# COMPARISON DOCUMENT

## *Amended Substitute House Bill 66*
## *126th General Assembly*

**Representative Charles Calvert, Sponsor**

*Main Operating Appropriations Bill*

**As Introduced**
**As Passed by the House**

**Legislative Service Commission**
**April 18, 2005**

# Introduction

The Comparison Document provides brief descriptions and estimates of fiscal effect for the provisions that make up the As Introduced version and subsequent versions of the biennial budget bill, H.B. 66. The document is arranged in alphabetical order by state agency. It also includes two nonagency items for which appropriations are made, Accrued Leave Liability and Revenue Distribution Funds, as well as Local Government, Retirement Systems, Tax Provisions, Tobacco Use Prevention and Control Foundation, and Miscellaneous sections. A Table of Contents follows this Introduction. An Index is located at the end of the document, and gives the page number of each particular item within the sections.

Generally within an agency's section, items that involve Revised Code changes come first, followed by items that involve uncodified (i.e., temporary) law provisions. If an item consists of more than one Revised Code or uncodified section, and some of the sections are auxiliary to the primary provision, the auxiliary sections are listed after the primary section. If an item affects more than one agency, it is described under each of the affected agencies, with an appropriate cross-reference.

Each particular item is also assigned a unique identification number that will not change in subsequent versions of the Comparison Document. This number begins with the letters CD (the abbreviation for Comparison Document) and includes the agency's three-letter Central Accounting System code. For example, an item in the Department of Development section might have an identification number CD-510-DEV. A reader who wants to track an item across several versions of the Comparison Document may find the identification number useful.

The Comparison Document does not include appropriation amounts for the agencies. Please see the Legislative Service Commission's Budget in Detail spreadsheet for that information. For a complete discussion of the statutory changes in H.B. 66, see the Legislative Service Commission's Bill Analysis.

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| As Introduced (Executive) | As Passed by the House |
|---|---|
| **1 (CD-424-ACC) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Sections:** ***315.03, 203.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Accountancy Board of Ohio, the Board will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Commerce).<br><br>Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Removes the Accountancy Board from the proposal to consolidate certain regulatory boards into the departments of Commerce, Health and Public Safety.<br><br>Fiscal effect: Establishes appropriations for FY 2007 at FY 2006 recommended levels. It may be that costs for central services may increase as there would be fewer boards benefiting from cost-pooling for human resources, accounting, and IT support services managed by DAS-Central Services Agency. |

| | As Introduced (Executive) | As Passed by the House |
|---|---|---|
| 2 | (CD-917-PAY) School Employee Life and Health Benefits | |
| | | **R.C.** ***9.833, 9.90, 9.901, 3311.19, 3313.12, 3313.202, 3313.33, 3314.03, 4117.03, 4117.08, and Sections 203.12 and 203.12.11*** |
| | No provision. | Creates the School Employee Health Care Fund (Fund 815) in the Accrued Leave Liability fund group. Receives payments from the School Employee Health Care Board to provide employees of school districts with life and medical plans. Requires that the Board repay the GRF $1 million used for start up funding when a sufficient reserve of public school employee health benefit premiums have been deposited into the new fund.<br><br>Fiscal effect: Increases revenues to the new School Employees Health Care Fund based on the number of participants in the public university and school employee life and health benefits plan administered by the School Employee Health Care Board. (See also items entitled "School Employee Life and Health Benefits" in Administrative Services and Education). |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **3 (CD-491-PAY) Accrued Leave Liability Fund** | |
| **Section:** ***203.06*** | **Section:** ***203.06*** |
| Specifies that appropriation item 995-666, Accrued Leave Fund, shall be used to make payments from the Accrued Leave Liability Fund (Fund 806) within the Accrued Leave Liability fund group, pursuant to section 125.211 of the Revised Code. If additional funds are necessary for this purpose, the amounts are appropriated. | Same as the Executive. |
| **4 (CD-492-PAY) State Employee Disability Leave Benefit Fund** | |
| **Section:** ***203.06*** | **Section:** ***203.06*** |
| Specifies that appropriation item 995-667, Disability Fund, shall be used to make payments from the State Employee Disability Leave Benefit Fund (Fund 807) within the Accrued Leave Liability fund group, pursuant to section 124.83 of the Revised Code. If additional funds are necessary for this purpose, the amounts are appropriated. | Same as Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **5 (CD-493-PAY) State Employee Health Benefit Fund** | |
| **Section:** ***203.06*** | **Section:** ***203.06*** |
| Specifies that appropriation item 995-668, State Employee Health Benefit Fund, shall be used to make payments from the State Employee Health Benefit Fund (Fund 808) within the Agency fund group, pursuant to section 124.87 of the Revised Code. If additional funds are necessary for this purpose, the amounts are appropriated. Allows the transfer of up to $70,000 in cash from the GRF to the fund. The amount of the transfer shall not exceed the amount of cash transferred from the State Employee Health Benefit Fund to the Health Care Spending Account Fund (Fund 813) during FY 2005. | Same as the Executive. |
| **6 (CD-496-PAY) Dependent Care Spending Account** | |
| **Section:** ***203.06*** | **Section:** ***203.06*** |
| Specifies that appropriation item 995-669, Dependent Care Spending Account, shall be used to make payments from the Dependent Care Spending Account (Fund 809) within the Agency fund group, to employees eligible for dependent care expenses. If additional funds are necessary for this purpose, the amounts are appropriated. | Same as the Executive. |

| | As Introduced (Executive) | As Passed by the House |
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| 7 | **(CD-497-PAY) Life Insurance Investment Fund** | |
| | **Section:** ***203.06*** | **Section:** ***203.06*** |
| | Specifies that appropriation item 995-670, Life Insurance Investment Fund, shall be used to make payments from the Life Insurance Investment Fund (Fund 810) within the Agency fund group, for the costs and expenses of the state's life insurance benefit program pursuant to section 125.212 of the Revised Code. If additional funds are necessary for this purpose, the amounts are appropriated. | Same as the Executive. |
| 8 | **(CD-498-PAY) Parental Leave Benefit Fund** | |
| | **Section:** ***203.06*** | **Section:** ***203.06*** |
| | Specifies that appropriation item 995-671, Parental Leave Benefit Fund, shall be used to make payments from the Parental Leave Benefit Fund (Fund 811) within the Agency fund group, to employees eligible for parental leave benefits pursuant to section 124.137 of the Revised Code. If additional funds are necessary for this purpose, the amounts are appropriated. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **9 (CD-500-PAY) Health Care Spending Account** | |
| **Section:** ***203.06*** | **Section:** ***203.06*** |
| Specifies that appropriation item 995-672, Health Care Spending Account Fund, shall be used to make payments from the Health Care Spending Account Fund (Fund 813) within the Agency fund group, used to make payments pursuant to state employees' participation in a flexible spending account for non-reimbursed health care expenses and pursuant to Section 125 of the Internal Revenue Code. If additional funds are necessary for this purpose, the amounts are appropriated. | Same as the Executive. |
| In addition, at the request of the Director of Administrative Services, requires the Director of Budget and Management to transfer up to $400,000 from the State Employee Health Benefit Fund (Fund 808) to the Health Care Spending Account Fund (Fund 813) during FYs 2006 and 2007 to provide adequate cash flow for the Health Care Spending Account Fund. At the end of each fiscal year, requires the Director of Budget and Management to transfer cash up to the amount previously transferred in the respective year back from the Health Care Spending Account to the State Employee Health Benefit Fund. If the funds are not available in the Health Care Spending Account Fund to repay the State Employee Health Benefit Fund, then the Director of Budget and Management may transfer the funds needed from the GRF. | Same as the Executive. |
| Fiscal effect: Increase in the Health Care Spending Account Fund depending on state employee participation in the health care spending account program. Potential decrease in the State Employee Health Benefit Fund of up | Same as the Executive |

| As Introduced (Executive) | As Passed by the House |
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| to $400,000 in each fiscal year if funds are needed to provide cash flow for the Health Care Spending Account Fund. However, these amounts would be repaid from the Health Care Spending Account Fund in each year unless there are insufficient funds, in which case, the balance would be repaid from the GRF. | |

| As Introduced (Executive) | As Passed by the House |
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| **10 (CD-887-ADJ) National Guard Life Insurance and Death Benefit** | |
| | **R.C.** ***5919.31, 5919.33, Section 203.09*** |
| No provision. | Creates the National Guard Benefit Fund in the state treasury consisting of transfers of moneys or receipts as are made in accordance with the law. Moneys in the fund are to be used to fund Ohio National Guard members' life insurance and death benefits.<br><br>Requires the Adjutant General to adopt rules to reimburse any active duty Ohio National Guard members who choose to purchase life insurance pursuant to the "Servicemembers' Group Life Insurance Act." Allows the Adjutant General to seek additional appropriations from the Controlling Board when necessary.<br><br>Increases the death benefit payable to Ohio National Guard members from $20,000 to $100,000 to be paid from the National Guard Benefit Fund. Extends the death benefit to all active duty members instead of only state active duty members under current law.<br><br>Fiscal effect: Appropriates $1.0 million in FY 2006 to GRF appropriation item 745-407, National Guard Benefits, to fund National Guard members' life insurance and death benefits. Additional funding, if needed, may be provided by the Controlling Board. |

| | As Introduced (Executive) | As Passed by the House |
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| 11 | (CD-884-ADJ) Ohio Military Reserve Homeland Security Study Commission | |
| | | **R.C.** ***5920.01, Section 560.03*** |
| | No provision. | Requires the Commander of the Ohio Military Reserve to make an annual report to the General Assembly on the expenditures of funds by the Ohio Military Reserve.<br>Fiscal effect: Minimal.<br><br>Creates the Ohio Military Reserve Homeland Security Study Commission to evaluate the role and effectiveness of the Ohio Military Reserve and to report its findings to the General Assembly prior to January 1, 2006.<br>Fiscal effect: Minimal. |

| As Introduced (Executive) | As Passed by the House |
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| **12 (CD-905-DAS) School Employee Life and Health Benefits** | |
| | **R.C.** ***9.833, 9.90, 9.901, 3311.19, 3313.12, 3313.202, 3313.33, 3314.03, 4117.03, 4117.08, and Sections 203.12 and 203.12.11*** |
| No provision. | Creates GRF appropriation item 100-403, Public School Employee Benefits, and appropriates $750,000 in FY 2006 and $250,000 in FY 2007 to provide administrative support to the School Employee Health Care Board. When a sufficient reserve of public school employee health benefit premiums have been deposited into the School Employee Health Care Fund (Fund 815), requires that the $1 million be repaid to the GRF. (See items entitled "School Employee Life and Health Benefits" in Accrued Leave Liability and Education.)<br><br>Fiscal effect: Increases GRF appropriations by $750,000 in FY 2006 and $250,000 in FY 2007. This $1 million is required to be repaid to the GRF through a transfer from the newly created School Employee Health Care Fund in the Accrued Leave Liability fund group. |

| As Introduced (Executive) | As Passed by the House |
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| **13 (CD-366-DAS) EDGE Program** | |
| **R.C.** ***123.152*** | **R.C.** ***123.152*** |
| Requires the Director of Administrative Services (DAS) to establish guidelines for state universities and the Ohio School Facilities Commission for awarding contracts. Allows universities and the Commission to establish their own agency procurement goals for contracting with Encouraging Diversity, Growth, and Equity Program (EDGE) eligible business enterprises.<br><br>Requires the Director to use the standard industrial code or an equivalent code classification when establishing procurement goals for agencies that award contracts pursuant to the Department of Administrative Services Public Works Law, the Department of Administrative Services Office Services Law, and the Public Improvements Law.<br><br>Exempts business and personal financial information and trade secrets submitted by EDGE program applicants to the Director from the Public Records Law unless the Director presents the financial information or trade secrets at a public hearing or public proceeding regarding the applicant's eligibility to participate in the program.<br><br>Fiscal effect: Increases state university and School facilities Commission costs to administer the EGDE program. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **14 (CD-372-DAS) Local Administration Competency Certification Program for State Universities and Community Colleges** | |
| **R.C.** ***123.17*** | **R.C.** ***123.17*** |
| Directs the State Architect to start-up the Local Administration Certification Program, authorized by Am. Sub. H.B. 16, the capital appropriations act, to certify state universities and state community colleges to administer their own building projects without DAS oversight, by December 30, 2005. Specifies that certification remains valid as long as the State Architect determines that the institution: (1) employs a sufficient number of personnel who have completed the certification program, and (2) conducts biennial audits of its self-administered building projects. Requires the State Architect to revoke the certification of an institution if the State Architect determines that either requirement is no longer met. Subjects the State Architect's authority to set the fees for the program to the approval of the Director of OBM. Specifies that the fees are to cover the cost of implementing the program (See the item entitled "Local Administration Competency Certification Program" in the Board of Regents).<br><br>Fiscal effect: Increased expenditures in the State Architect Fund (Fund 131) to administer this certification program, offset by the new fee authorized by this provision. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **15 (CD-370-DAS) Responsibilities of DAS under the Civil Service Law** | |
| **R.C.** ***124.01, 124.02, 124.04, 124.07, 124.09, 124.11, 124.133, 124.14, 124.15, 124.20, 124.23, 124.231, 124.241, 124.25, 124.26, 124.27, 124.29, 124.30, 124.31, 124.311, 124.32, 124.321, 124.322, 124.323, 124.324, 124.325, 124.33, and 124.34; Section 618.06.*** | |
| Eliminates the duty of the Director of DAS to perform various functions with regard to officers and employees of, and to provide various services to, counties, state-supported colleges and universities, and general health districts under the Civil Service Law; instead, confers these duties and functions upon the entities mentioned above. | No provision. |
| Defines for "appointing authorities" (includes the officer, commission, board, or body having the power of appointment to, or removal from, positions in any office, department, commission, board, or institution) two of continuing law's bases for determining a lack of continued need that may result in the layoff of an employee: (1) A reorganization for the efficient operation of an appointing authority is to be based on the appointing authority's decision to restructure delivery of services, change organizational emphasis or organizational goals, or maintain productivity or effective services with diminished resources. And (2) reasons of economy generally must be based on the appointing authority's estimated amount of savings with respect to salary, benefits, and other matters associated with the abolishment of a position or positions. | |
| Fiscal effect: Decrease in expenditures for GRF appropriation item 100-406, County and University Human | |

| As Introduced (Executive) | As Passed by the House |
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| Resources Services. Possible increase in local costs for performing these functions. | |

**16 (CD-369-DAS) Office of Information Technology**

| R.C. *125.18* | R.C. *125.18, 125.041* |
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| Establishes the Office of Information Technology in DAS to advise the Governor regarding the superintendence and implementation of statewide information technology policy and to lead, oversee, and direct state agency activities regarding the development and use of information technology.<br><br>Fiscal effect: Increase in expenditures to administer the duties of the Office of Information Technology, appropriated in appropriation item 100-603, DAS Information Services (Fund 4P3), within the general services fund group. | Same as the Executive, but provides that the Office of Information Technology that the bill creates in the Department of Administrative Services does not superintend the offices of state elected officials, other than the offices of the Governor and Lieutenant Governor, in their development or use of information technology. See items entitled "Office of Information Technology" in Attorney General, Auditor of State, Secretary of State, and Treasurer of State.<br><br>Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **17 (CD-368-DAS) Changes to Fleet Management Law** | |
| **R.C.** ***125.831, 125.832*** | **R.C.** ***125.831, 125.832*** |
| Authorizes proceeds from the disposition of motor vehicles under the Fleet Management Law to be deposited, in the discretion of the Director of DAS, to the credit of either the Fleet Management Fund (Fund 122) within the general services fund group or the Investment Recovery Fund (Fund 427) within the general services fund group, rather than just into the Fleet Management Fund. Changes the definitions of "state agency" and "law enforcement officer" as used in the Fleet Management Law to include or exclude various individuals or entities from those terms. Requires state agencies to submit data and other information to DAS about motor vehicles that otherwise are not subject to the Fleet Management Law. | Same as the Executive. |
| No provision. | Includes cargo vans within the types of motor vehicles subject to the State Fleet Management Law. |
| No provision | Generally requires state agencies subject to the State Fleet Management Law to acquire passenger motor vehicles by lease through the master leasing program established by DAS. |
| No provision | Prohibits reimbursement of state employees who use their own motor vehicles for any mileage incurred above an amount DAS determines annually unless DAS approves the excess mileage in accordance with specified standards. |
| No provision | Requires state institutions of higher education to use DAS's vehicle fleet management software system, DAS's fuel card program to pay for fuel and vehicle maintenance, and |

| As Introduced (Executive) | As Passed by the House |
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| | DAS's bulk fuel purchases contract to make bulk fuel purchases.<br>(See item entitled "State Fleet Management Law Changes" in Board of Regents.) |
| Fiscal effect: Potentially increases the revenues deposited in the Investment Recovery Fund instead of the Fleet Management Fund. According to DAS, the approximately $300,000 to $400,000 that is transferred to the Fleet Management Fund from GRF vehicle sales is not needed and instead will be transferred to the Investment Recovery Fund. | Same as the Executive, but also results in a potential increase in use of the State Fleet Management program resulting in an increase in administrative Expenditures in the Fleet Management Fund (Fund 122). Potential savings to state agencies who utilize the State Fleet Management Program. |

**18 (CD-1135-DAS) Award of Printing Contracts by State Colleges and Universities Pursuant to Buy Ohio**

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| | **R.C.** ***3345.10*** |
| No provision. | Requires state colleges and universities to award printing contracts under the Buy Ohio provisions that govern the award of contracts for goods and services by the Department of Administrative Services and other state agencies.<br>See item entitled "Award of Printing Contracts by State Colleges and Universities Pursuant to Buy Ohio" in Board of Regents.<br><br>Fiscal effect: No fiscal effect on DAS. |

| As Introduced (Executive) | As Passed by the House |
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| **19 (CD-907-DAS) Medicaid Enterprise Data Warehouse** | |
| | **R.C.** ***5111.915*** |
| No provision. | Requires DAS to acquire a computer system to be known as the Medicaid Enterprise Data Warehouse to monitor Medicaid services administered by various state agencies. (See item entitled "Medicaid Enterprise Data Warehouse" in Job and Family Services).<br><br>Fiscal effect: Possibly large increase in expenditures for the Office of Information Technology to purchase and/or develop this computer system. |

| As Introduced (Executive) | As Passed by the House |
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| **20 (CD-363-DAS) Agency Audit Expenses** | |
| **Section:** ***203.12.03*** | **Section:** ***203.12.03*** |
| Requires appropriation item 100-405, Agency Audit Expenses, to be used for auditing expenses designated in division (A)(1) of section 117.13 of the Revised Code for those state agencies audited on a biennial basis. | Same as the Executive. |
| **21 (CD-359-DAS) Ohio Building Authority** | |
| **Section:** ***203.12.06*** | **Section:** ***203.12.06*** |
| Requires appropriation item 100-447, OBA - Building Rent Payments, to be used to meet all payments at the times they are required to be made during the period from July 1, 2005, to June 30, 2007, by DAS to the Ohio Building Authority (OBA) pursuant to leases and agreements under Chapter 152. of the Revised Code, but limited to the aggregate amount of $231,831,700. | Same as the Executive. |
| Requires appropriation item 100-448, OBA - Building Operating Payments, to be used to meet all payments at the times that they are required to be made during the period from July 1, 2005, to June 30, 2007, by DAS to OBA pursuant to leases and agreements under Chapter 152. of the Revised Code, but limited to the aggregate amount of $51,040,433. | |
| Specifies that payments to OBA are for the purpose of paying the expenses of agencies that occupy space in the various state facilities. DAS may enter into leases and agreements with the OBA providing for the payment of | |

| As Introduced (Executive) | As Passed by the House |
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| these expenses. Requires OBA to report to DAS and OBM not later than five months after the start of a fiscal year the actual expenses incurred by the OBA in operating the facilities and any balances remaining from payments and rentals received in the prior fiscal year. DAS is required to reduce subsequent payments by the amount of the balance reported to it by OBA. | |

