. This notification must take place within 60 days of making such a change. Fiscal effect: None.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
451 Lodging Tax for Port Authority Military-Use Facilities			
		R.C. *5739.09,*	**R.C. *5739.09,***
No provision.	No provision.	No provision.	Authorizes a county to use revenue from existing lodging tax authority, or to increase its lodging tax rate by up to 2% or both to help fund operations of port authority facilities serving as, or adjacent to a military installations and used by the military. Fiscal effect: Permissive.
452 Veterans Service Commissions			
		R.C. *5901.021*	**R.C. *5901.021***
No provision.	No provision.	Requires the additional members of a county veterans service commission who are appointed in certain counties under certain conditions to be honorably discharged or separated veterans; and increases from 400,000 to 500,000 the county population necessary for adding members to county veterans service commissions submitting budget requests that exceed specified amounts. Fiscal effect: None	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
453 Water Supply Projects of Boards of County Commissioners			
		R.C. *6103.02*	**R.C. *6103.02***
No provision.	No provision.	Prohibits a board of county commissioners from constructing a water supply facility that is within the boundaries of a regional water and sewer district and that is within 1,000 feet of a water resource project that is owned or operated by the district if the project is financed in whole or in part by specified public obligations unless the facility is for the sole purpose of increasing water pressure in water transmission lines owned or operated by the board and will not be used to sell or otherwise provide water to customers to which the district supplies or may supply water from an existing resource project or unless the district gives consent to the construction by adopting a resolution. Fiscal effect: Potential increase in expenses to a board of county commissioners if desired land is unavailable to it and the county must pay more for the use of the desired land or to acquire a different parcel of land.	Same as the House

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
454 Water Resource Projects of Regional Water and Sewer Districts			
		R.C. *6119.06,*	**R.C. *6119.06,***
No provision.	No provision.	Prohibits a regional water and sewer district from constructing a water resource project within 1,000 feet of a water supply facility that is owned or operated by a municipal corporation or a board of county commissioners if the facility is financed in whole or in part by specified public obligations unless the project is for the sole purpose of increasing water pressure in water transmission lines owned or operated by the district if the project will not be used to sell or otherwise provide water to customers to which the municipal corporation or county supplies or may supply water from an existing water supply facility or unless the municipal corporation or county gives consent to the construction by adopting an ordinance or a resolution. Fiscal effect: Potential increase in expenses to the regional water and sewer restrict if desired land is unavailable to it and the district must pay more for the use of the desired land or to acquire a different parcel of land.	Same as the House

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
455 Regional water and sewer district competitively bid contracts			
		R.C. *6119.10*	**R.C. *6119.10***
No provision.	No provision.	Increases from $15,000 to $25,000 the limit above which contracts of regional sewer and water districts must be competitively bid. Fiscal effect: Potential decrease in administrative costs associated with a potential decrease in the volume of competitively bid contracts that certain political subdivisions may make.	Same as the Senate.
456 Transfer to the Budget Stabilization Fund			
Section: *135*	**Section: *135***	**Section: *135***	**Section: *135***
Requires the Director of OBM to transfer $100 million from the GRF to the Budget Stabilization Fund by the end of FY 2005.	No change.	Requires the Director of Budget and Management to transfer to the Budget Stabilization Fund (Fund 013) any moneys received from the federal Jobs and Growth Tax Relief Reconciliation Act of 2003 for general state fiscal relief. Fiscal effect: Budget Stabilization Fund revenue may increase.	Same as the Senate.

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
457 Use of non-Medicaid Federal Funds Under the Jobs and Growth Tax Relief Reconciliation Act of 2003			
		Section: ***137E***	**Section:** ***137E***
No provision.	No provision.	Requires the Director of Budget and Management to transfer to the Budget Stabilization Fund (Fund 013) any moneys received from the federal Jobs and Growth Tax Relief Reconciliation Act of 2003 for general state fiscal relief. Fiscal effect: According to the National Conference of State Legislatures, Ohio will receive approximately $386.1 million from the grant to states.	

As Introduced	As Passed by the House	As Passed by the Senate	As Amended by Conference Committee
458 Counties authorized to create local funding options for construction of convention centers			
	Sections ***307.676, 5739.09***	**Section:** ***145.03QQ***	**Section:** ***145.03QQ***
No provision.	No provision.	Authorizes counties with populations of 600,000 or more to create local funding options for construction of convention centers and related facilities. Fiscal effect: Gives permissive authority to counties that could potentially increase local expenses; and potentially increase local revenues.	Grants counties with populations of 1,000,000 or more authority to levy additional food and beverage and lodging taxes to fund construction, improvement, expansion, and operation of convention centers. Currently this would apply only to Cuyahoga and Franklin counties. Authorizes these counties to levy a 2% food and beverage tax. Increases the maximum lodging tax that may be levied by these counties from 3% to 5%. Authorizes these counties to extend for a period not to exceed an additional 40 years a tax levied for a port authority educational and cultural facility and to deposit proceeds of that tax no longer needed for their original purpose in the county general fund. Fiscal effect: Gives permissive authority to counties that could potentially increase local expenses; and potentially increase local revenues. A 2% tax on food and beverages consumed on premises would raise an estimated $15.1 million per year in Cuyahoga County. A 2 percentage point increase in the "bed tax" would raise $5.2 million per year in that county; the bed tax is currently 1.5%, or $3.9 million per year.

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