**22 (CD-361-DAS) DAS-Building Operating Payments**

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| **Section:** ***203.12.09*** | **Section:** ***203.12.09*** |
| Requires appropriation item 100-449, DAS - Building Operating Payments, to be used to pay the rent expenses of veterans' organizations pursuant to section 123.024 of the Revised Code. Allows this appropriation item to be used to provide funding for the cost of property appraisals or building studies that DAS may be required to obtain for property that is being sold by the state or property under consideration to be renovated or purchased by the state. Notwithstanding section 125.28 of the Revised Code, allows the remaining portion of the appropriation to be used to pay the operating expenses of state facilities maintained by DAS that are not billed to building tenants. These expenses may include, but are not limited to, the costs for vacant space and space undergoing renovation, and the rent expenses of tenants that are relocated due to building renovations. These payments shall be processed by DAS through intrastate transfer vouchers and placed in the Building Management Fund (Fund 132). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **23 (CD-356-DAS) Central Service Agency Fund** | |
| **Section:** ***203.12.12*** | **Section:** ***203.12.12*** |
| Allows the Director of OBM to make the following transfers:<br><br>(1) up to $363,851 in FY 2006 from the Occupational Licensing and Regulatory Fund (Fund 4K9) to the Central Service Agency Fund (Fund 115);<br>(2) up to $45,184 in FY 2006 from the State Medical Board Operating Fund (Fund 5C6) to the Central Service Agency Fund (Fund 115); and<br>(3) up to $625 in FY 2006 from the Motor Vehicle Collision Repair Registration Fund (Fund 5H9) to the Central Service Agency Fund (Fund 115).<br><br>Requires appropriation item 100-632, Central Service Agency, to be used to purchase the necessary equipment, products, and services to maintain an automated application for the professional licensing boards, and to support their licensing functions in FY 2006. Appropriates the amount of the cash transfers. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **24 (CD-353-DAS) Collective Bargaining Arbitration Expenses** | |
| **Section:** ***203.12.15*** | **Section:** ***203.12.15*** |
| Allows DAS to seek reimbursement from state agencies for the actual costs and expenses the department incurs in the collective bargaining arbitration process, with approval of the Director of OBM. The reimbursements shall be processed through intrastate transfer vouchers and placed in the Collective Bargaining Fund (Fund 128).<br><br>Fiscal effect: If agencies elect to cut operating expenses over the biennium by making layoffs, abolishing positions, or reclassifying staff, DAS' collective bargaining operating expenses may increase substantially. This provision would allow for those expenses to be recovered from agencies involved in such actions. | Same as the Executive. |
| **25 (CD-345-DAS) Office of Information Technology** | |
| **Section:** ***203.12.18*** | **Section:** ***203.12.18*** |
| States that appropriation items 100-607, IT Service Delivery, and 100-630, IT Governance, will be used by the Office of Information Technology to carry out its responsibilities under section 125.29 of the Revised Code. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **26 (CD-355-DAS) Equal Opportunity Program** | |
| **Section:** ***203.12.21*** | **Section:** ***203.12.21*** |
| Requires DAS, with the approval of the Director of OBM, to establish charges for recovering the costs of administering the activities supported by the State Equal Employment Opportunity Fund (Fund 188). These charges are to be deposited to the fund upon payment made by state agencies, state-supported or state-assisted institutions of higher education, and tax-supported agencies, municipal corporations, and other political subdivisions of the state, for services rendered. | Same as the Executive. |
| **27 (CD-343-DAS) Merchandise For Resale** | |
| **Section:** ***203.12.24*** | **Section:** ***203.12.24*** |
| Requires appropriation item 100-653, General Services Resale Merchandise, to be used to account for merchandise for resale, a service administered by the General Services Division. Deposits to the General Services Resale Merchandise Fund (Fund 201) may comprise the cost of merchandise for resale and shipping fees. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **28 (CD-364-DAS) DAS Information Services** | |
| **Section:** ***203.12.27*** | **Section:** ***203.12.27*** |
| Creates the DAS Information Services Fund (Fund 4B3) in the general services fund group. Requires appropriation item 100-603, DAS Information Services, to be used to pay the costs of providing information systems and services within DAS and requires the agency to establish user charges for all information systems and services that are allowable in the statewide indirect cost allocation plan submitted annually to the United States Department of Health and Human Services. Requires charges to comply with federal regulations and for them to be deposited to the fund. | Same as the Executive. |
| **29 (CD-344-DAS) Investment Recovery Fund** | |
| **Section:** ***203.12.30*** | **Section:** ***203.12.30*** |
| Allows cash balances in the Investment Recovery Fund (Fund 427) to be used to support the operating expenses of the Federal Surplus Operating Program, and the State Property Inventory and Fixed Assets Management System Program. Earmarks up to $2,147,024 in FY 2006 and up to $2,205,594 in FY 2007 of appropriation item 100-602, Investment Recovery, for the operating expenses of the State Surplus Property Program, the Surplus Federal Property Program, and the State Property Inventory and Fixed Assets Management System Program. | Same as the Executive. |
| Earmarks an additional $3,433,184 in fiscal year 2006 and $3,477,970 in fiscal year 2007 to be used to transfer | |

| As Introduced (Executive) | As Passed by the House |
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| proceeds from the sale of surplus property from the fund to non-GRF funds under division (A)(2) of section 125.14 of the Revised Code, and appropriates additional amounts if needed. | |
| Requires the Director of OBM to transfer up to $500,000 that would otherwise be transferred to the GRF to the State Architect's Fund (Fund 131) instead. | |
| Fiscal effect: Allows the General Services Division to fund parts of the programs mentioned above from the Investment Recovery Fund (Fund 427) instead of the Division's main operating fund (Fund 117). By requiring a transfer of up to $500,00 to the State Architect's Fund (Fund 131), bolsters operating funds available to the State Architect, but decreases the transfer to the GRF that would otherwise be made. This transfer will cover the State Architect's operating costs needed due to the delay in the passage of the Capital Bill. | |

| As Introduced (Executive) | As Passed by the House |
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| **30 (CD-348-DAS) Multi-Agency Radio Communications System** | |
| **Section:** ***203.12.33*** | **Section:** ***203.12.33*** |
| Allows the Director of DAS to collect user fees from participants in the MARCS system. Requires the Director of DAS, with the advice of the MARCS Steering Committee and the Director of OBM, to determine the amount of the fees and the manner by which the fees shall be collected. Requires user charges and fees to be deposited in the Multi-Agency Radio Communications System Administration Fund (Fund 5C2), with the interest income derived from the investment of the fund accruing to the fund.<br><br>Fiscal effect: Once GRF-supported, MARCS is now fully funded through user charges and fees. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **31 (CD-350-DAS) Workforce Development Fund** | |
| **Section:** ***203.12.36*** | **Section:** ***203.12.36*** |
| Establishes the Workforce Development Fund (Fund 5D7). Specifies that appropriation item 100-621, Workforce Development, be used to make payments from the fund for the costs of the Workforce Development Program, established by Article 37 of the contract between the State of Ohio and OCSEA/AFSCME, Local 11, effective March 1, 2003, and as modified by any successor labor contract between the State of Ohio and OCSEA/AFSCME. Allows for the fund to be used to pay direct and indirect costs of the program that are attributable to staff, consultants, and service providers, with investment income accruing to the fund. | Same as the Executive. |
| **32 (CD-349-DAS) Professional Development Fund** | |
| **Section:** ***203.12.39*** | **Section:** ***203.12.39*** |
| States that the appropriation item 100-610, Professional Development, shall be used to make payments from the Professional Development Fund (Fund 5L7) under section 124.182 of the Revised Code. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **33 (CD-351-DAS) Employee Educational Development** | |
| **Section:** ***203.12.42*** | **Section:** ***203.12.42*** |
| Establishes the Employee Educational Development Fund (Fund 5V6), and requires appropriation item 100-619, Employee Educational Development, to be used to make payments for the administration of educational programs per existing collective bargaining agreements with District 1199, the Health Care and Social Service Union; State Council of Professional Educators; Ohio Education Association and National Education Association; the Fraternal Order of Police Ohio Labor Council, Unit 2; and the Ohio State Troopers Association, Units 1 and 15. Allows DAS to adopt rules with regard to administration of the fund, and with OBM approval, to establish charges for recovering the costs of administering the educational programs. Requires the investment income to accrue to the fund. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **34 (CD-347-DAS) Major IT Purchases** | |
| **Section:** ***203.12.45*** | **Section:** ***203.12.45*** |
| Requires the Director of DAS to compute the amount of revenue attributable to the amortization of all equipment purchases and capitalized systems from appropriation item 100-607, IT Service Delivery; appropriation item 100-617, Major IT Purchases; and appropriation item CAP-837, Major IT Purchases, which is recovered as part of the rates charged by the IT Service Delivery Fund (Fund 133). The Director of OBM may transfer cash in an amount not to exceed the amount of amortization computed from the IT Service Delivery Fund (Fund 133) to the Major IT Purchases Fund (Fund 4N6).<br><br>Fiscal effect: This funding method allows the Major IT Purchases Fund (Fund 4N6) to be used to make infrequent, large-scale technology purchases without creating spikes in computer services user rates in any single fiscal year. Without this authorization, DAS would have to rely on the IT Service Delivery Fund (Fund 133) to make large-scale IT equipment purchases. Fund 133 is typically used to acquire routine IT equipment and services used by all state agencies. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **35 (CD-346-DAS) Information Technology Assessment** | |
| **Section:** ***203.12.48*** | **Section:** ***203.12.48*** |
| Allows the Director of DAS, with the approval of the Director of OBM, to establish an information technology assessment for the purpose of recovering the cost of selected infrastructure and statewide programs and requires the assessment to comply with applicable cost principles issued by the federal Office of Management and Budget. Requires that assessments be charged to all organized bodies, offices, or agencies established by the laws of the state for the exercise of any function of state government. Exempts the General Assembly, any legislative agency, the Supreme Court, the other courts of record in Ohio, or any judicial agency, the Adjutant General, the Bureau of Workers' Compensation, and institutions administered by a board of trustees from this requirement, but allows them to participate if desired. Requires all charges for the information technology assessment to be deposited in the IT Service Delivery Fund (Fund 133).<br><br>Fiscal effect: Allows DAS to charge fees for centralized computer services. Without these fees the costs would have to be recouped in another manner. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **36 (CD-367-DAS) Unemployment Compensation Fund** | |
| **Section:** ***203.12.51*** | **Section:** ***203.12.51*** |
| Requires the Director of DAS to certify the remaining cash in the Unemployment Compensation Fund (Fund 113) to the Director of OBM, who shall transfer that amount to the GRF and abolish this fund.<br><br>Fiscal effect: Currently, DAS acts as a pass-through entity, collecting moneys from each agency for their share of unemployment claims and remitting these amounts to the Department of Job and Family Services. This provision would remove this role from DAS, instead requiring agencies to handle this process on their own. The remaining cash balance in the fund would be credited to the GRF. | Same as the Executive. |
| **37 (CD-352-DAS) Payroll Withholding Fund** | |
| **Section:** ***203.12.54*** | **Section:** ***203.12.54*** |
| Requires appropriation item 100-629, Payroll Deductions, to be used to make payments from the Payroll Withholding Fund (Fund 124), which retains state employees' payroll deductions for health, vision, dental, and other benefits. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **38 (CD-341-DAS) General Services Refunds** | |
| **Section:** ***203.12.57*** | **Section:** ***203.12.57*** |
| Requires appropriation item 100-646, General Services Refunds, to be used to hold bid guarantee and building plans and specifications deposits until they are refunded. The Director of DAS may request that the Director of OBM transfer cash received for the costs of providing the building plans and specifications to contractors from the General Services Refunds Fund (Fund RO8) to the State Architect's Fund (Fund 131). Prior to the transfer of cash, the Director of DAS shall certify that such amounts are in excess of amounts required for refunding deposits and are directly related to costs of producing building plans and specifications. Appropriates additional amounts, if necessary. | Same as the Executive. |
| **39 (CD-362-DAS) Director's Declaration of Public Exigency** | |
| **Section:** ***203.12.6*** | **Section:** ***203.12.6*** |
| Allows the Director of DAS to declare a "public exigency," as provided in division (C) of section 123.15 of the Revised Code. Requires the Director to notify the Controlling Board upon such a declaration.<br><br>Fiscal effect: Possible increase or decrease in expenses, but may allow for emergency repair projects so designated to be completed more quickly than they otherwise might be. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**40 (CD-358-DAS) Multi-Agency Radio Communications System Debt Service Payments**

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| **Section:** ***203.12.60*** | **Section:** ***203.12.60*** |
| Requires that the Director of DAS, in consultation with the Multi-Agency Radio Communication System (MARCS) Steering Committee and the Director of OBM, determine the share of debt service payments attributable to spending for MARCS components that are not specific to any one agency and that shall be charged to agencies supported by the motor fuel tax. Establishes that the share of debt service payments shall be calculated for MARCS capital disbursements made beginning July 1, 1997. Within thirty days of any payment made from appropriation item 100-447, OBA - Building Rent Payments, the Director of DAS shall certify to the Director of OBM the amount of this share. Requires the Director of OBM to transfer such amounts to the GRF from the State Highway Safety Fund (Fund 036). Requires the Director of DAS to consider renting or leasing existing tower sites at reasonable or current market rates, so long as these existing sites are equipped with the technical capabilities to support the MARCS project. | Same as the Executive. |

**41 (CD-340-DAS) General Service Charges**

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| **Section:** ***203.12.66*** | **Section:** ***203.12.66*** |
| Requires the Department of DAS, with the approval of the Director of OBM, to establish charges for recovering the costs of administering the programs in the General Services Fund (Fund 117) and the State Printing Fund (Fund 210). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **42 (CD-932-DAS) Efficiency Study to Create Reorganization Plan for the Executive Branch of State Government** | |
| | **Sections:** ***315.03.03, 315.03.06, 315.03.09*** |
| No provision. | Requires by January 1, 2007, that, following a specified type of efficiency study by DAS, the Department prepare and submit to the Governor and legislative leaders a proposed reorganization plan for the executive branch of the state government, which provides for the transfer of the powers, duties, and functions of various state entities to nine "provisional" departments.<br><br>Fiscal effect: Increase in expenditures to conduct a study and prepare such a plan for the Governor and legislative leaders. |

| As Introduced (Executive) | As Passed by the House |
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| **43 (CD-282-AAM) Commission on African American Males Progress Review** | |
| **Section:** ***203.15*** | **Section:** ***203.15*** |
| Requires the Commission to internally prepare an annual progress report demonstrating the progress that has been made toward meeting the Commission's mission statement. The report is to be submitted to the chairperson and ranking minority member of the Human Services Subcommittee of the House Finance and Appropriations Committee not later than December 31st each year. | Same as the Executive. |
| Fiscal effect: The Commission will experience a minimal increase in costs related to preparing and distributing the report. | Fiscal effect: Same as the Executive. |

| | As Introduced (Executive) | As Passed by the House |
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| **44** | **(CD-314-JCR) Operating** | |
| | **Section:** ***203.18*** | **Section:** ***203.18*** |
| | Specifies that the Chief Administrative Officer of the House of Representatives and the Clerk of the Senate determine, by mutual agreement, which of them acts as fiscal agent for the Joint Committee on Agency Rule Review (JCARR). | Same as the Executive. |
| | Fiscal effect: None. | Fiscal effect: Same as the Executive. |
| **45** | **(CD-317-JCR) Operating Expenses** | |
| | **Section:** ***203.18*** | **Section:** ***203.18*** |
| | Transfers any unencumbered balance from appropriation item 029-321, Operating Expenses, at the end of FY 2006 to FY 2007. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **46 (CD-242-AGE) Community Service Council Gift and Donations Fund** | |
| **R.C.** ***121.403*** | **R.C.** ***121.403*** |
| Authorizes the Ohio Community Service Council (OCSC) to accept monetary gifts or donations, sponsor events that further the Council's purpose and charge fees for participation in or attendance of those events, and sell promotional items. | Same as the Executive. |
| Creates the Ohio Community Service Council Gifts and Donations Fund in the state treasury into which such gifts, donations, fee, and proceeds are to be deposited. | Same as the Executive. |
| Fiscal effect: The Executive budget recommends a 5% decrease in GRF funding for FY 2006 and an additional 5% decrease in FY 2007 for line item 490-409, Ohio Community Service Council Operations. The GRF reduction will shift a greater burden on in-kind donations generated from Make a Difference Day to match funds for federal grants. In the short term, OCSC may have trouble maintaining current service levels with the executive recommendations. The OCSC is investigating ways to reduce administrative costs to prevent staffing reductions. The OCSC is hoping to raise enough funds from monetary gifts and donations to offset GRF reductions. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **47 (CD-216-AGE) Penalty for Late Payment of Long-Term Care Facility Bed Fee** | |
| **R.C.** ***173.26*** | **R.C.** ***173.26*** |
| Provides that a long-term care facility that fails to pay the bed fee that supports regional long-term care ombudsman programs within 90 days of the due date is to be assessed twice the amount of the fee. | No provision. |
| Fiscal effect: This provision may result in a revenue gain. However, the amount of additional revenue received will depend on the number of long-term care facilities that fail to pay the bed fee within 90 days. | Fiscal effect: Removing this provision retains current law, thus there would be no fiscal effect. |
| **48 (CD-243-AGE) Payment for Community-Based Long-Term Care Services** | |
| **R.C.** ***173.39, 173.391, 173.392, 173.393, 173.40*** | **R.C.** ***173.39, 173.391, 173.392, 173.393, 173.40*** |
| Provides that a provider of community-based long-term care services under a program the Ohio Department of Aging (ODA) administers cannot receive payment unless the provider obtains certification or meets the terms of a contract that includes conditions of participation and service standards the provider must meet. | Same as the Executive, but eliminates the provision that permits a provider to meet the terms of a contract rather than obtain certification, with the result that all providers must be certified to receive payment. |
| No provision. | Requires that ODA adopt rules establishing a fee for obtaining certification and establishes the Community-Based Long-Term Care Provider Certification Fund into which the fees are to be deposited. |
| Fiscal effect: The bill requires ODA to adopt rules requiring the certification of community-based long-term care providers. The provision exempts providers from certification if the provider contracts with the Department, | Fiscal effect: Same as the Executive, but allows the Department to charge a fee in an amount that will enable to Department to collect enough revenue to cover all the costs associated with this provision. Assuming such a fee |

| As Introduced (Executive) | As Passed by the House |
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| the contract includes detailed conditions of participation for the provider, and the provider complies with the contract. According to the Department, these provisions would allow ODA to develop a consistent statewide practice of conducting business with providers. The Department will develop uniform standards for certification and contracting with providers. The Ohio Department of Job and Family Services (ODJFS) will grant the provider a Medicaid provider agreement based upon ODA's certification process. Currently, ODA and local Area Agencies on Aging (AAA) do all the work related to this activity, thus there would not be any significant costs associated with this provision. | is charged, the effect on the Department would be minimal. |

**49 (CD-225-AGE) Long-Term Care Consultation Program**

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| **R.C.** ***173.42, 173.43, 5101.75, 5101.751 (repealed), 5101.752, 5101.753 (repealed), 5101.754 (repealed), 5111.205 (repealed), 5111.62, Section 203.21.03*** | **R.C.** ***173.42, 173.43, 5101.75, 5101.751 (repealed), 5101.752, 5101.753 (repealed), 5101.754 (repealed), 5111.205 (repealed), 5111.62, Section 203.21.03*** |
| Requires that the Department develop a long-term care consultation program. | Same as the Executive. |
| Eliminates current law that requires ODJFS to administer a similar program for potential residents of nursing facilities. | Same as the Executive. |
| Fiscal effect: The bill requires ODA to develop a long-term care consultation program whereby individuals or their representatives are provided with information through professional consultations about options available to meet long-term care needs and about factors to consider in making long-term care decisions. In-person assessments | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| are a more detailed needs assessment and are currently done for both the PASSPORT program and nursing facility admission. The local AAA's are currently implementing these screenings using certified individuals; therefore, there will be little or no additional administrative costs associated with the establishment of the long-term care consultation program. According to ODA, this would allow the Department more flexibility in performing in-person assessments. As a result, ODA would try to focus their resources on those individuals who would benefit most from an in-person assessment. This may result in an increase in the number of assessments performed and thus, could potentially increase costs. The more efficient use of in-person assessments could result in more individuals moving out of nursing homes and into less costly community and home-based settings. Should this occur, the state may experience the indirect effect of a reduction in Medicaid costs and a corresponding reduction in federal reimbursement for Medicaid expenditures. | |

**50 (CD-239-AGE) Nursing Home and Residential Care Facility Survey**

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| **R.C.** ***173.44, 173.99*** | **R.C.** ***173.44, 173.99*** |
| Permits ODA to conduct an annual survey, itself or by contract, of nursing homes and residential care facilities. | Same as the Executive. |
| Provides that a nursing home or residential care facility that recklessly fails to complete the survey is subject to a $100 fine. | No provision. |
| Fiscal effect: The annual long-term care survey is conducted by the Miami University's Scripps Gerontology | Fiscal effect: The removal of the fine for recklessly failing to complete the survey will not have a direct fiscal effect on |

| As Introduced (Executive) | As Passed by the House |
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| Center as part of an ongoing research project that tracks long-term care utilization patterns in Ohio. In prior years, the survey was mandated by the Ohio Department of Health (ODH), which used the data for health planning. However, the mandate to complete the survey was removed for the FY 2004-2005 biennium. Consequently, the response rate fell from approximately 96% to approximately 60%. According to the Department, ODA does not expect to collect any revenue from this provision, but expects to receive a higher response rate for the survey. | the Department since it did not plan on collecting any revenue from the fee. However, it may result in response rates similar to those from the current biennium. |

**51 (CD-196-AGE) Long-Term Care Consumer Guide**

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| **R.C.** ***173.45, 173.46, 173.47, 173.48, 173.49*** | **R.C.** ***173.45, 173.46, 173.47, 173.48, 173.49*** |
| Requires that the Department publish the Ohio Long-Term Care Consumer Guide.<br><br>Fiscal effect: The Executive recommendations include an annual fee of $300 for residential care facilities and $400 for nursing facilities to fund the Guide. The Department expects to generate approximately $552,000 in annual revenue from these provider fees. The Department will survey nursing facility residents (FY 2007), residential care facility residents (FY 2007), and families of nursing facility residents (FY 2008) for the Guide. In FY 2006, no surveys will take place as the Departments collects revenue to fund future surveys. | Same as the Executive, but eliminates provisions that require long-term care facilities to cooperate with an annual customer satisfaction survey and authorize the Director of Aging to apply to the Attorney General to seek an injunction against a facility for failure to cooperate.<br><br>Fiscal effect: The Department would realize a reduction in revenue proportional to the number of facilities that decide not to cooperate with the survey. It is not known at this time what effect any reduction in revenue received would have on the Department's ability to complete the survey statewide. |

| As Introduced (Executive) | As Passed by the House |
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| **52 (CD-219-AGE) Transfer of PACE Administrative Duties** | |
| **R.C.** ***173.50, Section 490.03*** | **R.C.** ***173.50, Section 490.03*** |
| Requires that the Department carry out the day-to-day administration of the component of the Medicaid program known as the Program of All-Inclusive Care for the Elderly (PACE). | Same as the Executive. |
| Fiscal effect: The last budget act permitted ODJFS to transfer the day-to-day administration of the PACE program to ODA, subject to federal approval. The Department will be taking over full administration of the PACE program beginning in FY 2006. | Fiscal effect: Same as the Executive. |
| **53 (CD-214-AGE) Ombudsman Access to Long-Term Care Facilities and Sites** | |
| **R.C.** ***173.99*** | **R.C.** ***173.99*** |
| Establishes a maximum $500 fine for denying a representative of the Office of the State Long-Term Care Ombudsman Program access to a long-term care facility or community-based long-term care site. | No provision. |
| Fiscal effect: This provision may result in a gain in revenue. However, the amount of revenue that may be received cannot be estimated since it will depend on the number of times Ombudsman are denied access to a long-term care facility. | Fiscal effect: Removing this provision retains current law, thus there would be no fiscal effect. |

| As Introduced (Executive) | As Passed by the House |
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| **54 (CD-204-AGE) Pre-Admission Review for Nursing Facility Admission** | |
| **Section:** ***203.21.03*** | **Section:** ***203.21.03*** |
| Earmarks up to $2,586,648 in FY 2006 and up to $2,651,315 in FY 2007 of GRF appropriation item 490-403, PASSPORT, for pre-admission assessments for non-Medicaid eligible individuals and assistance in the planning of their long-term care needs. | Same as the Executive. |
| **55 (CD-160-AGE) PASSPORT** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Allows GRF appropriation item 490-403, PASSPORT, and the set aside for the PASSPORT program in appropriation item 490-610, PASSPORT/Residential State Supplement, (Fund 4J4) in the state special revenue fund group to be used to assess clients regardless of Medicaid eligibility and to support the Department's administrative costs associated with operating the program. Designates those two appropriation items to fund the state match for the PASSPORT Medicaid waiver program. Designates appropriation item 490-607, PASSPORT, (Fund 3C4) in the federal special revenue fund group to be used to fund the federal share of the PASSPORT program. | Same as the Executive, but requires that up to $200,000 in fiscal year 2006 from GRF appropriation item 490-403, PASSPORT, be used for costs associated with an evaluation of the PASSPORT Program. |

| As Introduced (Executive) | As Passed by the House |
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| **56 (CD-174-AGE) Ohio Community Service Council** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Requires GRF appropriation item 490-409, Ohio Community Service Council Operations, and appropriation item 490-617, Ohio Community Service Council programs, (Fund 3R7) in the federal special revenue fund group to be used in accordance with section 121.40 of the Revised Code. | Same as the Executive. |
| **57 (CD-168-AGE) Long-Term Care Ombudsman** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Requires GRF appropriation item 490-410, Long-Term Care Ombudsman, be used to fund ombudsman program activities in nursing homes, adult care facilities, boarding homes, and home and community care services. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **58 (CD-162-AGE) Senior Community Services** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Requires GRF appropriation item 490-411, Senior Community Services, be used to fund services designated by the Department including, but not limited to, home-delivered meals, transportation services, personal care services, respite services, home repair, and care coordination. Requires that priority be given to low income, frail, and cognitively impaired persons age 60 and older. Requires the Department to promote cost sharing by recipients for services funded with these funds. | Same as the Executive. |
| **59 (CD-165-AGE) Residential State Supplement** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Establishes the amount used to determine whether a resident is eligible for payment and for determining the amount per month the eligible resident will receive. The amounts are as follows: $900 for a residential care facility; $900 for an adult group home; $800 for an adult foster home; $800 for an adult family home; $800 for an adult community home; $800 for an adult residential facility; and $600 for adult community mental health housing services. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **60 (CD-167-AGE) Transfer of Residential State Supplement Appropriations** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Authorizes the Department to transfer cash in FY 2006 from GRF appropriation item 490-412, Residential State Supplement, and state special revenue fund appropriation item 490-610, PASSPORT/Residential State Supplement, to the Ohio Department of Job and Family Services' state special revenue Fund 4J5, Home and Community-Based Services for the Aged Fund, to make benefit payments to Residential State Supplement recipients. | Same as the Executive. |
| **61 (CD-163-AGE) Alzheimer's Respite** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Requires GRF appropriation item 490-414, Alzheimer's Respite, be used to fund Alzheimer's disease services in accordance with section 173.04 of the Revised Code. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **62 (CD-164-AGE) JCFS Elderly Transportation** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Requires GRF appropriation item 490-416, JCFS Transportation for Elderly, be used for non-capital expenses related to transportation services for the elderly. Requires these funds to provide access to such things as healthcare services, congregate meals, socialization programs, and grocery shopping. Requires agencies receiving funding to coordinate services with other local service agencies. | Same as the Executive. |
| **63 (CD-169-AGE) Regional Long-Term Care Ombudsman Programs** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Requires appropriation item 490-609, Regional Long-Term Care Ombudsman Programs, (Fund 4C4) in the state special revenue fund group be used to fund ombudsman program activities in nursing homes, adult care facilities, boarding homes, and home and community care services. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **64 (CD-170-AGE) PASSPORT/Residential State Supplement** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Earmarks up to $2,835,000 in each fiscal year from appropriation item 490-610, PASSPORT/Residential State Supplement, (Fund 4J4) in the state special revenue fund group for the Residential State Supplement program. Requires the remaining appropriation in this line item is to be used to fund the PASSPORT program. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **65 (CD-171-AGE) Transition Plan for Residential State Supplement** | |
| **Section:** ***203.21.06*** | **Section:** ***203.21.06*** |
| Requires appropriation item 490-610, PASSPORT/Residential State Supplement, (Fund 4J4) in the state special revenue fund group be used in FY 2007 to transfer to the Ohio Department of Mental Health (ODMH) sufficient funds to make benefit payments for all Residential State Supplement (RSS) recipients who are less than 60 years of age, diagnosed with mental illness, mental retardation, and/or a developmental disability, and are enrolled in the program on June 30, 2006. Requires ODA and ODMH to jointly petition the Social Security Administration to approve changes to the RSS program. Requires that changes proposed by the two departments ensure that RSS program recipients on June 30, 2006 continue to receive benefit payments as long as they remain in the program. Allows any changes proposed by ODA and ODMH to include provisions that improve local accountability to county boards of mental health, maximize available funding, and improve the quality of residential settings approved for recipients. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**66 (CD-173-AGE) Transfer of Appropriations-Federal Aging Nutrition, Federal Independence Services, and Federal Aging Grants**

| Section: *203.21.06* | Section: *203.21.06* |
|---|---|
| Allows ODA to transfer up to 30% of Older Americans Act funding between appropriation items 490-611, Federal Aging Nutrition, (Fund 3M3), 490-612, Federal Independence Grants, (Fund 3M4), and 490-618, Federal Aging Grants, (Fund 322) all in the federal special revenue fund group. Requires ODA to submit a written request to, and receive approval from, the Director of Budget and Management for any such transfer. Requires ODA to report the transfers to the Controlling Board when they occur. | Same as the Executive. |

**67 (CD-175-AGE) Transfer of Resident Protection Funds**

| Section: *203.21.06* | Section: *203.21.06* |
|---|---|
| Requires the Director of Budget and Management to transfer in FY 2006 $615,000 from Fund 4E3, Resident Protection Fund, from the Ohio Department of Job and Family Services, to Fund 5BA in ODA, to be used for program management for the Office of the State Long-Term Care Ombudsman. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **68 (CD-303-AGR) Family Farm Loan Program Extension** | |
| **R.C.** ***122.011, Sections 403.11, 403.12*** | **R.C.** ***122.011, Sections 403.11, 403.12*** |
| Extends the sunset of the Family Farm Loan Program from October 15, 2005, to October 15, 2007. (See the item entitled "Family Farm Loan Program Extension" in the Department of Development, and related temporary law item "Family Farm Loan Program" in the Department of Agriculture.)<br><br>Fiscal effect: Allows for continued expenditures from the Department of Development over the biennium. | Same as the Executive. |
| **69 (CD-329-AGR) Merger of Animal Industry Laboratory Fund and Laboratory Services Fund** | |
| **R.C.** ***901.43*** | **R.C.** ***901.43*** |
| Merges the existing Animal Industry Laboratory Fund (Fund 4V5) with the existing Laboratory Services Fund (Fund 652) and names the new, combined fund as the Animal and Consumer Analytical Laboratory Service Fund (Fund 652), and retains existing fund provisions concerning sources and uses of money.<br><br>Fiscal effect: none | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **70 (CD-327-AGR) Creation of Laboratory and Administrative Support Fund** | |
| **R.C.** ***901.44*** | **R.C.** ***901.44*** |
| Creates the Laboratory and Administrative Support Fund consisting of moneys received by the Department of Agriculture from auditorium rentals and other miscellaneous sources and authorizes the Department to use moneys in the Fund to pay costs associated with any of the Department's programs.<br><br>Fiscal effect: Increase in revenue by $2,096,000 in the Laboratory and Administrative Support Fund. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **71 (CD-316-AGR) Fertilizers, Seed, Pesticides, Feed, Plants, and Metrology and Scale Certification Fund** | |
| **R.C.** ***905.32, 905.33, 905.331, 905.36, 905.37, 905.38, 905.381, 905.50, 905.66, 907.16, 921.02, 921.16, 923.44, 923.45, 923.46, 927.69, 1327.511*** | **R.C.** ***905.32, 905.33, 905.331, 905.36, 905.37, 905.38, 905.381, 905.50, 905.66, 907.16, 921.02, 921.16, 923.44, 923.45, 923.46, 927.69, 1327.511*** |
| Changes the annual schedule for fertilizer-related licensure and registration from July 1 of one year through June 30 of the subsequent year to December 1 of one year through November 30 of the subsequent year; changes the fertilizer tonnage report from a semiannual report to an annual report, and requires it to be submitted by November 30 each year.<br><br>Increases the fertilizer inspection fee from 12¢ per ton to 25¢ per ton and from 13¢ per metric ton to 28¢ per metric ton, as applicable; increases the semiannual commercial feed distributor inspection fee from 10¢ per ton to 25¢ per ton, and increases the minimum fee from $10 to $25.<br><br>Establishes a pesticide registration and inspection fee of $150 per product and an additional penalty fee of $75, and requires the new statutory fees to replace the current fees established by rule on January 1, 2007.<br><br>Changes the fee for the inspection of agricultural products and their conveyances under the Plant Pest Program from $65 to an amount equal to the hourly rate of pay in the highest step in the pay range, including fringe benefits, of a plant pest control specialist multiplied by the number of hours worked by such a specialist in conducting an inspection. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Merges the Commercial Feed, Fertilizer, and Lime Inspection and Laboratory Fund (Fund 4C9) and the Seed Fund (Fund 5Z4) to create the Commercial Feed, Fertilizer, Seed, and Lime Inspection and Laboratory Fund (Fund 4C9); changes the name of the Scale Certification Fund to the Metrology and Scale Certification Fund (Fund 5H2); and makes other changes. | |
| Fiscal effect: Increases Commercial Feed, Fertilizer, Seed, and Lime Inspection and Laboratory Fund (Fund 4C9) revenues by $806,328 and increases Pesticide Program Fund (Fund 669) revenues by $650,000. | |

**72 (CD-867-AGR) Prohibition Against Regulation of Fertilizer and Seed by Political Subdivisions**

| | |
|---|---|
| | **R.C.** ***905.501, 907.111*** |
| No provision. | Prohibits political subdivisions from regulating or enacting legislation relating to the registration, packaging, labeling, sale, storage, distribution, use or application of fertilizer and from regulating or enacting legislation related to the registration, labeling, sale, or storage, transportation, distribution, notification of use, use, or planting of seed. (See the item entitled "Prohibition Against Regulation of Fertilizer and Seed by Political Subdivisions" in Local Government).<br><br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **73 (CD-306-AGR) Bakery Registration Fee** | |
| **R.C.** ***911.02*** | **R.C.** ***911.02*** |
| Increases the annual bakery registration fee from $30 to $60 for a production capacity of 1,000 pounds per hour or less and from $30 to $60 for each 1,000 pounds of bakery product per hour capacity, or part of it, in excess of 1,000 pounds of bakery product per hour, and increases the annual home bakery registration fee from $10 to $20.<br><br>Fiscal effect: Increase of $21,790 in revenues to the Food Safety Fund (Fund 4P7). | Same as the Executive. |
| **74 (CD-309-AGR) Cannery License Fee** | |
| **R.C.** ***913.02*** | **R.C.** ***913.02*** |
| Increases the cannery license fee and license renewal fee from $100 to $200.<br><br>Fiscal effect: Increase in revenues by $12,300 to the Food Safety Fund (Fund 4P7). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **75 (CD-310-AGR) Soft Drink Manufacturing or Bottling and Sale of Syrup or Extract Fees** | |
| **R.C.** ***913.23*** | **R.C.** ***913.23*** |
| Increases the soft drink manufacturing or bottling license fee from $100 to $200, increases the out-of-state soft drink manufacturing or bottling registration fee from $100 to $200, and increases the license fee from $50 to $100 for the sale, use, or possession with intent to sell of any soda water syrup or extract or soft drink syrup to be used in making, drawing, or dispensing soda water or other soft drinks.<br><br>Fiscal effect: Increase of $23,700 in revenues to the Food Safety Fund (Fund 4P7). | Same as the Executive. |
| **76 (CD-311-AGR) Cold-Storage Warehouse Operation License Fee** | |
| **R.C.** ***915.02*** | **R.C.** ***915.02*** |
| Increases the fee for a license to operate a cold-storage warehouse from $100 to $200.<br><br>Fiscal effect: Increase of $3,800 in revenues to the Food Safety Fund (Fund 4P7). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **77 (CD-313-AGR) Annual License Fee for Food Locker Plan Establishments** | |
| **R.C.** ***915.16*** | **R.C.** ***915.16*** |
| Increases the annual fee for a license to operate a frozen food manufacturing facility, slaughterhouse, locker room, locker, chill room, sharp freezing room and facilities, or sharp freezing cabinet from $25 to $50.<br><br>Fiscal effect: Increase of $4,700 in revenues to the Food Safety Fund (Fund 4P7). | Same as the Executive. |
| **78 (CD-304-AGR) Fee for Issuance of Certificates of Health and Freesale** | |
| **R.C.** ***915.24, 3715.04*** | **R.C.** ***915.24, 3715.04*** |
| Authorizes the Director of Agriculture to issue a certificate of health and freesale to a food processing establishment, manufacturer of over-the-counter drugs, or manufacturer of cosmetics upon request for purposes of certifying that products have been produced and warehoused under sanitary conditions as determined through inspection, establishes a $20 fee for the issuance of such a certificate, and requires the Director to deposit any such fees that are collected to the credit of the existing Food Safety Fund.<br><br>Fiscal effect: Increase of $52,000 in revenues to the Food Safety Fund (Fund 4P7). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **79 (CD-326-AGR) Permits for Large Capacity Scales and Large Meters** | |
| **R.C.** ***1327.62, 1327.70, 1327.71, and 1327.99*** | **R.C.** ***1327.62, 1327.70, 1327.71, and 1327.99*** |
| Prohibits a person from operating a large capacity scale or a large meter unless the operator holds a valid permit issued by the Director of Agriculture for the scale or meter; establishes permit application and issuance procedures, a permit fee and an annual renewal fee of $250, and civil and criminal penalties for violation of the permit requirement; authorizes the Director to adopt rules expanding the definitions in the bill of "large capacity scale" and "large meter"; creates the Weights and Measures Permit Fund (Fund 5BF) consisting of collected permit and renewal fees, to be used to pay costs associated with the weights and measures program.<br><br>Fiscal effect: Increases Weights and Measures Permit Fund (Fund 5BF) revenues by $1,450,750. | Same as the Executive. |
| **80 (CD-1108-AGR) Amusement Ride Permit Fee** | |
| | **R.C.** ***1711.53, Section 203.24*** |
| No provision. | Increases the fee for an annual amusement ride permit from $50 to $150 for a commercial amusement ride, and retains the $50 permit fee for a residential amusement ride.<br><br>Fiscal effect: Increase in revenue to the Ride Inspection Fund (Fund 578) by approximately $275,493 in each fiscal year due to the increase in the inspection fee. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **81 (CD-315-AGR) Wine tax diversion to Ohio Grape Industries Fund** | |
| **R.C.** ***4301.43*** | **R.C.** ***4301.43*** |
| Extends the extra 2¢ earmark of wine tax revenue credited to the Ohio Grape Industries Fund (Fund 496) through June 30, 2007.<br><br>Fiscal effect: Maintains current revenues in the Ohio Grape Industries Fund (Fund 496). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **82 (CD-289-AGR) Family Farm Loan Program** | |
| **Section:** ***203.24*** | **Section:** ***203.24*** |
| Authorizes the transfer of up to $1,500,000 in each fiscal year from the Facilities Establishment Fund (Fund 037) to the Family Farm Loan Fund (Fund 5H1) in the Department of Development, subject to Controlling Board approval. | Same as the Executive, but reduces the transfer to $1 million in each year. |
| **83 (CD-1106-AGR) Ohio-Israel Agricultural Initiative** | |
| | **Section:** ***203.24*** |
| No provision. | Earmarks $100,000 of GRF appropriation item 700-411, International Trade and Market Development, to be used in fiscal year 2006 for the Ohio-Israel Agricultural Initiative. |
| **84 (CD-293-AGR) Fertilizer-Related Licensure and Registration** | |
| **Section:** ***203.24.03*** | **Section:** ***203.24.03*** |
| Facilitates the implementation of the new schedule for fertilizer-related licensure, registration, and reporting established under sections 905.32, 905.33, 905.331, and 905.36 of the Revised Code, by specifying effective dates for these fees and reporting requirements.<br><br>Fiscal effect: Increases Commercial Feed, Fertilizer, Seed, and Lime Inspection and Laboratory Fund (Fund 4C9) revenues by $305,766. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **85 (CD-296-AGR) Commercial Feed, Fertilizer, Seed, and Lime Inspection and Laboratory Fund** | |
| **Section:** ***203.24.03*** | **Section:** ***203.24.03*** |
| Transfers all assets, liabilities, revenues, and obligations associated with the Seed Fund (5Z4) to the new Commercial Feed, Fertilizer, Seed, and Lime Inspection and Laboratory Fund (Fund 4C9) on July 1, 2005, or as soon thereafter as possible. | Same as the Executive. |
| **86 (CD-301-AGR) Animal and Consumer Analytical Laboratory Services Fund** | |
| **Section:** ***203.24.03*** | **Section:** ***203.24.03*** |
| Transfers all assets, liabilities, revenues, and obligations associated with the Animal Industry Laboratory Fund (Fund 4V5) to the Animal and Consumer Analytical Laboratory Services Fund (Fund 652) on July 1, 2005, or soon as possible thereafter. | Same as the Executive. |
| **87 (CD-299-AGR) Metrology Lab and Scale Certification Fund** | |
| **Section:** ***203.24.03*** | **Section:** ***203.24.03*** |
| Transfers all assets, liabilities, revenues, and obligations associated with the Scale Certification Fund (Fund 579) to the Metrology Lab and Scale Certification Fund (Fund 5H2) on July 1, 2005, or as soon as possible thereafter. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **88 (CD-298-AGR) Pesticide Registration and Inspection Fee** | |
| **Section:** ***203.24.03*** | **Section:** ***203.24.03*** |
| Requires the pesticide registration and inspection fee deposited in the Pesticide Program Fund (Fund 669) to remain in effect until the new fees take effect on January 1, 2007.<br><br>Fiscal effect: Increases Pesticide Program Fund (Fund 669) by $650,000. | Same as the Executive. |
| **89 (CD-290-AGR) Clean Ohio Agricultural Easement** | |
| **Section:** ***203.24.03*** | **Section:** ***203.24.03*** |
| Requires appropriation item 700-632, Clean Ohio Agricultural Easement, to be used by the Department of Agriculture in administering sections 901.21, 901.22, and 5301.67 to 5301.70 of the Revised Code. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **90 (CD-297-AGR) Transfer Between Funds** | |
| **Section:** ***203.24.03*** | **Section:** ***203.24.03*** |
| Allows the Director of Budget and Management to transfer the cash credited to the Commercial Feed, Fertilizer, Seed, and Lime Inspection and Laboratory Fund (Fund 4C9) or the Pesticide Program Fund (Fund 669) to any other fund administered by the Director of Agriculture.<br><br>Fiscal effect: Allows for flexibility in directing funding to programs where it is needed. | Same as the Executive. |
| **91 (CD-1110-AGR) National Pollution Discharge Elimination System Funding Transfer** | |
| | **Section:** ***206.27*** |
| No provision. | Transfers federal moneys for agricultural related aspects of the National Pollution Discharge Elimination System (NPDES) from the Ohio Environmental Protection Agency to the Ohio Department of Agriculture (AGR) through the Controlling Board once AGR's state program is submitted and approved by the United States EPA, and the federal moneys are disbursed. (See item entitled "National Pollution Discharge Elimination System Funding Transfer" in Department of Environmental Protection Agency.)<br><br>Fiscal effect: Increase in AGR's federal moneys to be used to issue permits pursuant to the US EPA NPDES program. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **92 (CD-291-AGR) Utility Radiological Safety Board Assessments** | |
| **Section:** ***306.03*** | **Section:** ***306.03*** |
| Sets the assessments against nuclear electric utilities for the Department of Agriculture's Fund 4E4, Utility Radiological Safety, at $73,059 in FY 2006 and $73,059 in FY 2007. See item entitled "Utility Radiological Safety Board Assessments" in the Public Utilities Commission of Ohio. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **93 (CD-780-AIR) Coal Development Office** | |
| **Section:** ***203.27*** | **Section:** ***203.27*** |
| Earmarks GRF appropriation item GRF 898-402, Coal Development Office, for administrative costs of the Coal Development Office.<br><br>Fiscal Effect: None | Same as the Executive. |
| **94 (CD-783-AIR) Science and Technology Collaboration** | |
| **Section:** ***203.27*** | **Section:** ***203.27*** |
| Establishes that the Air Quality Development Authority shall work in close collaboration with the Department of Development, the Board of Regents, and the Third Frontier Commission in relation to Alignment Programs and appropriation items and other technology-related programs and appropriation items in the Department of Development, Air Quality Development Authority, and the Board of Regents.<br>Alignment programs shall be managed to build on existing competitive research strengths, encourage new and emerging discoveries and commercialization of ideas and products that will benefit the Ohio economy, and to ensure improved collaboration among Alignment Programs with programs administered by the Third Frontier Commission, and with other state programs that are intended to improve economic growth and job creation.<br><br>Fiscal Effect: None | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **95 (CD-781-AIR) Coal Research and Development General Obligation Debt Service** | |
| **Section:** ***203.27*** | **Section:** ***203.27*** |
| Earmarks appropriation item GRF 898-901, Coal R & D Gen. Obligation Debt Service, to pay all debt service and related financing costs at the times they are required to be made under sections 151.01 and 151.07 of the Revised Code.<br><br>Fiscal Effect: None | Same as the Executive. |
| **96 (CD-784-AIR) Issuance of Obligations by the Ohio Coal Development Office** | |
| **Section:** ***318.12*** | **Section:** ***318.12*** |
| Grants the Ohio Public Facilities Commission authorization to issue and sell bonds and other obligations of the state to provide moneys to the credit of the Coal Research and Development Fund.<br><br>Fiscal Effect: None | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **97 (CD-979-ADA) Behavioral Health Exclusion from Medicaid Care Management** | |
| | **R.C.** ***5111.16*** |
| No provision. | Excludes alcohol, drug addiction, and mental health services covered by Medicaid as rehabilitative services from being included in any component of the Medicaid care management system, but permits recipients of such services to be included in the system for purposes of receiving other Medicaid services.<br><br>Fiscal effect: This provision would likely not change how these services are currently provided. However, there is a related item under which the Department could experience a minimal increase in administrative costs related to developing interagency agreements.<br><br>(See also the item entitled "Medicaid Interagency Agreements for Coverage of Behavioral Health Services" in the Department of Job and Family Services.) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **98 (CD-1092-ADA) Talbert House** | |
| | **Section:** ***203.30*** |
| No provision. | Earmarks $50,000 in appropriation item 038-321, Operating Expenses, in each fiscal year, to be distributed directly to the Talbert House.<br><br>Fiscal effect: The Department has an appropriation of $1.13 million in the Operating Expenses line item, which provides funding for general administration of the Department. Earmarking this line item reduces the amount available to pay for Department operations and/or staffing. |
| **99 (CD-775-ADA) Treatment Services** | |
| **Section:** ***203.30*** | **Section:** ***203.30*** |
| Sets a maximum amount of $8,190,000 in GRF appropriation item 038-401 Treatment Services, that may be used for program grants for priority populations in each year of the biennium. | Same as the Executive. |
| **100 (CD-776-ADA) Substance Abuse Services for Families of At Risk Children** | |
| **Section:** ***203.30*** | **Section:** ***203.30*** |
| Earmarks $4 million in each fiscal year of GRF appropriation item 038-401, Treatment Services, for substance abuse services to families involved in the child welfare system pursuant to the requirements of Am. Sub. H.B. 484 of the 122nd General Assembly. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **101 (CD-777-ADA) Services for TANF-Eligible Individuals** | |
| **Section:** ***203.30*** | **Section:** ***203.30*** |
| Requires that $5 million of GRF appropriation item 038-401, Treatment Services, in each fiscal year, be used to fund TANF-eligible expenditures for substance abuse prevention and treatment services to children, or their families, whose income is at or below 200% of the official income poverty guidelines. The Director of Alcohol and Drug Addiction Services and the Director of Job and Family Services are to develop operating and reporting guidelines for these programs. | Same as the Executive. |
| **102 (CD-778-ADA) Therapeutic Communities** | |
| **Section:** ***203.30*** | **Section:** ***203.30*** |
| Earmarks $750,000 in each fiscal year of GRF appropriation item 038-401, Treatment Services, for expansion of the Therapeutic Communities Program in the Department of Rehabilitation and Correction. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **103 (CD-779-ADA) Parent Awareness Task Force** | |
| **Section:** ***203.30*** | **Section:** ***203.30*** |
| Requires the Parent Awareness Task Force to study ways to engage more parents in activities, coalitions, and educational programs in Ohio relating to alcohol and other drug abuse prevention. Earmarks $30,000 in each fiscal year of GRF appropriation item 038-404, Prevention Services, to support the functions of the Task Force. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **104 (CD-892-ARC) State Boards of Examiners of Architects Imposing Fines Against Certificate Holders** | |
| | **R.C.** ***4703.15*** |
| No provision. | Permits the State Boards of Examiners of Architects, in addition to disciplinary actions the Boards may take against holders of a certificate of qualification that violate the Boards' rules, to also impose a fine against a certificate holder, which may not be more than $1,000 for each offense. The total fine cannot exceed $5,000, regardless of the number of offenses the certificate holder has committed between the time the fine is imposed and the time any previous fine was imposed.<br><br>Fiscal effect: Potential increase in revenue to the Occupational Licensing and Regulatory Fund (Fund 4K9) as a result of fines being assessed against certificate holders. |

**As Introduced (Executive)**

**105 (CD-420-ARC) Consolidation of Regulatory Boards**

**Section:** ***315.03***

Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Boards of Examiners of Architects, the Board will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Commerce).

Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006.

**As Passed by the House**

**Sections:** ***315.03, 203.36***

Removes the Boards of Examiners of Architects and Landscape Architects from the proposal to consolidate certain regulatory boards into the departments of Commerce, Health, and Public Safety.

Fiscal effect: Establishes appropriations for FY 2007 at FY 2006 recommended levels. It may be that costs for central services may increase as there would be fewer boards benefiting from cost-pooling for human resources, accounting, and IT support services managed by DAS-Central Services Agency.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **106 (CD-288-ART) Program Subsidies** | |
| **Section:** ***203.39*** | **Section:** ***203.39*** |
| Restricts museums which received $8 million or more in capital appropriations from the state between January 1, 1986 and December 31, 2002 from eligibility to receive funds from GRF appropriation item 370-502, Program Subsidies. | Same as the Executive. |
| Fiscal effect: The only museum in the state that would be ineligible for funding under this provision is the Rock and Roll Hall of Fame in Cleveland. Currently, the Arts Council funds 12 other museums. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **107 (CD-709-AFC) Increase in Membership of the Commission** | |
| **R.C.** ***3383.02*** | **R.C.** ***3383.02*** |
| Increases the number of members on the Cultural Facilities Commission from ten to twelve, and in turn increases the number of voting members from seven to nine, and the number needed for a quorum from four to five. The initial terms of the two new members are set to expire December 31, 2007 and December 31, 2008.<br><br>Fiscal effect: The change is not expected to result in higher operating costs for the Commission because members serve without compensation. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**108 (CD-711-AFC) Operating Expenses**

| | |
|---|---|
| **Section:** ***203.42*** | **Section:** ***203.42*** |
| Requires that GRF appropriation item 371-321, Operating Expenses, be used by the Cultural Facilities Commission to carry out its statutory duties and responsibilities. Also requires the Director of Budget and Management to determine the amount of cash from interest earnings to be transferred from the Ohio Cultural Facilities Building Fund (Fund 030) to the AFC Administration Fund (Fund 4T8) by July 10, 2005, and again by July 10, 2006. | Same as the Executive. |

**109 (CD-710-AFC) Lease Rental Payments**

| | |
|---|---|
| **Section:** ***203.42*** | **Section:** ***203.42*** |
| Requires that GRF appropriation item 371-401, Lease Rental Payments, be used for payments to the Ohio Building Authority and Treasurer of State for the period beginning July 1, 2005 and ending June 30, 2007 under the primary leases and agreements for arts and sports facilities made under Chapters 152. and 154. of the Revised Code. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **110 (CD-158-ATH) Expanded Authority for Executive Director** | |
| **R.C.** ***3773.34, 3773.38, 3773.39, 3773.40, 3773.57*** | **R.C.** ***3773.34, 3773.38, 3773.39, 3773.40, 3773.57*** |
| Allows the executive director of the Ohio Athletic Commission, when authorized by the Commission, to issue, deny, suspend, or revoke permits to hold prize fights and public boxing or wrestling matches or exhibitions.<br><br>Fiscal effect: Potential decrease in Ohio Athletic Commission personal services expenditures in appropriation item, 175-609, Operating Expenses (Fund 4K9), in the general services fund group, due to a potential decrease in the number of Commission meetings as a result of greater executive director authority. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **111 (CD-421-ATH) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Ohio Athletic Commission, the Commission will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary salutatory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Commerce).<br><br>Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **112 (CD-966-AGO) Composition of State Victims Assistance Advisory Committee** | |
| | **R.C.** ***109.91*** |
| No provision. | Removes the Chief Justice of the Supreme Court of Ohio as an ex officio member of the State Victims Assistance Advisory Committee.<br><br>Fiscal effect: No readily discernible fiscal effect. |
| **113 (CD-1030-AGO) Office of Information Technology** | |
| | **R.C.** ***125.041, 125.18*** |
| No provision. | Provides that the Office of Information Technology, which the bill creates in the Department of Administrative Services, does not superintend the development and use of information technology by the offices of certain state elected officials: Auditor of State, Treasurer of State, Secretary of State, and Attorney General.<br><br>Fiscal effect: None.<br><br>(See the items entitled "Office of Information Technology" in the Department of Administrative Services, Secretary of State, Treasurer of State, and Auditor of State) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **114 (CD-1033-AGO) Sale of Debts Owed to the State to Private Parties** | |
| | **R.C.** ***131.02, 131.022*** |
| No provision. | Authorizes the selling of debts owed to the state to private parties, requires the Auditor of State to review state agencies' procedures for collecting debts owed them, and specifies when various classes of debts, such as unpaid tuition, reimbursed losses, rendered services or overpaid moneys, fall due for the purpose of when they must be certified to the Attorney General for collection.<br><br>Fiscal effect: The state fiscal effect of the sale or transfer of certain debts will likely be dependent on the following variables: (1) the expenditures saved by reducing the Attorney General's debt collections workload, (2) the revenues lost by the sale or transfer of debts owed to the state at some price that would potentially reflect only a percentage of the value of that debt, and (3) the revenues generated from the sale or transfer of debts owed to the state. The net fiscal effect will be determined by how the savings in debt collections operations compares to how much the state loses in foregone debt collections revenues. The magnitude, and direction of that potential fiscal effect, is uncertain at this time.<br><br>(See the item entitled "Sale of Debts Owed to the State to Private Parties" in Auditor of State) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **115 (CD-795-AGO) Creation of the Charitable Gaming Oversight Fund** | |
| **R.C.** ***3770.061*** | **R.C.** ***3770.061*** |
| Creates in the state treasury the Charitable Gaming Oversight Fund in which the State Lottery Commission must deposit money it receives from the Attorney General under an agreement between the two agencies for the Commission to carry out certain duties under the Charitable Gaming Law on the Attorney General's behalf, and authorizes money in the fund not necessary for the Commission to perform its agreed to charitable gaming oversight, licensing, and monitoring functions to be transferred by the Office of Budget and Management to the Lottery Profits Education Fund.<br><br>Fiscal effect: For FY 2005, the Attorney General has budgeted $1.2 million to transfer to the State Lottery Commission. Since this is the first year of the Memorandum of Understanding between the two state agencies, it is presumed that the same amount ($1.2 million) will be transferred annually in each of FYs 2006 and 2007 from the Attorney General's Charitable Foundations Fund (Fund 418).<br><br>(See the item entitled "Creation of the Charitable Gaming Oversight Fund" in Lottery) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **116 (CD-639-AGO) County Sheriffs' Pay Supplement** | |
| **Section:** ***203.48*** | **Section:** ***203.48*** |
| Requires GRF appropriation item 055-411, County Sheriffs' Pay Supplement, be used for the purpose of supplementing the annual compensation of county sheriffs as required by section 325.06 of the Revised Code. | Same as the Executive. |
| **117 (CD-640-AGO) County Prosecutors' Pay Supplement** | |
| **Section:** ***203.48*** | **Section:** ***203.48*** |
| Requires GRF appropriation item 055-415, County Prosecutors' Pay Supplement, be used for the purpose of supplementing the annual compensation of county prosecutors as required by section 325.111 of the Revised Code. | Same as the Executive. |
| **118 (CD-641-AGO) Workers' Compensation Section** | |
| **Section:** ***203.48*** | **Section:** ***203.48*** |
| Requires that: | |
| (1) The prospective quarterly payments from the Bureau of Workers' Compensation and the Ohio Industrial Commission to fund the legal services provided by the Attorney General to those two state agencies be deposited in the state treasury to the credit of the Workers' Compensation Fund (Fund 195); | (1) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (2) The prospective quarterly payments from the Bureau of Workers' Compensation include support for the Attorney General's Workers' Compensation Fraud Unit; | (2) Same as the Executive. |
| (3) The prospective payments be subject to adjustment; and | (3) Same as the Executive. |
| (4) The Attorney General, the Bureau of Workers' Compensation, and the Ohio Industrial Commission mutually agree upon the amount of the quarterly payments. | (4) Same as the Executive. |

**119 (CD-642-AGO) Corrupt Activity Investigation and Prosecution**

| | |
|---|---|
| **Section:** ***203.48*** | **Section:** ***203.48*** |
| Requires non-GRF appropriation item 055-636, Corrupt Activity Investigation and Prosecution, be used as provided for under current law (section 2923.35 of the Revised Code) to dispose of the proceeds, fines, and penalties deposited in the state treasury to the credit of the Corrupt Activity Investigation and Prosecution Fund (Fund 629), and allows for an automatic increase in the appropriation item's appropriation authority if determined that additional amounts are necessary. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **120 (CD-647-AGO) Federal Pass-Through Funds** | |
| **Section:** ***203.48*** | **Section:** ***203.48*** |
| Requires non-GRF appropriation item 055-638, Attorney General Pass-Through Funds, be used to receive federal grant funds (generally pertaining to criminal justice activities such as law enforcement or victims' services) provided to the Attorney General by other state agencies, including, but not limited to, the Department of Youth Services and the Department of Public Safety. | Same as the Executive. |
| **121 (CD-645-AGO) Antitrust Settlements** | |
| **Section:** ***203.48*** | **Section:** ***203.48*** |
| Requires non-GRF appropriation item 055-632, Antitrust Settlements, be used to distribute court-ordered settlements in which the Attorney General represents the state or a political subdivision under section 109.81 of the Revised Code, and allows for an automatic increase in the appropriation item's appropriation authority if determined that additional amounts are necessary. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **122 (CD-644-AGO) Consumer Frauds** | |
| **Section:** ***203.48*** | **Section:** ***203.48*** |
| Requires appropriation item 055-630, Consumer Frauds, be used for distribution of moneys from court-ordered judgments against sellers in actions brought by the Attorney General under certain sections of the Revised Code to provide restitution to consumers victimized by the fraud that generated the court-ordered judgments, and allows for an automatic increase in the appropriation item's appropriation authority if determined that additional amounts are necessary. | Same as the Executive. |
| **123 (CD-643-AGO) Organized Crime Commission Account** | |
| **Section:** ***203.48*** | **Section:** ***203.48*** |
| Requires appropriation item 055-601, Organized Crime Commission Account, be used by the Organized Crime Investigations Commission, as provided by section 177.011 of the Revised Code, to reimburse political subdivisions for the expenses political subdivisions incur when their law enforcement officers participate in an organized crime task force, and allows for an automatic increase in the appropriation item's appropriation authority if determined that additional amounts are necessary. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **124 (CD-1045-AUD) Audits of Medicaid and Performance Audit of Medicaid Program** | |
| | **R.C.** ***117.10, 206.66.49*** |
| No provision. | Expands the authority of the Auditor of State (AUD) to audit providers of Medicaid services by eliminating the provision that a request for an audit by the Department of Job and Family Services (JFS) must be made before an audit can occur. The provision also authorizes AUD to conduct a single performance audit of the Medicaid program during fiscal years 2006 and 2007. (See "Audits of Medicaid and Performance Audit of Medicaid Program" in JFS for further description).<br><br>Fiscal effect: State agencies are required to pay any expenses incurred by AUD in conducting an audit. Presumably, JFS would repay these audit expenses when billed by AUD. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **125 (CD-862-AUD) County, Township, Municipal, and Department of Transportation Force Account Limits** | |
| | **R.C.** ***117.162, 117.16*** |
| No provision. | Requires the Auditor of State, by no later than January 31 of each year, to adjust county, township, municipal and Department of Transportation force account limits by the percentage increase of the consumer price index over the twelve month period ended on the last day of December of the immediately preceding year. The Auditor must post these new limits on the worldwide web no later than January 31 each year. These limits shall be effective for the following twelve month period beginning on the first day of February. (See "County, Township, Municipal and Department of Transportation Force Account Limits" in Local Government and Department of Transportation for further description.)<br><br>Fiscal effect: None for the Auditor of State. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **126 (CD-910-AUD) Office of Information Technology** | |
| | **R.C.** ***125.041, 125.18*** |
| No provision. | Provides that the Office of Information Technology created in the Department of Administrative Services does not superintend the development and use of information technology in the offices of state elected officials, including the Auditor of State. (See "Office of Information Technology" in the Department of Administrative Services, Secretary of State, Treasurer of State, and Attorney General for further description).<br><br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **127 (CD-863-AUD) Sale of Debts Owed to the State to Private Parties, Review of State Agencies' Debt Collection Process** | |
| | **R.C.** ***503.03, 131.02, 131.022*** |
| No provision. | Authorizes the sale of debt owed to state agencies to private parties, and requires the Auditor of State to review state agencies' procedures for collecting debts owed to them and submit a report of finding to the Governor, Speaker of the House of Representatives, President of the Senate, and LSC no later than March 31, 2006. (See "Sale of Debts Owed to the State to Private Parties" in Attorney General for further description).<br><br>Fiscal effect: Increased workload for the Auditor's office, as well as an increase in administrative costs to create and distribute the required reports. The fiscal effect from the sale of debt will be dependent on the terms of the sales, and would appear to chiefly affect the Attorney General's office. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **128 (CD-1094-AUD) Random Audits of School District ADM Reports** | |
| | **R.C.** ***3317.035*** |
| No provision. | Requires the Auditor of State to conduct annual audits of the Average Daily Membership (ADM) information reported by a random sample of school districts. The Auditor is free to determine how many school districts are to be audited in a given year. Section 3317.03 of the Revised Code details the certified information on which an audit will be performed. (See "Random Audits of School District ADM Reports" in Department of Education for further description).<br><br>Fiscal effect: Potential increase in administrative costs for conducting such audits. The Auditor of State has the discretion as to the number of school districts to be audited in a given year. Presumably, this number would depend on the resources available within the Auditor's office in a given year. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **129 (CD-805-AUD) Fiscal Watch/Emergency Technical Assistance** | |
| **Section:** ***203.51*** | **Section:** ***203.51*** |
| Requires that GRF appropriation 070-403, Fiscal Watch/Emergency Technical Assistance, be used for all expenses incurred by the Auditor of State in its role relating to fiscal watch or emergency services activities. | Same as the Executive. |
| **130 (CD-806-AUD) Electronic Data Processing** | |
| **Section:** ***203.51*** | **Section:** ***203.51*** |
| Requires that the unencumbered balance of GRF appropriation item 070-405, Electronic Data Processing, at the end of FY 2006 is to be transferred to FY 2007 for use under the same appropriation item. | Same as the Executive. |
| **131 (CD-807-AUD) Uniform Accounting Network/Technology Improvements Fund** | |
| **Section:** ***203.51*** | **Section:** ***203.51*** |
| Requires that GRF appropriation item 070-406, Uniform Accounting Network/Technology Improvements Fund, be used to pay the costs of developing and implementing the Uniform Accounting Network and technology improvements for the Auditor of State. Authorizes the transfer of the unencumbered balance of this appropriation at the end of FY 2006 will be transferred to the same appropriation for the same use in FY 2007. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **132 (CD-904-BRB) Barber Board's Annual Review of Rules** | |
| | **R.C.** ***4709.05*** |
| No provision. | Requires the Barber Board to review annually its rules in order to compare those rules with those adopted by the State Board of Cosmetology. If the Barber Board determines that rules adopted by the State Board of Cosmetology (including rules concerning technical career schools) would be beneficial to the barbering profession, the Barber Board must adopt similar rules.<br><br>Fiscal effect: Potential minimal increase in expenditures as a result of rule-making responsibilities, especially if changes are made as a result of this review. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **133 (CD-418-BRB) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Ohio State Barber Board, the Board will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Commerce).<br><br>Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **134 (CD-582-OBM) Accounting and Budgeting Fund** | |
| **R.C.** ***126.25*** | |
| Requires that budgeting services provided by the Office of Budget and Management (OBM) be supported by user charges; changes the name of the State Accounting Fund (Fund 105) within the general services fund group to the Accounting and Budgeting Fund; and directs user charges for budgeting services to that fund.<br><br>Fiscal effect: As a result of this provision, the Accounting and Budgeting Fund will be used to help support the Budget Development program (approximately 22 FTEs) in addition to Financial Accounting Services, resulting in increased expenditures. To offset the increase, however, OBM plans to collect accounting services fees from agencies for every pay period over the coming fiscal years; currently, these "check offs" are not collected for three pay periods out of the year. Also, the state pay raises that take effect July 1, 2005 will increase the amount of the funds collected through this check off. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **135 (CD-744-OBM) Audit Costs** | |
| **Section:** ***203.57*** | **Section:** ***203.57*** |
| Limits to $420,000 in FY 2006 and $425,000 in FY 2007 the amount of appropriation item 042-603, State Accounting, the newly-named Accounting and Budgeting Fund (Fund 105) within the general services fund group, that may be used to pay for centralized audit costs associated with either Single Audit Schedules or financial statements prepared in conformance with generally accepted accounting principles for the state. | Same as the Executive. |
| **136 (CD-527-OBM) OAKS Project Implementation** | |
| **Sections:** ***203.57, 312.12*** | **Sections:** ***203.57, 312.12*** |
| Permits the deposit of rebates from the state payment card program into the OAKS Project Implementation Fund (Fund 5N4) in FYs 2006-2007 and requires the Director of OBM to transfer an amount not to exceed $675,000 each fiscal year from the General Revenue Fund (GRF) to the OAKS Project Implementation Fund (Fund 5N4) within the state special revenue fund group.<br><br>Fiscal effect: Payment card rebates are expected to provide approximately $600,000 each fiscal year. These rebates, along with GRF transfers of not more than $675,000 each fiscal year, will result in up to $1,275,000 in additional annual revenue to the OAKS Project Implementation Fund. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **137 (CD-726-OBM) Personal Service Expenses** | |
| **Section:** ***303.06*** | **Section:** ***303.06*** |
| Requires any appropriation from which personal service expenses are paid to bear the employer's share of various costs, unless otherwise prohibited by law. These costs shall be determined in conformity with the appropriate sections of law and paid in accordance with procedures specified by OBM. | Same as the Executive. |
| **138 (CD-860-OBM) Re-Issuance of Voided Warrants** | |
| **Section:** ***303.09*** | **Section:** ***303.09*** |
| Appropriates funds for the reissuance of voided warrants when approved by OBM. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **139 (CD-729-OBM) Capital Project Settlements** | |
| **Section:** ***303.13*** | **Section:** ***303.13*** |
| Specifies an additional and supplemental procedure to provide for payments of judgments and settlements if the Director of OBM determines that sufficient unencumbered moneys do not exist in the particular appropriation to pay the amount of a final judgment rendered against the state or a state agency, including the settlement of a claim approved by a court, in an action upon and arising out of a contractual obligation for the construction or improvement of a capital facility if the costs under the contract were payable in whole or in part from a state capital projects appropriation. | Same as the Executive. |
| **140 (CD-858-OBM) Income Tax Distribution to Counties** | |
| **Section:** ***303.18*** | **Section:** ***303.18*** |
| Appropriates any moneys in the state treasury to the credit of the General Revenue Fund, which are not otherwise appropriated, funds sufficient to make any payment required by division (B) (2) of section 5747.03 of the Revised Code.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **141 (CD-723-OBM) Reappropriation of Unexpended Encumbered Balances of Operating Appropriations** | |
| **Section:** ***303.21*** | **Section:** ***303.21*** |
| Reappropriates an unexpended balance of an operating appropriation or reappropriation that a state agency encumbered prior to the close of a fiscal year on the first day of July of the following fiscal year for various time periods based on the type of encumbrance. | Same as the Executive. |
| **142 (CD-569-OBM) Transfers to the General Revenue Fund from Non-Federal Non-GRF Funds** | |
| **Section:** ***312.03*** | **Section:** ***312.03*** |
| Permits the Director of OBM to transfer up to $60,000,000 in non-constitutionally restricted non-General Revenue Fund (GRF), non-federal funds to the GRF during both fiscal years.<br><br>Fiscal effect: Potential decrease in the balances of non-restricted non-GRF, non-federal funds and potential increase in the balance of the GRF. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **143 (CD-752-OBM) Transfers to the General Revenue Fund of Interest Earned** | |
| **Section:** ***312.06*** | **Section:** ***312.06*** |
| Permits the Director of OBM to transfer to the GRF interest earned in any Central Accounting System (CAS) fund, with the exception of funds that are restricted or protected by the Ohio Constitution, federal tax law, or the federal Cash Management Improvement Act.<br><br>Fiscal effect: Potential decrease in the balance of certain nonrestricted state funds and potential increase in the balance of the GRF. | Same as the Executive. |
| **144 (CD-583-OBM) Budget Stabilization Fund Transfers** | |
| **Section:** ***312.09*** | **Section:** ***312.09*** |
| Permits the Director of the OBM to transfer excess money in the GRF and other funds, absent any constitutional prohibition or federal restriction that would bar such a transfer, to the Budget Stabilization Fund through June 30, 2007, unless otherwise prohibited.<br><br>Fiscal effect: Potential decrease in excess money in the GRF and other funds and potential increase in the balance of the Budget Stabilization Fund. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **145 (CD-706-OBM) Appropriations Related to Cash Transfers and Re-establishment of Encumbrances** | |
| **Section:** ***312.21*** | **Section:** ***312.21*** |
| Specifies that any cash transferred by OBM under section 126.15 of the Revised Code (for the purpose of making adjustments to capital or operating budgets) and any amounts necessary to re-establish appropriations or encumbrances under that section are appropriated. | Same as the Executive. |
| **146 (CD-855-OBM) General Obligations Debt Service Payments** | |
| **Section:** ***318.03*** | **Section:** ***318.03*** |
| Appropriates additional amount, if necessary, for the purpose of paying debt service and financing costs on general obligation bonds or notes of the state issued pursuant to the Ohio Constitution and acts of the General Assembly.<br>Fiscal effect: None. | Same as the Executive. |
| **147 (CD-856-OBM) Lease Payments to OPFC, OBA, and Treasurer of State** | |
| **Section:** ***318.06*** | **Section:** ***318.06*** |
| Appropriates additional amounts, if necessary, for the purpose of making lease payments pursuant to leases and agreements relating to bonds and notes issued by Ohio Building Authority or the Treasurer of State, or previously, by the Ohio Public Utilities Commission, pursuant to the Ohio Constitution and acts of the General Assembly.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **148 (CD-702-OBM) Authorization for Treasurer of State and OBM to Effectuate Certain Debt Service Payments** | |
| **Section:** ***318.09*** | **Section:** ***318.09*** |
| Requires OBM to initiate and process disbursements from general obligation and lease rental payment appropriation items during the coming biennium. Disbursements shall be made upon certification by the Treasurer of State of the dates and the amounts due on those dates.<br>(See the item entitled "Authorization for Treasurer of State and OBM to Effectuate Certain Debt Service Payments" in the Treasurer of State). | Same as the Executive. |
| **149 (CD-852-OBM) State and Local Rebate Authorization** | |
| **Section:** ***321.03*** | **Section:** ***321.03*** |
| Authorizes the Director of Budget and Management to appropriate, approve, and voucher rebate payments, amounts computed at the time to represent the portion of investment income to be rebated or amounts in lieu of or in addition to any rebate amount to be paid to the federal government in order to maintain the exclusions from gross income for federal income tax purposes of interest on those state obligations under section 148(f) of the Internal Revenue Code.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **150 (CD-707-OBM) Federal Cash Management Improvement Act** | |
| **Section:** ***321.06*** | **Section:** ***321.06*** |
| Permits OBM to cancel and re-establish encumbrances within the funds identified by the plan for compliance with the Federal Cash Management Improvement Act. Specifies that amounts necessary to re-establish all or part of encumbrances are appropriated. | Same as the Executive. |
| **151 (CD-708-OBM) Statewide Indirect Cost Recovery** | |
| **Section:** ***321.09*** | **Section:** ***321.09*** |
| Appropriates from available receipts amounts required for the statewide indirect costs, when it has been determined that an appropriation made to a state agency for this purpose is insufficient. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**152 (CD-721-OBM) GRF Transfers on Behalf of the Statewide Indirect Cost Allocation Plan**

| Section: *321.10* | Section: *321.10* |
|---|---|
| Specifies that the director of an agency may certify to OBM the amount of expenses not allowed to be included in the Statewide Indirect Cost Allocation Plan under federal regulations; authorizes OBM to transfer from the GRF into the fund for which the certification is made, up to the amount of the certification upon determining that no alternative source of funding is available to pay for such expenses; requires the director of an agency receiving such funds to include a request for funding for such activities from an alternative source as part of the next budget submission; and specifies that total transfers made from the GRF by OBM shall not exceed the amounts transferred into the GRF under section 126.12 of the Revised Code (statewide indirect costs). | Same as the Executive. |

**153 (CD-724-OBM) Federal Government Interest Requirements**

| Section: *321.11* | Section: *321.11* |
|---|---|
| Authorizes the Director of OBM to designate funds to retain their own interest earnings in order to reduce the payment of adjustments to the federal government. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **154 (CD-1129-CSR) Jurisdiction of the Joint Legislative Ethics Committee** | |
| | **R.C.** ***102.01*** |
| No provision. | Designates the Joint Legislative Ethics Committee as the appropriate ethics commission for matters relating to the employees of the Capitol Square Review and Advisory Board.<br><br>(See the item entitled "Committee's Jurisdiction to Include Employees of the Capitol Square Review and Advisory Board" in the Joint Legislative Ethics Committee) |
| **155 (CD-897-CSR) Hiring of the Executive Director of the Capitol Square Review and Advisory Board** | |
| | **R.C.** ***105.41*** |
| No provision. | Requires that the hiring of the Executive Director of the Capitol Square Review and Advisory Board be approved by the President of the Senate and the Speaker of the House of Representatives.<br><br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **156 (CD-895-CSR) Expansion of Committee Hearing Rooms** | |
| | **Section:** ***203.60*** |
| No provision. | Increases appropriation to GRF appropriation item 874-320, Maintenance and Equipment, by $40,000 in fiscal year 2006 and earmarks that amount to be used to expand two House of Representatives committee hearing rooms (room numbers 119 and 121). |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **157 (CD-740-CDP) Consolidation of Regulatory Boards** | |
| **R.C.** ***315.03*** | **R.C.** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Chemical Dependency Professionals Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team is to develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team is to submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **158 (CD-570-CHR) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Chiropractic Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **159 (CD-156-COM) Additional Requirements for Commercial Plumbing Inspectors** | |
| **R.C.** ***3703.01, 3703.03, 3703.04, 3703.05, 3703.06, 3703.07, 3708.08, 3703.10, 3703.99*** | **R.C.** ***3703.01, 3703.03, 3703.04, 3703.05, 3703.06, 3703.07, 3708.08, 3703.10, 3703.99*** |
| Allows the agency to charge fees for administering a program for the certification, re-certification, and continuing education of plumbing inspectors and to perform other administrative, investigatory and disciplinary functions related to this program. Repeals the prohibition preventing inspectors employed by the Department from engaging in the plumbing business.<br><br>Fiscal effect: Potential revenue gain in the Industrial Compliance Fund (Fund 556) in the state special revenue fund group from fees assessed for the certification, re-certification, and continuing education of plumbing inspectors. Potential minimal increase in administrative costs due to rule-making responsibilities. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **160 (CD-157-COM) Fire Marshal's Fireworks and Training Education Fund** | |
| **R.C.** ***3743.57*** | **R.C.** ***3743.57*** |
| Eliminates the Fire Marshal's Fireworks Training and Education Fund. (See the item entitled "Cash Transfer to State Fire Marshal's Fund" below).<br><br>Fiscal effect: None. The cash balance in the Fireworks Training and Education Fund (Fund 4L5) is to be transferred to the State Fire Marshal's Fund (Fund 546) while any existing encumbrances against the Fireworks Training and Education Fund are to be cancelled and re-established against the State Fire Marshal's Fund. The current cash balance of the Fireworks Training and Education Fund is approximately $5,964. | Same as the Executive. |
| **161 (CD-927-COM) Reduction in Wholesale Price Discount for Spirituous Liquor** | |
| | **R.C.** ***4301.10*** |
| No provision. | Reduces the minimum price discount for wholesale purchases of spirituous liquor from 12.5% to 6% of the retail selling price of that liquor.<br><br>Fiscal effect: Potential gain in revenue to the Liquor Control Fund (Fund 043) of $16.0 million in FY 2006 and $16.3 million in FY 2007. As a result, the transfer to the GRF of excess liquor profits is estimated to be approximately $127.9 million in FY 2006 and $124.9 million in FY 2007. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **162 (CD-226-COM) Small Government Fire Departments** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Specifies, notwithstanding section 3737.17 of the Revised Code, that appropriation item 800-635, Small Government Fire Departments (Fund 5F1) in the general services fund group, may be used to provide loans to private fire departments. | Same as the Executive. |
| **163 (CD-227-COM) Penalty Enforcement** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Requires that appropriation item 800-621, Penalty Enforcement (Fund 5K7) in the state special revenue fund group, be used for the enforcement of the prevailing wage law. | Same as the Executive. |
| **164 (CD-228-COM) Unclaimed Funds Payments** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Allows for the Division of Unclaimed Funds to pay bona fide claims for unclaimed funds. Appropriates additional amounts if necessary for this purpose, ensuring that owners of unclaimed funds receive the funds due them. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **165 (CD-230-COM) Unclaimed Funds Transfers** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Requires the Director to transfer $50 million of unclaimed funds to the GRF prior to June 30, 2006 and another $50 million of unclaimed funds to the GRF prior to June 30, 2007. | Same as the Executive. |
| **166 (CD-231-COM) Cash Transfer to State Fire Marshal's Fund** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Requires the Director of OBM to transfer the cash balance in the Fireworks Training and Education Fund (Fund 4L5) in the state special revenue fund group, which is abolished by this bill, to the State Fire Marshal's Fund (Fund 546) in the state special revenue fund group. Any existing encumbrances against appropriation item 800-609, Fireworks Training and Education (Fund 4L5) in the state special revenue fund group, are to be cancelled by the Director of OBM and re-established against the State Fire Marshal's Fund.<br><br>Fiscal effect: No net impact, as the remaining balance of approximately $6,000 in the abolished fund will be transferred to the State Fire Marshal's Fund. (See the item entitled "Fire Marshal's Fireworks Training and Education Fund" above). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **167 (CD-1103-COM) Cash Transfer to Budget Stabilization Fund** | |
| | **Section:** ***203.75*** |
| No provision. | Authorizes the Director of OBM to transfer up to $1,700,000 in FY 2006 and up to $1,600,000 in FY 2007 from the State Fire Marshal's Fund (Fund 546) to the Budget Stabilization Fund. |
| **168 (CD-233-COM) Fire Department Grants** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Earmarks up to $760,000 in each fiscal year to make annual grants to volunteer fire departments of up to $10,000, or up to $25,000 if the volunteer fire department provides service for an area affected by a natural disaster. Earmarks $687,140 in each fiscal year for full or partial reimbursement to local units of government and fire departments for firefighter training and equipment, with priority given to fire departments that serve small villages and townships. Earmarks up to $200,000 in each fiscal year for grants of up to $50,000 to fire departments to assist in the conversion of existing data systems to the NFIRS 5 electronic fire reporting system.<br><br>Fiscal effect: Potential minimal increase in expenditures in appropriation item 800-610, Fire Marshal (Fund 546) in the state special revenue fund group, due to rule-making responsibilities. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **169 (CD-236-COM) Cash Transfer to Real Estate Operating Fund** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Allows the Director of OBM to transfer up to $250,000 in cash from the Real Estate Recovery Fund (Fund 548) and up to $200,000 in cash from the Real Estate Appraiser Recovery Fund (Fund 4B2) to the Real Estate Operating Fund (Fund 549) in the state special revenue fund group over the biennium.<br><br>Fiscal effect: Replenishes the cash reserve of the Real Estate Operating Fund by up to $450,000, which had been depleted by a transfer to the GRF in FY 2004 and a reduced amount of revenue after a larger than expected amount was received in FY 2002 from pro-rated renewals. | Decreases the maximum transfer in cash from the Real Estate Recovery Fund (Fund 548) to the Real Estate Operating Fund (Fund 549) from $250,000 to $100,000 during the FYs 2006-2007 biennium. Increases the maximum transfer in cash from the Real Estate Appraiser Recovery Fund (Fund 4B2) to the Real Estate Operating Fund (Fund 549) from $200,000 to $350,000 during the FYs 2006-2007 biennium.<br><br>Fiscal effect: No net change to the potential gain of up to $450,000 for the Real Estate Operating Fund (Fund 549), but alters the amounts to be transferred from the Real Estate Recovery Fund (Fund 548) and the Real Estate Appraiser Recovery Fund (Fund 4B2). |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **170 (CD-237-COM) Merchandising** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Allows for the Division of Liquor Control to use appropriation item 800-601, Merchandising (Fund 043) in the liquor control fund group, for operating expenses to pay for liquor products and provides for additional appropriations that may be necessary. It may be that demand for liquor products exceeds sales forecasts assumed in the recommended appropriation for the upcoming biennium.<br><br>Fiscal effect: Without this language, the Division would have to cease sales once these levels were reached. A portion of the liquor profits are transferred to the GRF. | Same as the Executive. |
| **171 (CD-238-COM) Development Assistance Debt Service** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Establishes that appropriation item 800-633, Development Assistance Debt Service (Fund 043) in the liquor control fund group, is to pay debt service on bonds issued to support the Chapter 166 loan program operated by the Department of Development, and appropriates additional sums if necessary. The appropriation for this purpose is $32,158,300 in FY 2006 and $39,230,000 in FY 2007. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **172 (CD-240-COM) Revitalization Debt Service** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Requires that appropriation item 800-636, Revitalization Debt Service (Fund 043) in the liquor control fund group, be used to pay debt service on bonds issued for the urban revitalization component of the Clean Ohio bond program. Appropriates $9,740,500 in FY 2006 and $13,485,800 in FY 2007 for this purpose, as well as additional amounts if needed. | Same as the Executive. |
| **173 (CD-241-COM) Administrative Assessments** | |
| **Section:** ***203.75*** | **Section:** ***203.75*** |
| Specifies the manner in which the Division of Administration within the Department charges other divisions for central services, such as payroll and fiscal administration, as well centralized computer costs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **174 (CD-1122-COM) Cash Transfer from the State Fire Marshal's Fund to the Poison Control Fund** | |
| | **Section:** ***206.42.19*** |
| No provision. | Transfers cash totaling $200,000 in each fiscal year from the Department of Commerce's State Fire Marshal's Fund (Fund 546) to the Department of Health's Poison Control Fund (Fund 5CB) and includes earmarks in each fiscal year for poison control centers in the municipal corporations of Cleveland, Cincinnati, Columbus, and Dayton each be awarded a grant of $50,000. (See the item entitled "Cash Transfer from the State Fire Marshal's Fund to the Poison Control Fund" in the Department of Health). |
| **175 (CD-1124-COM) State Fire Marshal's Fund Cash Transfers for Public Safety Services** | |
| | **Section:** ***209.51*** |
| No provision. | Transfers cash totaling $100,000 in FY 2006 and $200,000 in FY 2007 from the State Fire Marshal's Fund (Fund 546) to the Department of Public Safety's Public Safety Services Fund (Fund 5CC) and designates those moneys to be awarded in the form of a grant to the City of Warren for the purpose of assisting in the provision of essential public safety services to its citizens. (See the item entitled "State Fire Marshal's Fund Cash Transfers for Public Safety Services" in the Department of Public Safety). |

**As Introduced (Executive)**

**176 (CD-619-COM) Consolidation of Regulatory Boards**

**Section:** ***315.03***

Consolidates the occupational licensing boards into either the departments of Health, Public Safety, or Commerce in fiscal year 2007. The boards consolidated into the Department of Commerce are the: Accountancy Board of Ohio, State Boards of Examiners of Architects, Ohio Athletic Commission, Ohio State Barber Board, State Board of Cosmetology, Motor Vehicle Collision Repair Registration Board, State Board of Registration for Professional Engineers and Surveyors, Board of Embalmers and Funeral Directors, and Manufactured Homes Commission.

Requires the directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety to appoint representatives to a transition team. This team shall develop a plan to address the details of the consolidation. The team shall also develop budgets for the respective departments and the consolidated boards and commissions. The team shall submit a report to the Governor containing recommendations and the details for the consolidation no later than December 31, 2005. A bill is to be introduced in fiscal year (FY) 2006 that will include necessary statutory changes and appropriations.

Fiscal effect: Unknown at this time since the specifics of the transfer will not be addressed until FY 2006.

**As Passed by the House**

**Section:** ***315.03***

Removes the Accountancy Board, the State Boards of Examiners of Architects and Landscape Architects, and the State Board of Registration for Professional Engineers and Surveyors from the proposal to consolidate certain regulatory boards into the Department of Commerce. (See the items entitled "Consolidation of Regulatory Boards" in the Accountancy Board, State Boards of Examiners of Architects, and State Board of Registration for Professional Engineers and Surveyors).

Fiscal effect: Unknown, but would presumably decrease operating costs that would otherwise occur if the consolidation takes place as proposed.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **177 (CD-1005-OCC) Eliminate Call Center for Consumer Complaints** | |
| | **R.C.** ***4911.021, 4911.02*** |
| No provision. | Prohibits the Office of Consumers' Counsel from operating a telephone call center for residential consumer complaints. Consumers will still be able to register complaints at a call center operated by the PUCO (this would increase expenditures from the Public Utilities Fund 5F6 by $650,000 per year; CD-960-PUC)<br>Fiscal effect: Reduces expenditures from Fund 5F5 by approximately $650,000 per year. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **178 (CD-206-OCC) Payment of Annual Assessment** | |
| **R.C.** ***4911.18*** | **R.C.** ***4911.18*** |
| Revises the schedule by which Consumers' Counsel collects assessments from some utilities beginning in calendar year 2006. Currently Consumers' Counsel assesses utilities on or before October 1 each year and the money is typically received in October. The current system requires the Director of Management and Budget to transfer money from the GRF to Fund 5F5 at the beginning of each fiscal year to cover operating expenses until receipts from the assessment are received, at which time the amounts transferred are returned to the GRF. This provision would require Consumers' Counsel to assess companies half the amounts they were assessed on October 1 by the following May 15 if the company paid more than $1,000 in assessments for that fiscal year, with the amount assessed due by June 20. The remainder of the assessment would be payable on the current schedule. This section also increases the minimum annual assessment against a public utility from $50 to $100. Fiscal effect: This provision accelerates payment of a portion of the assessment, which has the effect of increasing the amount of assessment paid in FY 2006 by up to $4.3 million due solely to the timing change. The amount of assessment collected in subsequent fiscal years remains essentially unchanged. The acceleration in payment of the assessment would end the need for temporary transfers from the GRF to Fund 5F5. The increase in the minimum assessment increases the share of the total assessment paid by small utilities and correspondingly reduces the share of the total assessment | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| paid by large utilities. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **179 (CD-799-CEB) Federal Share** | |
| **Section:** ***203.81*** | **Section:** ***203.81*** |
| Requires that the Controlling Board, in transferring appropriations to and from appropriation items that have federal shares identified in the bill, add or subtract corresponding amounts of federal matching funds at the percentages indicated by the state and federal division of the appropriations in the bill, and appropriates such changes. | Same as the Executive. |
| **180 (CD-800-CEB) Disaster Assistance** | |
| **Section:** ***203.81*** | **Section:** ***203.81*** |
| Permits the Department of Public Safety to request, and the Controlling Board to approve, transfers from the Board's Emergency Purposes Fund to a departmental GRF appropriation item to provide funding for assistance to political subdivisions and individuals made necessary by natural disasters or emergencies, and allows such transfers to be requested and approved prior to or following the occurrence of any specific natural disasters or emergencies in order to facilitate the provision of timely assistance. | Same as the Executive, but makes technical changes, including replacing the reference to the "Emergency Purposes Fund" with a reference to "appropriation item 911-401, Emergency Purposes/Contingencies", and replacing the reference to the Department of Public Safety's "General Revenue Fund appropriation item" with a reference to the Department's "appropriation items". |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **181 (CD-801-CEB) Southern Ohio Correctional Facility Cost** | |
| **Section:** ***203.81*** | **Section:** ***203.81*** |
| Permits the Office of Criminal Justice Services and the Public Defender Commission to request, upon approval by the Director of Budget and Management, additional funds from the Board's Emergency Purposes Fund for costs related to the disturbance that occurred on April 11, 1993, at the Southern Ohio Correctional Facility. | Same as the Executive, but makes technical changes, including replacing the reference to the "Office of Criminal Justice Services" with a reference to the "Division of Criminal Justice Services in the Department of Public Safety", and replacing the reference to the "Emergency Purposes Fund" with a reference to "appropriation item 911-401, Emergency Purposes/Contingencies". |
| **182 (CD-802-CEB) Mandate Assistance** | |
| **Section:** ***203.81*** | **Section:** ***203.81*** |
| (1) Requires that the amounts appropriated to GRF appropriation item 911-404, Mandate Assistance, be used to provide financial assistance to local units of government and school districts for the cost of two specified unfunded state mandates as follows: (a) the cost to county prosecutors for prosecuting certain felonies that occur on the grounds of state institutions operated by the Department of Rehabilitation and Correction and the Department of Youth Services, and (b) the costs to school districts of in-service training for child abuse detection; | (1) Same as the Executive. |
| (2) Permits the Division of Criminal Justice Services in the Department of Public Safety and the Department of Education to submit to the Controlling Board requests to transfer appropriations from appropriation item 911-404 for the two aforementioned purposes; | (2) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (3) Permits the Controlling Board to transfer appropriations received by a state agency under this provision back to appropriation item 911-404, or to the other program of state financial assistance identified under this provision; | (3) Same as the Executive. |
| (4) Stipulates it is expected that not all costs incurred by local units of governments and school districts under each of these two aforementioned programs of state financial assistance will be fully reimbursed by the state; | (4) Same as the Executive. |
| (5) Prescribes how each of these programs of state financial assistance are to be carried out; and | (5) Same as the Executive. |
| (6) Permits any moneys allocated within appropriation item 911-404 not fully utilized, upon application of the Ohio Public Defender Commission, and with the approval of the Board, to be disbursed to boards of county commissioners to provide additional reimbursement for the costs incurred by counties in providing indigent defense legal services. | (6) Same as the Executive. |

**183 (CD-803-CEB) Ballot Advertising Costs**

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|---|---|
| **Section:** ***203.81*** | **Section:** ***203.81*** |
| Requires the Controlling Board, pursuant to requests submitted by the Ohio Ballot Board, to approve transfers from GRF appropriation item 911-441, Ballot Advertising Costs, to an Ohio Ballot Board appropriation item in order to reimburse county boards of elections for the cost of providing public notices associated with statewide ballot initiatives. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **184 (CD-993-CEB) Radio Reading Services** | |
| | **Section:** ***203.81*** |
| No provision. | Earmarks $45,000 in each fiscal year from GRF appropriation item 911-417, Educational Technology Fund, to be used for Radio Reading Services. |
| **185 (CD-804-CEB) Expenditures and Appropriation Increases Approved by the Controlling Board** | |
| **Section:** ***303.03*** | **Section:** ***303.03*** |
| Specifies that all requests for increased appropriation authority or increased expenditures approved by the Controlling Board during the biennium are appropriated for the biennium ending June 30, 2007.<br><br>Fiscal effect: As this provision conforms with current law and accounting practices, there is no apparent fiscal effect. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **186 (CD-419-COS) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Board of Cosmetology, the Board will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Commerce).<br><br>Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **187 (CD-794-CSW) Consolidation of Regulatory Boards** | |
| **R.C.** ***315.03*** | **R.C.** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Counselor, Social Worker, and Marriage and Family Therapist Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation.<br><br>Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **188 (CD-1017-CSW) Scope of Practice of Certain Marriage and Family Therapist** | |
| | **R.C.** ***4757.30*** |
| No provision. | Limits the scope of practice of marriage and family therapist and independent marriage and family therapist.<br><br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
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**189 (CD-823-CJS) Abolishes Office of Criminal Justice Services and Creates Division of Criminal Justice Services**

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| **R.C.** ***181.52 (5502.62), 108.05, 109.91, 141.011, 181.251 (5502.63), 181.53, 181.51 (5502.61), 181.54 (5502.64), 181.55 (55.02.65), 181.56 (5502.66), 2152.74, 2901.07, 2923.25, 3793.09, 4112.12, 5120.09, 5120.51, and 5502.01*** | **R.C.** ***181.52 (5502.62), 108.05, 109.91, 141.011, 181.251 (5502.63), 181.53, 181.51 (5502.61), 181.54 (5502.64), 181.55 (5502.65), 181.56 (5502.66), 2152.74, 2901.07, 2923.25, 3793.09, 4112.12, 5120.09, 5120.51, and 5502.01*** |
| (1) Abolishes the Office of Criminal Justice Services and transfers its personnel and functions to, and creates, the Division of Criminal Justice Services in the Department of Public Safety; | (1) Same as the Executive. |
| (2) Requires the Director of Public Safety, with the concurrence of the Governor, to appoint an executive director of the Division to serve at the pleasure of the Director; | (2) Same as the Executive. |
| (3) Requires the executive director, subject to the control of the Director of Public Safety, to appoint the Division's staff and enter into any agreements necessary to perform the Division's functions; | (3) Same as the Executive. |
| (4) Repeals the authority of the Governor to appoint advisory committees to assist the Office of Criminal Justice Services; and | (4) Same as the Executive. |
| (5) Makes appropriate changes in the Revised Code to reflect the abolition of the Office and creation of the Division, including the renumbering of sections. | (5) Same as the Executive. |
| Fiscal effect: According to the Office of Criminal Justice Services, its merger within the Department of Public Safety as the Division of Criminal Justice Services will likely result | |

| As Introduced (Executive) | As Passed by the House |
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| in a reduction of 14 funded positions. Both the Office of Criminal Justices and the Department of Public Safety have indicated that an effort would be made to reassign Criminal Justice Services staff to other departmental programs. As the potential merger of the Office of Criminal Justice Services within the Department of Public Safety is still a "work in progress," the staffing levels in FYs 2006 and 2007 for what will become the Division of Criminal Justice Services are uncertain.<br><br>(See the item entitled "Abolishes Office of Criminal Justice Services and Creates Division of Criminal Justice Services" in the Department of Public Safety) | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **190 (CD-824-CJS) Transfer of the Office of Criminal Justice Services to the Department of Public Safety** | |
| **Section:** ***209.51*** | **Section:** ***209.51*** |
| Provides for the transfer of the employees, assets, rules, business, and determinations of the Office of Criminal Justice Services to the Division of Criminal Justice Services in the Department of Public Safety.<br><br>(See item entitled "Transfer of the Office of Criminal Justice Services to the Department of Public Safety" in the Department of Public Safety) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **191 (CD-581-DEN) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Sections:** ***315.03, 203.93*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Dental Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Removes the State Dental Board from the proposal to consolidate certain regulatory boards into the departments of Commerce, Health, and Public Safety. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Establishes appropriations for FY 2007 at FY 2006 recommended levels. It is possible that costs for central services may increase as there would be fewer boards benefitting from cost-pooling for human resources, accounting, and IT support services managed by DAS-Central Services Agency. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **192 (CD-668-BDP) Board of Deposit Expense Fund** | |
| **Section:** ***203.96*** | **Section:** ***203.96*** |
| Requires that after receiving certification of expenses from the Treasurer of State, the Director of Budget and Management shall transfer cash from the Investment Earnings Redistribution Fund (4M2) to pay for banking charges and fees required for the operation of the State of Ohio Regular Account.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **193 (CD-700-DEV) Family Farm Loan Program Extension** | |
| **R.C.** ***122.011, Sections 403.11, 403.12*** | **R.C.** ***122.011, Sections 403.11, 403.12*** |
| Extends the sunset of the Family Farm Loan Program from October 15, 2005 to October 15, 2007.<br><br>(See the item entitled "Family Farm Loan Program Extension" in the Department of Agriculture)<br><br>Fiscal effect: Financial assistance from the Family Farm Loan Guarantee Fund (Fund 5H1) will continue to be available. The program receives funding from a transfer from the Facilities Establishment Fund (Fund 037) and is administered by the Department of Agriculture. Eligible projects include land acquisition, construction, reconstruction, rehabilitation, renovation, or enlarging of agricultural buildings, or machinery and equipment acquisition. A total of $1 million in each of fiscal years 2006 and 2007 is appropriated to Fund 5H1. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **194 (CD-1126-DEV) Shovel Ready Sites Program** | |
| | **R.C.** ***122.083, Sections 203.99, 203.99.45, and 203.99.48*** |
| No provision. | Establishes a Shovel Ready Sites program in permanent law to provide grants for projects to port authorities and development entities approved by the Director of Development. Grants may be used toward the acquisition of property; the preparation of sites; construction of road, water, telecommunication, and utility infrastructure; and the payment of professional fees.<br><br>Fiscal effect: The program was originally established as a pilot program in Am. Sub. H.B. 95 of the 125th G.A. and was funded with a GRF appropriation. This amendment establishes a new fund (Fund 5CA) under the State Special Revenue fund group and appropriates it $5 million per fiscal year. Moneys are to be transferred into Fund 5CA from the Facilities Establishment Fund (Fund 037). Subsequently, the transfers from the Facilities Establishment Fund (Fund 037) to the Urban Redevelopment Loans Fund (Fund 5D2) is decreased by $5 million per fiscal year.<br><br>(See the item entitled "Facilities Establishment Fund" in the Department of Development) |

| As Introduced (Executive) | As Passed by the House |
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**195 (CD-606-DEV) Increased State Contributions under the Capital Access Loan Program**

**R.C.** ***122.603***

Modifies the conditions under which the state contributes moneys to a financial institution's program reserve account under the Capital Access Loan Program.

Under current law, an eligible business that receives a loan under the Capital Access Loan Program is required to pay a fee equal to not less than one and one-half percent (1 1/2%), and not greater than three percent (3%), of the principal amount of the loan. The amount of this fee is then matched by the financial institution, and both payments are deposited to the financial institution's program reserve account. The state contributes an amount equal to 10% of the principal amount of the loan, which is also deposited to the reserve account. Under section 122.603 of the bill, the Department of Development must contribute 50% of the principal amount of the loan for the first three loans that are issued by the financial institution. Thereafter, the state's contribution drops back down to 10%.

Fiscal effect: Increasing the state's contribution for the first three loans issued under the Capital Access Loan Program is likely to provide an incentive to banks that are not currently participating in the program to make these loans. Section 122.602 of the Revised Code sets the parameters for loan amounts as follows: $500,000 for fixed assets and $250,000 for lines of credit. According to the department, the average loan amount under the program is $65,802. Depending on the number of financial institutions who

**R.C.** ***122.603***

Same as the Executive.

| As Introduced (Executive) | As Passed by the House |
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| participate in the program, there will likely be greater expenditures from the Capital Access Loan Program Fund (Fund 5S9) to meet the new 50% of principal match requirement. Revenue to Fund 5S9 is derived from the sale of economic development bonds. | |

| As Introduced (Executive) | As Passed by the House |
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| **196 (CD-621-DEV) Minority Business Development Loan and Bonding Programs** | |
| **R.C.** ***122.74, 122.71 to 122.73, 122.75, 122.751, 122.76, 122.78, 122.79, 122.82, and 122.83*** | **R.C.** ***122.74, 122.71 to 122.73, 122.75, 122.751, 122.76, 122.78, 122.79, 122.82, and 122.83*** |
| Recognizes and establishes the powers of regional economic development entities (defined under section 122.71 of H.B. 66) to recommend loan assistance for minority business enterprises to the Director of Development. This authority is in addition to the powers of the Minority Development Financing Advisory Board to recommend loan assistance for minority business enterprises.<br><br>Increases the membership of the Minority Development Financing Advisory Board from seven to ten and designates the Director of Development (or his designee) as a voting member on the board. Seven members are to be appointed by the Governor, one member is to be a member of the Senate, and one member is to be a member of the House of Representatives. Also reduces the number of members necessary for a quorum from five to four and specifies that an affirmative vote of a majority of the quorum is necessary for any action taken by the board.<br><br>Changes "Oriental" to "Asian" and adds "Latinos" to "Hispanics" and "African Americans" to "Blacks" as among the minority groups eligible to receive funding under the minority business development loan and bonding programs.<br><br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **197 (CD-624-DEV) Small Business Loan and Loan Guarantee Programs** | |
| **R.C.** ***122.77*** | **R.C.** ***122.77*** |
| Increases from 50% to 80% the amount of a loan that may be guaranteed by the Director of Development under the department's small business loan and loan guarantee programs.<br><br>Fiscal effect: Increased expenditures associated with providing a higher percentage guarantee on loans made under the department's small business loan and loan guarantee programs. | Same as the Executive. |
| **198 (CD-1140-DEV) Prohibition Against Third Frontier Commission Funding Embryonic Stem Cell Research** | |
| | **R.C.** ***184.02*** |
| No provision. | Prohibits the Third Frontier Commission from making any grants or loans to individuals, public agencies, private companies or organizations, or joint ventures for any activities involving embryonic stem cell research.<br><br>Fiscal effect: Limits the use of funding available under the Third Frontier program, but not the level of funding. |

| As Introduced (Executive) | As Passed by the House |
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| **199 (CD-1048-DEV) Certification of Payments Received in Lieu of Taxes to the Department of Education** | |
| | **R.C.** ***3317.021*** |
| No provision. | Requires the Director of Development to certify to the Department of Education the total amount of payments in lieu of taxes received by each city, exempted village, and local school district during the preceding tax year. Also requires school district treasurers to report the payments in lieu of taxes they receive to the Director of Development.<br><br>Fiscal effect: Minimal administrative costs may be incurred collecting and compiling these data. |

| As Introduced (Executive) | As Passed by the House |
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| **200 (CD-447-DEV) Thomas Edison Program** | |
| **Section:** ***203.99.03*** | **Section:** ***203.99.03*** |
| Requires that GRF appropriation item 195-401, Thomas Edison Program, be used for cooperative public and private efforts in technological innovation to promote the development and transfer of technology by and to Ohio businesses that will lead to the creation of jobs. Also specifies that no more than $2 million in FY 2006 and $2.3 million in FY 2007 may be used for operating expenses of the Technology Division for administering this program. | Same as the Executive. |
| **201 (CD-451-DEV) Small Business Development** | |
| **Section:** ***203.99.06*** | **Section:** ***203.99.06*** |
| Specifies that GRF appropriation item 195-404, Small Business Development, be used to address the unique needs and concerns of small businesses. Provides grants to support the Small Business Development Centers and other local economic development activities that promote small businesses through technical, financial, and management consultation services. Also supports the operation of the 1st Stop Business Connection program. Funds in this appropriation item are used to match grants provided by the U.S. Small Business Administration and other federal agencies. Federal funds for the Small Business Development Center (SBDC) program are reflected in FED appropriation item 195-609, Small Business Administration. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **202 (CD-454-DEV) Minority Business Development Division** | |
| **Section:** ***203.99.06*** | **Section:** ***203.99.06*** |
| Specifies that from GRF appropriation item 195-405, Minority Business Development Division, not more than $1,060,000, and not less than $954,000 in each fiscal year be used to fund minority contractors and business assistance programs. Requires the Minority Business Development Division (MBDD) to determine what cities need minority contractors and business assistance organizations by using U.S. Census Bureau data and ZIP codes to locate the highest concentration of minority businesses. In addition, the MBDD must determine the numbers of minority contractors and business assistance organizations that are necessary and the amount of funding to be provided to each. Also requires the MBDD to continue to plan and implement business conferences. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **203 (CD-457-DEV) Business Development** | |
| **Section:** ***203.99.09*** | **Section:** ***203.99.09*** |
| Specifies that GRF appropriation item 195-412, Business Development Grants, be used to provide incentive grants for attracting and retaining business opportunities for the state. Specifies that grant awards may be considered only when the project's viability hinges on an award of funds, when all other public and private sources of financing have been considered, and when the funds act as a catalyst for the infusion of other financing sources into the project.<br><br>The primary goal of the Department of Development shall be to award funds to political subdivisions of the state for off-site infrastructure improvements. However, when necessary to meet the economic development needs of a region, grants may be awarded directly to a business for on-site infrastructure improvements. Infrastructure improvements include improvements to water system, sewer treatment, electric or gas service facilities, fiber optic facilities, rail facilities, site preparation, and parking facilities. Funds may also be used for construction, rehabilitation, and acquisition projects for rail freight assistance as requested by the Department of Transportation. Funds in this appropriation item cannot be released without Controlling Board approval. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **204 (CD-459-DEV) First Frontier Match** | |
| **Section:** ***203.99.12*** | **Section:** ***203.99.12*** |
| Specifies that GRF appropriation item 195-414, First Frontier Match, be used to provide matching funds to local, regional, or state marketing campaigns for targeted counties (counties with populations of fewer than 175,000 residents). Moneys may be used either for marketing programs by individual targeted counties or for regional marketing campaigns that include at least one targeted county. | Eliminates funding to GRF appropriation item 195-414, First Frontier Match, to SSR appropriation item 195-641, First Frontier, and all associated earmarking language.<br><br>Fiscal effect: The First Frontier program supports marketing programs for economic development purposes that benefit local regions and the state. Matching funds to local dollars (deposited to appropriation item 195-641) are matched via GRF appropriation item 195-414. Eliminating funding will result in a loss of matching funds for marketing programs in targeted counties. |
| **205 (CD-466-DEV) Economic Development Division and Regional Offices** | |
| **Section:** ***203.99.12*** | **Section:** ***203.99.12*** |
| 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. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **206 (CD-467-DEV) Governor's Office of Appalachia** | |
| **Section:** ***203.99.15*** | **Section:** ***203.99.15*** |
| Requires that GRF appropriation item 195-416, Governor's Office of Appalachia, be used for the administrative expenses of planning and liaison activities of the Governor's Office of Appalachia or for special project grants for the Appalachian Region.<br><br>Earmarks up to $250,000 each fiscal year to be used to match federal funds from the Appalachian Regional Commission to provide job training to impact the Appalachian Region. Also earmarks up to $4,122,372 each fiscal year to be used in conjunction with other federal and state funds to provide financial assistance to projects in Ohio's Appalachian counties in order to further the goals of the Appalachian Regional Commission. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**207 (CD-471-DEV) Science and Technology Collaboration**

**Section:** ***203.99.18***

Requires the Department of Development to work in close collaboration with the Board of Regents, the Air Quality Development Authority, and the Third Frontier Commission to ensure implementation of a coherent state strategy with respect to science and technology, in general, and to the various technology-related appropriation items and programs (referred to as Alignment Programs), specifically, that are part of each agency's budget.

Alignment Program appropriation items include -- within the Department of Development -- 195-401, Thomas Edison Program; 195-422, Third Frontier Action Fund; and 195-435, Biomedical Research and Technology Transfer Trust -- within the Board of Regents -- 235-433, Economic Growth Challenge; 235-508, Air Force Institute of Technology; 235-510, Ohio Supercomputer Center; 235-451, Eminent Scholars; 235-527, Ohio Aerospace Institute; 235-535, Ohio Agricultural Research and Development Center; 235-553, Dayton Area Graduate Studies Institute; 235-554, Priorities in Collaborative Graduate Education; and 235-556, Ohio Academic Resources Network -- and within the Air Quality Development Authority -- 898-402, Coal Development Office, and 898-604, Coal Research and Development Fund.

Alignment Programs are to be managed and administered according to specific objectives that build on existing research, encourage new and emerging discoveries and commercialization of products, and improve collaboration

**Section:** ***203.99.18***

Same as the Executive.

| As Introduced (Executive) | As Passed by the House |
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| among Alignment Programs and those administered by the Third Frontier Commission and other programs intended to improve economic growth and job creation. Alignment Programs are to be reviewed annually by the Third Frontier Commission with respect to their development of complementary relationships within a combined state science and technology investment portfolio and with respect to their overall contribution to the state's science and technology strategy.<br><br>(See the items entitled "Science and Technology Collaboration" in the Board of Regents and "Science and Technology Collaboration" in the Air Quality Development Authority) | |

**208 (CD-468-DEV) Third Frontier Action Fund**

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| **Section:** ***203.99.18*** | **Section:** ***203.99.18*** |
| Requires that GRF appropriation item 195-422, Third Frontier Action Fund, be used to make technology-related grants that are recommended by the Third Frontier Commission and approved by the Controlling Board. Specifies that no more than 6% of the appropriation item may be used for operating expenditures in each fiscal year. In addition to the 6% permitted for operating expenses, $1.5 million within the biennium must be available for proposal evaluation, research and analyses, and marketing efforts considered necessary to receive and disseminate information about science and technology-related opportunities. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **209 (CD-516-DEV) International Trade** | |
| **Section:** ***203.99.21*** | **Section:** ***203.99.21*** |
| Requires that GRF appropriation item 195-432, International Trade, be used to operate and maintain Ohio's out-of-state trade offices, to fund the International Trade Division, and to assist Ohio manufacturers and agricultural producers in exporting to foreign countries (in conjunction with the Department of Agriculture). Also allows up to $35,000 to be used to purchase gifts for representatives of governments or dignitaries of foreign countries. | Same as the Executive. |
| **210 (CD-518-DEV) Ohio Investment in Training Program** | |
| **Section:** ***203.99.24*** | **Section:** ***203.99.24*** |
| Requires that GRF appropriation item 195-434, Investment in Training Grants, and GSF appropriation item 195-667, Investment in Training Expansion, be used to promote training through grants for the reimbursement of eligible training expenses. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **211 (CD-519-DEV) CDBG Operating Match** | |
| **Section:** ***203.99.27*** | **Section:** ***203.99.27*** |
| Requires that GRF appropriation item 195-497, CDBG Operating Match, be used to provide matching funds as requested by the U.S. Department of Housing and Urban Development to administer the federally funded Community Development Block Grant program. | Same as the Executive. |
| **212 (CD-521-DEV) State Operating Match** | |
| **Section:** ***203.99.27*** | **Section:** ***203.99.27*** |
| Requires that GRF appropriation item 195-498, State Match Energy, be used to provide matching funds as required by the U.S. Department of Energy to administer the federally funded State Energy Plan. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **213 (CD-522-DEV) Travel and Tourism Grants** | |
| **Section:** ***203.99.30*** | **Section:** ***203.99.30*** |
| 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. | Same as the Executive, but makes the following earmarks:<br><br>(1) $40,000 per fiscal year for the Cincinnati Film Commission<br>(2) $40,000 per fiscal year from the Cleveland Film Commission<br>(3) $50,000 per fiscal year for the Greene County Convention and Visitors Bureau<br>(4) Up to $500,000 per fiscal year for The International Center for the Preservation of Wild Animals<br>(5) $50,000 per fiscal year for the Wright Dunbar Historical Site<br>(6) $45,000 per fiscal year for the Warren County Convention and Visitors Bureau<br>(7) $25,000 in fiscal year 2006 for the Ohio Buckeye Junior Hereford Association<br>(8) $25,000 in fiscal year 2006 for the Lorain County Visitors Bureau<br>(9) $100,000 in fiscal year 2006 for the NCR U.S. Open<br><br>Fiscal effect: A total of $875,000 is earmarked in fiscal year 2006 and a total of $725,000 is earmarked in fiscal year 2007. |

| As Introduced (Executive) | As Passed by the House |
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| **214 (CD-523-DEV) Third Frontier Research and Commercialization General Obligation Debt Service** | |
| **Section:** ***203.99.33*** | **Section:** ***203.99.33*** |
| Requires that GRF appropriation item 195-905, Third Frontier Research and Commercialization General Obligation Debt Service, be used to pay all debt service and related financing costs during the period from July 1, 2005 to June 30, 2007 on obligations to be issued for research and development purposes.<br><br>Fiscal effect: This language is associated with the proposed bond initiative described under S.J.R. 1 and H.J.R. 2, introduced during the 126th General Assembly. Use of the appropriation will be required only if the bond initiative is enacted and passed by the voters. | Same as the Executive. |
| **215 (CD-525-DEV) Supportive Services** | |
| **Section:** ***203.99.36*** | **Section:** ***203.99.36*** |
| Authorizes the Director of Development to assess divisions within the department for the cost of central service operations. Requires that a plan be submitted and approved by the Office of Budget and Management by August 1, 2005 detailing the manner in which assessments will be charged. Also requires that a division's payments be credited to the Supportive Services Fund (Fund 135) using an intrastate transfer voucher. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **216 (CD-526-DEV) General Reimbursement** | |
| **Section:** ***203.99.36*** | **Section:** ***203.99.36*** |
| Requires that appropriation item 195-636, General Reimbursements, be used for conference and subscription fees and other reimbursable costs. Also requires that revenues to the General Reimbursement Fund (Fund 685) consist of fees and other moneys charged for conferences, subscriptions, and other administrative costs that are not central service costs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **217 (CD-528-DEV) Worker Guarantee Program** | |
| **Section:** ***203.99.36*** | **Section:** ***203.99.36*** |
| Requires that GSF appropriation item 195-668, Worker Guarantee Program, be used for the Worker Guarantee Program. Specifies that benefited employers must create at least 100 high-paying, full-time jobs over a three-year period and must demonstrate, prior to the commitment of state funds, that the availability of the skilled workers (provided through the program) is a major factor in the employer's decision to locate or expand in Ohio. Activities eligible for funding under the program include job assessment services, screening and testing of potential employees, customized training activities, and other training or related services approved by the Director of Development.<br><br>The program is to provide one-third of a project's costs in state funds. The employer and the local community are required to each provide matching funds equal to one-third of the project's cost. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **218 (CD-1121-DEV) Training Services** | |
| | **Sections:** ***203.99.37, 203.99.39*** |
| No provision. | Earmarks $400,000 in each fiscal year from appropriation item 195-605, Federal Projects, for grants to the Ohio Weatherization Training Center, administered by the Corporation for Ohio Appalachian Development, for training and technical assistance services. This earmark is in addition to a $200,000 per fiscal year earmark from appropriation item 195-614, HEAP Weatherization.<br><br>(See the item entitled "HEAP Weatherization" in the Department of Development) |
| **219 (CD-532-DEV) HEAP Weatherization** | |
| **Section:** ***203.99.39*** | **Sections:** ***203.99.39, 203.99.37*** |
| Requires that 15% of federal funds received by the state for the Home Energy Assistance Block Grant be deposited in appropriation item 195-614, HEAP Weatherization, to provide home weatherization services in the state. | Same as the Executive, but earmarks $200,000 in each fiscal year for grants to the Ohio Weatherization Training Center, administered by the Corporation for Ohio Appalachian Development, for training and technical assistance services. This earmark is in addition to a $400,000 per fiscal year earmark from appropriation item 195-605, Federal Projects.<br><br>(See the item entitled "Training Services" in the Department of Development) |

| As Introduced (Executive) | As Passed by the House |
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| **220 (CD-534-DEV) State Special Projects** | |
| **Section:** ***203.99.39*** | **Section:** ***203.99.39*** |
| Requires that moneys deposited to Fund 4F2, State Special Projects, consist of private-sector funds from utility companies and other miscellaneous state funds. Private-sector funds are to be used to pay the expenses of verifying income-eligibility of HEAP applicants, to market economic development opportunities in the state, and to leverage additional federal funds. State funds are to be used to match federal housing grants for the homeless and to market economic development opportunities in the state. | Same as the Executive. |
| **221 (CD-536-DEV) Minority Business Bonding Fund** | |
| **Section:** ***203.99.42*** | **Section:** ***203.99.42*** |
| Authorizes the Director of Development, upon the recommendation of the Minority Development Financing Advisory Board, to pledge up to $10 million in unclaimed funds over the course of the FY 2006-2007 biennium for the Minority Business Bonding Program. A transfer from the Department of Commerce's Unclaimed Funds Fund (Fund 543) may only occur if funds are needed for the payment of losses arising from the Minority Business Bonding Program, and only after proceeds of the initial transfer of $2.7 million by the Controlling Board to the program has been used for that purpose. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **222 (CD-535-DEV) Minority Business Enterprise Loan** | |
| **Section:** ***203.99.42*** | **Section:** ***203.99.42*** |
| Specifies that repayments from the Minority Development Financing Advisory Board Loan Program and the Ohio Mini-Loan Guarantee Program are to be deposited to the Minority Business Enterprise Loan Fund (Fund 4W1). All operating costs of administering the Minority Business Enterprise Loan Program are to be paid from this fund. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **223 (CD-543-DEV) Global Analyst Settlement Agreements Payments** | |
| **Section:** ***203.99.45*** | **Section:** ***203.99.45*** |
| Requires that all payments received by the state pursuant to a series of settlements with ten brokerage firms (referred to as the Global Analyst Settlement Agreements) be deposited to the credit of Fund 5Y6, Economic Development Contingency, which is created in the state treasury. The fund is to be used by the Director of Development to support economic development projects for which appropriations would not otherwise be available, subject to the approval of the Controlling Board.<br><br>Fiscal effect: The Global Analyst Settlement Agreements are the result of enforcement actions taken against ten Wall Street firms and two individual analysts following an investigation of research analyst conflicts of interest. The firm settlements were reached with the U.S. Securities and Exchange Commission, the National Association of Securities Dealers, the New York Stock Exchange, the New York Attorney General, and other state regulators. The appropriation item (195-648, Economic Development Contingency) is used on an as-needed basis and has not been appropriated under H.B. 66. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **224 (CD-537-DEV) Economic Development Financing Operating** | |
| **Sections:** ***203.99.45, 203.99.48*** | **Sections:** ***203.99.45, 203.99.48*** |
| Requires that SSR appropriation item 195-625, Economic Development Financing Operating, be used for the operating expenses of financial assistance programs authorized under the economic development provisions of Chapter 166. of the Revised Code and sections 122.43 and 122.45 of the Revised Code. Under Section 203.99.48 of H.B. 66, up to $1.8 million in cash may be transferred from the Facilities Establishment Fund (Fund 037) to the Economic Development Financing Operating Fund (Fund 451) each fiscal year, subject to Controlling Board approval. | Same as the Executive. |
| **225 (CD-538-DEV) Volume Cap Administration** | |
| **Section:** ***203.99.45*** | **Section:** ***203.99.45*** |
| Requires that SSR appropriation item 195-654, Volume Cap Administration, be used for expenses related to the administration of the Volume Cap Program. Revenues received by the Volume Cap Administration Fund (Fund 617) must consist of application fees, forfeited deposits, and interest earned from the custodial account held by the Treasurer of State. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **226 (CD-539-DEV) Universal Service Fund** | |
| **Section:** ***203.99.45*** | **Section:** ***203.99.45*** |
| Requires that SSR appropriation item 195-659, Universal Service, be used to provide payments to regulated electric utility companies for low-income customers enrolled in the Percentage of Income Payment Plan (PIPP), to fund targeted energy efficiency and customer education services for PIPP customers, and to cover the Department of Development's administrative costs related to Universal Service Fund Programs. | Same as the Executive. |
| **227 (CD-540-DEV) Energy Efficiency Loan and Grant Fund** | |
| **Section:** ***203.99.45*** | **Section:** ***203.99.45*** |
| Requires that SSR appropriation item 195-660, Energy Efficiency Loan and Grant, be used to provide financial assistance to customers for eligible energy efficiency projects for residential, commercial and industrial business, local government, educational institution, nonprofit, and agriculture customers. Moneys may also be used to pay for the program's administrative costs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **228 (CD-558-DEV) Facilities Establishment Fund** | |
| **Section:** ***203.99.48*** | **Section:** ***203.99.48*** |
| Requires that appropriation item 195-615, Facilities Establishment, be used for the purposes described under Chapter 166. of the Revised Code. Additionally, the following transfers from the Facilities Establishment Fund are authorized under this section:<br><br>(1) Up to $1.8 million each fiscal year to the Economic Development Financing Operating Fund (Fund 451), subject to Controlling Board approval.<br>(2) Up to $20.95 million in cash to the Urban Redevelopment Loans Fund (Fund 5D2) over the course of the biennium. The Director of Development is authorized to develop program guidelines for the transfer and release of these funds.<br>(3) Up to $3 million in each fiscal year to the Rural Industrial Park Loan Fund (Fund 4Z6), subject to Controlling Board approval.<br>(4) Up to $1 million in each fiscal year to the Family Farm Loan Guarantee Fund (Fund 5H1), subject to Controlling Board approval. This is a required transfer under Section 203.99.48 of H.B. 66.<br>(5) Up to $3 million each fiscal year to the Rural Development Initiative Fund (Fund 5S8), subject to Controlling Board approval.<br>(6) Up to $3 million each fiscal year to the Capital Access Loan Program Fund (Fund 5S9), subject to Controlling Board approval. | Same as the Executive, but reduces the amount of the transfer from the Facilities Establishment Fund (Fund 037) to the Urban Redevelopment Loans Fund (Fund 5D2) from $20,950,000 over the biennium to $10,950,000 over the biennium. The total appropriation to the Urban Redevelopment Loans Fund is $5,475,000 in each fiscal year.<br><br>Additionally, provides for the transfer of $5 million per fiscal year from the Facilities Establishment Fund (Fund 037) to the Shovel Ready Sites Fund (Fund 5CA), subject to Controlling Board approval.<br><br>(See the item entitled "Shovel Ready Sites Program" in the Department of Development) |

| As Introduced (Executive) | As Passed by the House |
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| **229 (CD-588-DEV) Rural Development Initiative Fund** | |
| **Section:** ***203.99.48*** | **Section:** ***203.99.48*** |
| Authorizes the transfer of up to $3 million in each fiscal year, on an as-needed basis, from the Facilities Establishment Fund (Fund 037) to the Rural Development Initiative Fund (Fund 5S8) and authorizes the Director of Development to make grants from Fund 5S8 to eligible applicants in Appalachian and rural counties that are designated as distressed (with preference being given to applicants in Appalachian counties that are distressed). Only applicants who are eligible for and receive funding under the Rural Industrial Park Loan program, as specified under sections 122.23 to 122.27 of the Revised Code, are also eligible to receive grants from the Rural Development Initiative Fund (Fund 5S8). The Rural Development Initiative Fund is to cease to exist after June 30, 2007 and all remaining moneys in the fund after that date are to revert to the Facilities Establishment Fund (Fund 037). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **230 (CD-584-DEV) Family Farm Loan Program** | |
| **Section:** ***203.99.48*** | **Section:** ***203.99.48*** |
| Authorizes the transfer of up to $1 million in each fiscal year from the Facilities Establishment Fund (Fund 037) to the Family Farm Loan Guarantee Fund (Fund 5H1) to be used for loan guarantees. Requires that financial assistance provided by Fund 5H1 be repaid to Fund 5H1. Also specifies that when the Family Farm Loan Guarantee Fund ceases to exist, all outstanding balances, all loan repayments, and any other outstanding obligations are to revert to the Facilities Establishment Fund. | Same as the Executive. |
| **231 (CD-592-DEV) Capital Access Loan Program** | |
| **Section:** ***203.99.48*** | **Section:** ***203.99.48*** |
| Authorizes the transfer of up to $3 million in each fiscal year from the Facilities Establishment Fund (Fund 037) to the Capital Access Loan Program Fund (Fund 5S9) and requires that the Capital Access Loan Program Fund be used for operating, program, and administrative expenses of the program. Also requires funds to be used to assist participating financial institutions in making program loans to eligible businesses that face barriers in accessing working capital and obtaining fixed asset financing. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **232 (CD-594-DEV) Innovation Ohio Loan Fund** | |
| **Section:** ***203.99.48*** | **Section:** ***203.99.48*** |
| Specifies that appropriation item 195-664, Innovation Ohio, is to be used to provide for Innovation Ohio purposes, including loan guarantees and loans under Chapter 166. and particularly sections 166.12 to 166.16 of the Revised Code. | Same as the Executive. |
| **233 (CD-597-DEV) Research and Development** | |
| **Section:** ***203.99.48*** | **Section:** ***203.99.48*** |
| Specifies that appropriation item 195-665, Research and Development, is to be used to provide for research and development purposes, including loans, under Chapter 166. and particularly sections 166.17 to 166.21 of the Revised Code. | Same as the Executive. |
| **234 (CD-598-DEV) Clean Ohio Operating Expenses** | |
| **Section:** ***203.99.51*** | **Section:** ***203.99.51*** |
| Requires that appropriation item 195-663, Clean Ohio Operating, be used by the Department of Development in administering the Clean Ohio Revitalization Fund (sections 122.65 to 122.658 of the Revised Code). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **235 (CD-599-DEV) Unclaimed Funds Transfer** | |
| **Section:** ***203.99.54*** | **Section:** ***203.99.54*** |
| Requires the Director of Commerce, upon the request of the Director of Budget and Management, to transfer up to $8 million in unclaimed funds to the Job Development Initiatives Fund (Fund 5AD) prior to June 30, 2006, and to transfer up to another $18 million in unclaimed funds to Fund 5AD prior to June 30, 2007.<br><br>Also, requires the Director of Commerce, upon the request of the Director of Budget and Management, to transfer up to $5 million in unclaimed funds to the State Special Projects Fund (Fund 4F2) prior to June 30, 2006, and to transfer up to another $5 million in unclaimed funds to Fund 4F2 prior to June 30, 2007. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **236 (CD-886-DEV) Local Government Services Collaboration Grant Program** | |
| | **Section:** ***209.78.06*** |
| No provision. | Establishes the Local Government Services Collaboration Grant Fund (Fund 088) and requires the Director of Development to use the fund to administer a grant program that will provide local governments (counties, municipal corporations, townships, and fire/ambulance districts) with funding to conduct feasibility studies that address how, and in what manner, local governments may combine provisions of local government services (such as police and fire protection and trash collection). Grants are to be awarded on a competitive basis according to rules and guidelines developed by the Department of Development. Grants will be awarded according to a graduated scale; for a total of three local governments, a grant award shall be equal to 50% of the total cost of the feasibility study; for a total of eight or more local governments, a grant award shall be equal to 100% of the total cost of the feasibility study.<br><br>(See the item entitled "Local Government Services Collaboration Grant Program" in Local Government Provisions)<br><br>Fiscal effect: Local governments may realize cost savings if feasibility studies identify ways in which the provision of local government services may be combined. The use of state-funded colleges and universities to conduct the feasibility studies is encouraged and may, therefore, provide certain schools with additional revenue. Fund 088 is appropriated $5 million over the course of the biennium. |

| As Introduced (Executive) | As Passed by the House |
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| | Moneys deposited to the fund derive from the personal income tax. In December 2005, $5 million that would have been deposited to the Local Government Fund will instead be deposited to Fund 088. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **237 (CD-585-OBD) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Ohio Board of Dietetics, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **238 (CD-918-EDU) School Employee Life and Health Benefits** | |
| | **R.C.** ***9.901, 9.833, 9.90, 3311.19, 3313.12, 3313.202, 3313.33, 3314.03, 4117.03, 4117.08, Sections 203.12, 203.12.11*** |
| No provision. | Creates the School Employees Health Care Board to design life and medical plans for public school employees, with administrative support provided by the Department of Administrative Services (DAS). |
| | Requires that all life and health care benefits provided to employees of school districts, joint vocational school districts, community schools, and educational service centers be provided by plans designed by the School Employees Health Care Board. |
| | Permits districts participating in a health care consortium including at least one other district or one other political subdivision and representing at least 5,000 employees as of January 1, 2005 to request permission, on an annual basis, from the Board to continue offering the plans of the consortium. |
| | Permits school employees to bargain collectively for life and health benefits as long as plans are chosen from those designed by the Board. Also, allows employees, during bargaining, to agree to pay a higher percentage of the plans' premiums than that designated by the Board, but not a lower percentage. |
| | Creates the School Employees Health Care Fund in the state treasury to receive premiums and pay out benefits for plans designed by the Board. |

| As Introduced (Executive) | As Passed by the House |
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| | Fiscal effect: Potentially costs to school districts for health and life benefits could decrease significantly statewide. Some districts, however, may experience increases in costs. The bill appropriates $750,000 in FY 2006 and $250,000 in FY 2007 in the DAS budget in order to meet the initial administrative costs of the Board. These funds are to be reimbursed to the GRF when the balance in the School Employees Health Care Fund is sufficient. |

**239 (CD-716-EDU) Allowing Specified Public Authorities to Award Single-prime Contracts**

**R.C.** ***153.50, 153.51, 153.52***

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| Authorizes specified public authorities, including school districts, to choose between awarding separate and distinct (multiple-prime) contracts or single, aggregate (single-prime) contracts for capital projects under the Public Improvements Law. (See the items entitled "Allowing Specified Public Authorities to Award Single-prime Contracts" under Board of Regents and Local Government Provisions.)<br>Fiscal effect: The decision of whether to solicit bids for single-prime or multiple-prime contracts will be made by the school district, which will presumably choose the most beneficial method. | No provision. |

| As Introduced (Executive) | As Passed by the House |
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| **240 (CD-1011-EDU) School District Levies Not Subject to H.B. 920 Tax Reduction Factors** | |
| | **R.C.** ***319.301, 5705.219, 323.17, 5705.02, 5705.214, 5705.29*** |
| No provision. | Permits school districts to levy additional, voter-approved property taxes that would not be subject to the H.B. 920 tax reductions factors. The maximum number of growing mills is 8 mills. The maximum annual growth rate is 4%. The growing mills cannot last more than seven years. (See item entitled "School District Levies Not Subject to H.B. 920 Reduction Factors" in Tax Provisions.)<br><br>Fiscal effect: Such growing levies might raise additional revenues or might necessitate submission of fewer levies to voters to raise approximately the same amounts of revenues. |

| As Introduced (Executive) | As Passed by the House |
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| **241 (CD-713-EDU) Elimination of the 10% Rollback on Some Real Property** | |
| **R.C.** ***319.302, 323.152, Section 557.15*** | **R.C.** ***319.302, 323.152, Section 557.15*** |
| Eliminates the 10% property tax rollback on all but residential and agricultural real property starting in TY 2006. Fiscal effect: School district revenues will not be affected as businesses will be required to pay 100% of their tax liabilities instead of 90% as under current law. Business property owners' taxes will rise by an estimated $320 million for TY 2006. This amount will grow over time as property values increase. Because real property taxes are paid one year in arrears, and reimbursements to local governments from the GRF are further lagged by several months, no savings to the GRF are expected in FY 2006, and the reduction in GRF tax relief outlays in FY 2007 is estimated at $160 million. The full amount of the savings to the GRF will be realized beginning in FY 2008. (See the item entitled "Eliminate the 10% Rollback for Class II Real Property" in Tax Provisions.) | Same as the Executive, but begins elimination in TY 2005. Fiscal effect: Same as the Executive, but business property owners' taxes will rise by an estimated $303 million for TY 2005, and savings to the GRF are estimated at $152 million in FY 2006 and $312 million in FY 2007. |

| As Introduced (Executive) | As Passed by the House |
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| **242 (CD-714-EDU) Reimbursement for the $10,000 Business Property Exemption** | |
| **R.C.** ***321.24*** | **R.C.** ***321.24*** |
| Accelerates the phase-out of the state reimbursement for the $10,000 business property exemption.<br>Fiscal effect: For school districts, the reimbursement was approximately $67.6 million in FY 2003. The current phase-out schedule reduces this reimbursement by 10% each fiscal year until it is eliminated in FY 2013. The accelerated phase-out schedule eliminates the reimbursement by FY 2010. In FY 2006, the difference in the reimbursement under the two phase-out schedules would be approximately $4.1 million. This difference is approximately $13.5 million in FY 2007, $16.2 million in FY 2008, $16.2 million in FY 2009, $20.3 million in FY 2010, $13.5 million in FY 2011, and $6.8 million in FY 2012. Approximately 50% of the loss in reimbursement will be made up for school districts through higher state aid as their valuation is decreased along with the reimbursement phase-out. (Also see the item entitled "Reimbursement for the $10,000 Business Property Exemption" in Tax Provisions.) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **243 (CD-1016-EDU) Municipal Corporation and School District Shared Income Tax** | |
| | **R.C.** ***718.09, 719.10*** |
| No provision. | Reauthorizes municipal corporations to levy income taxes to be shared with an overlapping school district. (Also see item entitled "Municipal Corporation and School District Shared Income Tax" in Tax Provisions.)<br>Fiscal effect: Allows for an additional way for school districts to raise local revenues. |
| **244 (CD-946-EDU) Administration of Achievement Tests** | |
| | **R.C.** ***3301.0710, 3301.079, 3301.0711, 3301.0714, 3301.0715,*** |
| No provision. | Specifies that the elementary achievement tests generally cannot be administered earlier than Monday of the week of May 1 beginning in the 2006-2007 school year and requires ODE to return test results to school districts within 60 days after the test administration or June 15, whichever is earlier. |
| | Permits companies that score the tests to use students' individual data verification codes to protect the confidentiality of student test scores. |
| | Eliminates the requirement for the State Board of Education to adopt diagnostic assessments for third grade science and social studies and for any subject in grades four through eight. |

| As Introduced (Executive) | As Passed by the House |
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| | Specifies that the initial administration of each achievement test in grades three through eight is a public record and that at least 40% of the questions used to compute student scores on subsequent administrations of those tests are public records. The remaining questions may be redacted for re-use on future tests. |
| | Specifies that only the spring administration of the Ohio Graduation Tests is a public record. |
| | Fiscal Effect: Potential increase in expenditures for costs associated with new test-scoring contracts, due to the shortened time frame available for scoring the tests. ODE estimates $9,000,000 in savings in each fiscal year from the reduction in diagnostic assessments and the ability to use some test questions more than once. |

**245 (CD-1047-EDU) Use of Students' Data Verification Codes**

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| | **R.C.** ***3301.12, 3301.0711*** |
| No provision. | Requires ODE and contracting entities to use the data verification codes to protect student privacy when conducting studies and research projects using individual student data. |

**246 (CD-839-EDU) School District Charters**

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| | **R.C.** ***3301.16*** |
| No provision. | Prohibits a school district or school from operating without a charter issued by the State Board of Education.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
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| | Requires the State Board of Education, upon considering the charter of a new school district, to require the party proposing the new district to submit a map, certified by the county auditor, showing the boundaries of the new district. Fiscal effect: None. |

**247 (CD-564-EDU) Reading Improvement Grants**

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| **R.C.** ***3301.86, 3301.88, 3301.85, 3301.87, 109.57*** | **R.C.** ***3301.86, 3301.88, 3301.85, 3301.87, 109.57*** |
| Eliminates the OhioReads Office within the Department of Education (ODE) and authorization for the OhioReads community grants program, which ceased to exist, along with the OhioReads Council, on July 1, 2004. | Same as the Executive. |
| Continues the "OhioReads Classroom Reading Grants Program" but renames it the "Classroom Reading Improvement Grants Program", which will be administered by ODE. ODE is required to award reading intervention grants to public schools and classrooms operated by school districts, community schools, and educational service centers. The grants must be used to engage volunteers to assist students struggling with reading, to improve reading outcomes in low performing schools, and to close the achievement gap between students of different subgroups. The new grants will be provided to serve students in kindergarten through twelfth grade instead of just in kindergarten through fourth grade as under OhioReads. | |
| Fiscal effect: The executive proposal recommends funding of approximately $12.0 million in each fiscal year in GRF appropriation item 220-566, Reading/Writing Improvement - Classroom Grants, for the Classroom | |

| As Introduced (Executive) | As Passed by the House |
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| Reading Improvement Grants Program and funding of approximately $3.9 million in each fiscal year from GRF appropriation item 200-445, OhioReads Volunteer Support, for OhioReads programs and grant recipients to support volunteer coordinators, background checks of volunteers, program evaluation, and literacy improvement activities and interventions for students in grades K-12. | |

| As Introduced (Executive) | As Passed by the House |
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| **248 (CD-679-EDU) Ohio/Educational Choice Scholarship Programs** | |
| **R.C.** ***3310.02, 3310.01, 3310.03 - 3310.09, Section 206.10.03*** | **R.C.** ***3310.02, 3310.01, 3310.03 - 3310.17, 3317.03, 109.57, 109.572, Section 206.10.03*** |
| Establishes the Ohio Choice Scholarship Program beginning in FY 2007. The program provides scholarships of up to $3,500 to students in grades K-8 who have attended for at least one year a school district-operated school in which two-thirds or more of the students failed reading and math achievement tests for three consecutive school years. The scholarships may be used to attend participating chartered nonpublic schools. A scholarship student is eligible to continue receiving scholarships until the student completes the highest grade offered by the public school in which the student was enrolled immediately prior to receiving a scholarship, as long as the student takes the applicable achievement test and demonstrates progress. Students participating in the Pilot Project Scholarship Program are prohibited from participating in the Ohio Choice Scholarship Program. ODE is required to notify schools whose students are eligible for scholarships in the following year by July 1 of each year and to notify students whether they have received a scholarship no later than August 1 of each year. Requires that participating nonpublic schools administer state achievement tests to scholarship students. | Replaces the Ohio Choice Scholarship Program with the Educational Choice Scholarship Program. This program provides scholarships in FY 2007 of the lesser of the actual per pupil cost of the nonpublic schools, in which the scholarship student is enrolled, or up to $4,000 to students in grades K-4, $4,500 to students in grades 5-8, and $5,000 to students in grades 9-12. These maximum amounts are to be increased annually by the Consumer Price Index. Students who were enrolled in a public school (including a community school) in the year prior to obtaining the scholarship and whose resident districts are in academic watch or academic emergency are eligible for scholarships, except for students in Cleveland Municipal School District who are only eligible for the Pilot Project Scholarship Program. The scholarships may be used to attend registered nonpublic schools. A scholarship student is eligible to continue receiving scholarships through the twelfth grade. Requires that participating nonpublic schools administer state achievement tests to scholarship students. |
| Provides that scholarship students not be counted in the average daily membership (ADM) of their resident school districts. | Includes students receiving scholarships in the formula ADM of school districts only for the calculation of base cost funding. However, also includes these students in the ADM when calculating valuation per pupil for purposes of a district's parity aid and state school facilities assistance. |

| As Introduced (Executive) | As Passed by the House |
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| Requires the Superintendent of Public Instruction to begin preparations to implement the Ohio Choice Scholarship Program no later than September 1, 2005. Requires the Superintendent to ensure that school districts, chartered nonpublic schools, students, and parents are informed of the program and how the program may affect them. Requires the Superintendent to provide program information in sufficient time for affected parties to meet any program deadlines for the 2006-2007 school year. Requires the State Board of Education to adopt rules pursuant to R.C. 3310.09 so that those rules are in effect and the program is operational by July 1, 2006. | Same as the Executive, and specifies that the Superintendent of Public Instruction award up to 18,000 scholarships in FY 2007. Also requires ODE to disclose on districts' SF-3 forms the aggregate and per pupil differences between the districts' state base cost funding and what it would have been if the scholarship students had not been included in the districts' ADM. |
| Fiscal effect: The executive proposal recommends funding of $9,000,000 for the Ohio Choice Scholarship Program in FY 2007. | Fiscal effect: Scholarship students will be counted in the ADM of the resident school district to qualify for base cost funding ($5,283 in FY 2006 and $5,399 in FY 2007). The amount of the scholarship will then be deducted from the state aid of the resident district (maximum of $5,000). The house budget removes the $9,000,000 appropriation for the Ohio Choice Scholarship program. |

| As Introduced (Executive) | As Passed by the House |
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| **249 (CD-951-EDU) Elimination of School Districts' Annual Spending Plan** | |
| | **R.C.** ***3311.40, 3313.489, 5705.391*** |
| No provision. | Eliminates the requirement that school districts produce annual spending plans, detailing all revenue available for appropriation and expected expenditures, including outstanding debts.<br><br>Eliminates the requirement that school districts file their amended certificates of estimated resources with the Department of Education.<br><br>Fiscal effect: Minimal. |
| **250 (CD-942-EDU) Latchkey Program Expenditures** | |
| | **R.C.** ***3313.207 through 3313.209*** |
| No provision. | Authorizes joint vocational school districts and educational service centers to provide latchkey programs. Current law authorizes city, local, and exempted village school districts to provide latchkey programs.<br><br>Authorizes a board of education of a city, local, exempted village, or joint vocational school district or the governing board of an educational service center to expend money from the school district's or service center's general fund for the latchkey programs.<br><br>Fiscal effect: Potentially increases expenditures from the general fund of school districts or educational service centers for the latchkey programs. |

| As Introduced (Executive) | As Passed by the House |
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| **251 (CD-682-EDU) Pilot Project Scholarship Program** | |
| **R.C.** ***3313.975, 3313.976 - 3313.978*** | **R.C.** ***3313.975, 3313.976 - 3313.978*** |
| Expands eligibility for scholarships under the Pilot Project (Cleveland) Scholarship Program to eleventh and twelfth grade students who received a scholarship in a previous year. Codifies a long-standing practice to allow new students to enter the Pilot Project Scholarship Program in any of grades K to 8.<br>Fiscal effect: The executive proposal recommends funding of $19.2 million in FY 2006 and $20.5 million in FY 2007 for the Pilot Scholarship Program. | Same as the Executive. |
| **252 (CD-1145-EDU) Internet or Computer Based Community Schools (E-schools)** | |
| | **R.C.** ***3314.013, 3314.035, 3314.02, 3314.021, 3314.06, 3314.08, 3314.13*** |
| No provision. | Makes the following changes to law regarding E-Schools: |
| | (1) Requires each e-school to provide a location within 50 miles of a student's residence for the student to take state achievement, diagnostic, or Ohio graduation tests. |
| | (2) Requires students, other than kindergarteners, to have been enrolled in a public school for at least one semester out of the previous three school years prior to enrolling in an e-school. |

| As Introduced (Executive) | As Passed by the House |
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| | (3) Creates a one-year moratorium on the establishment of new e-schools. |
| | (4) Disqualifies e-schools from receiving state parity aid, career-technical education weighted funding, DPIA, or poverty-based assistance payments, including payments for all-day kindergarten. Includes students enrolled in e-schools in the formula ADM of school districts only for the calculation of base cost and special education weighted funding. However, retains e-school students in the ADM used to calculate valuation per pupil for a school district's parity aid and state school facilities assistance. |
| | Fiscal effect: The payment changes reduce the state aid credited to the resident districts of e-school students by any career-technical funding, parity aid, DPIA or poverty-based assistance that would otherwise be generated by the students. Reduces by an identical amount the deduction districts receive in state aid for each e-school student that is then transferred to the e-school. In FY 2005, e-schools have received approximately $2.0 million in DPIA and $4.0 million in parity aid.<br><br>Provisions tending to limit enrollment in e-schools, to the extent e-schools attract nonpublic school students, could result in savings for the state and school districts. |

| As Introduced (Executive) | As Passed by the House |
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| **253 (CD-1141-EDU) Community Schools** | |
| | **R.C.** ***3314.03, 3314.013, 3314.015, 3314.02, 3314.06, 3314.061, 3314.08, 3314.29*** |
| No provision. | Makes the following changes to laws governing community schools: |
| | (1) Establishes a statewide cap, until July 1, 2007, on start-up community schools sponsored by the school districts in which the schools are located. The cap is 25 plus the number of such schools on the bill's effective date, but the cap does not include schools whose mission is solely to serve dropouts. |
| | (2) Extends the current statewide cap on the number of start-up community schools sponsored by entities other than school districts for two years to July 1, 2007, and increases the cap to 250 (from the current 225) for that period, but specifies the cap does not apply to schools whose sponsors are designated by a state university and schools whose mission is solely to serve dropouts. |
| | (3) Limits an entity to sponsoring up to 35 community schools, but permits ODE to increase that limit to up to 50 schools, and does not apply the limit to sponsors designated by state universities. Also, does not include schools whose sole purpose is to serve dropouts in the limit. Requires ODE to assume sponsorship of any schools in excess of the number an entity is allowed to sponsor. |
| | (4) Requires entities, approved by ODE to sponsor community schools after the bill's effective date, to have a record of financial responsibility and successful |

| As Introduced (Executive) | As Passed by the House |
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| | implementation of educational programs. |
| | (5) Requires the contract between the sponsor and governing authority of a new community school to be adopted by March 15 prior to the school year in which the school will open. |
| | (6) Requires community schools, other than those that serve dropouts, to open by September 30 each school year. |
| | (7) Specifies that if a community school fails to open within one year after the adoption of the contract between the sponsor and the school's governing authority or permanently closes prior to the contract's expiration, the contract is void and the school may not seek another sponsor. Specifies that a voided contract does not count toward the statewide cap on the number of community schools. |
| | (8) Permits a community school to be established specifically to serve autistic students together with students who are not handicapped. However, unless total capacity for the school is filled, prohibits such a community school from denying admission to a student with any handicap on the basis of that handicap. |
| | (9) Requires ODE to administer a self-insurance program for participating community schools to pay surety claims up to $1 million per occurrence or $3 million aggregate. |
| | (10) Provides for payment to a community school (and corresponding deductions from the resident school districts of the community school's students) of per pupil amounts of the four new components of poverty-based assistance. |

| As Introduced (Executive) | As Passed by the House |
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| No provision. | Fiscal effect: Provisions limiting the number of community schools may limit the amount of state aid deducted from school districts for community schools. In FY 2005, approximately $14.7 million in DPIA is provided to community schools. |

**254 (CD-999-EDU) Suspension of Set-Asides for School Districts in Fiscal Emergency**

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| | **R.C.** ***3315.17, 3315.18, 3316.06, 3316.16*** |
| No provision. | Exempts a fiscal emergency school district from making otherwise required deposits into its "Textbook and Instructional Materials Fund" and its "Capital and Maintenance Fund." The districts is also excused from eliminating deficits in these funds that accrued in the prior year. However, the district's five-year projection of revenues and expenditures must project that the district will comply with the requirement to make those deposits the year after the district's financial planning and supervisor commission is proposed to be terminated.<br>Fiscal effect: Gives districts in fiscal emergency more flexibility. |

**255 (CD-842-EDU) School District Five-Year Projections**

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| | **R.C.** ***3316.043*** |
| No provision. | Requires a fiscal watch or fiscal emergency district to update its five-year projection of revenues and expenditures when its financial plan or financial recovery plan is approved by the Superintendent of Public Instruction.<br>Fiscal effect: Minimal. |

| As Introduced (Executive) | As Passed by the House |
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| **256 (CD-554-EDU) Base Cost Funding** | |
| **R.C.** ***3317, 3317.012, 3319.98, 3314.08, 3317.022, 3317.023, 3317.026, 3317.027,*** | **R.C.** ***3317, 3317.012, 3319.98, 3314.08, 3317.012, 3317.02, 3317.021, 3317.022, 3317.023, 3317.026, 3317.027, 3317.20, 3365.01*** |
| Divides the base cost formula amount into three components for the purpose of determining its annual rate of increase: (1) salaries and non-health care benefits, which is inflated by the Employment Cost Index (ECI), wages only; (2) health care benefits, which is inflated by the ECI, benefits only; and (3) other goods and services, which is inflated by the Gross Domestic Product Deflator. Based on this breakdown and application of the inflation factors, the executive budget prescribes a formula amount for FY 2006 of $5,328 and for FY 2007 of $5,489, which represents annual increases of 3.1% and 3.0% respectively. | Removes the breakdown of the formula amount into components, instead provides annual increases of 2.2% for a formula amount of $5,283 in FY 2006 and $5,399 in FY 2007. |
| Phases in the following four base funding supplements for school districts (but not joint vocational school districts). These supplements are calculated using the current year formula average daily membership (ADM) for the district and then added to the district's total base cost. | Delays the addition of these supplements until FY 2007. |
| (1) 0.5% of the formula amount per pupil for academic intervention services phased in at 40% in FY 2006 and 60% in FY 2007 ($10.66 per pupil in FY 2006 and $16.47 per pupil in FY 2007). | (1) Same as the Executive, but funding is not provided in FY 2006 and is phased in at 50% in FY 2007 ($13.50 per pupil in FY 2007). |
| (2) 4.4484% of the formula amount per teacher (assuming student teacher ratio of 20:1) for professional development phased in at 40% in FY 2006 and 60% in FY 2007 ($4.74 per pupil in FY 2006 and $7.33 per pupil in FY 2007). | (2) Same as the Executive, but funding is not provided in FY 2006 and is phased in at 50% in FY 2007 ($6.00 per pupil in FY 2007). |

| As Introduced (Executive) | As Passed by the House |
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| (3) 0.1087% of the formula amount per pupil for data-based decision making ($5.79 per pupil in FY 2006 and $5.97 per pupil in FY 2007). | (3) Same as the Executive, but funding is not provided in FY 2006 ($5.87 per pupil in FY 2007). |
| (4) 7.9082% of the formula amount for 20% of teachers (assuming a student teacher ratio of 12:1 for Urban 21 districts and 17:1 for other districts) and 7.9082% of the formula amount per principal (assuming a teacher principal ratio of 20:1) for professional development for data-based decision making (for Urban 21 districts: $8.78 per pupil in FY 2006 and $9.04 per pupil in FY 2007, for all other districts: $6.20 per pupil in FY 2006 and $6.38 per pupil in FY 2007). | (4) Same as the Executive, but funding is not provided in FY 2006 (for Urban 21 districts: $8.90 per pupil in FY 2007, for all other districts: $6.28 per pupil in FY 2007). |
| Eliminates the cost-of-doing-business factor (CDBF) adjustment in calculating a school district's base cost. | Delays the elimination of the cost-of-doing-business factor adjustment until FY 2007. |
| Restores the use of the greater of current year formula ADM or three-year average formula ADM in the calculation of a district's base cost, instead of the use of just the current year formula ADM. | Returns to the use of current year ADM only and provides for two ADM counts, one in May of the prior fiscal year for use during the first six months of the fiscal year and the second in October of the current fiscal year for use in the last six months of the fiscal year. |
| Guarantees that each school district's combined state and local shares of the base cost (including the base funding supplements) is not less than its combined state and local shares of the base cost in FY 2005. | Delays this guarantee until FY 2007 and bases the guarantee on FY 2006 total base cost. |
| No provision. | Includes in the valuation upon which the charge-off is calculated the value of real property exempted from taxation in a tax increment financing (TIF) incentive district. |
| No provision. | Adds to each district's base cost charge-off one-half of the amount of total payments the district receives in lieu of |

| As Introduced (Executive) | As Passed by the House |
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| | taxes under tax exemptions granted by a municipal corporation, township, or county, except for TIF tax exemptions. Requires that district treasurers report these payments to the Director of Development and authorizes ODE to revoke a treasurer's license for willful failure to comply. |
| Fiscal effect: The formula amount increases 3.1% in FY 2006 and 3.0 % in FY 2007. In addition, new base funding supplements total $29.98 per pupil in FY 2006 and $38.82 per pupil in FY 2007 for Urban 21 districts and $27.40 per pupil in FY 2006 and $36.16 per pupil in FY 2007 for other districts. Elimination of the CDBF decreases state base cost funding for districts. Use of the three-year average formula ADM increases base cost funding for districts with declining enrollments. Overall SF-3 funding for school districts increases under the executive proposal by approximately 1.9% in FY 2006 and 2.3% in FY 2007. | Fiscal effect: Increases the formula amount by 2.2% per year, providing a lower formula amount than the executive proposal and delays the addition of the base funding supplements until FY 2007. These supplements total $34.27 per pupil for Urban 21 districts and $31.65 per pupil for other districts in FY 2007. Retention of the CDBF increases state base cost funding for districts as compared to the executive proposal in FY 2006. Use of only the current year ADM reduces base cost funding for districts with declining enrollments as compared with the executive. Including value exempted in a TIF and including 1/2 of payments in lieu of taxes in districts' charge-off decreases base cost funding for districts. Overall SF-3 funding for school districts increases under the house proposal by approximately 2.0% in FY 2006 and 1.9% in FY 2007. |

**257 (CD-565-EDU) Poverty-Based Assistance for School Districts**

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| **R.C.** ***3317, 3317.029, 3314.03, 3314.08, 3314.13, 3317.0212, 3317.0217*** | **R.C.** ***3317, 3317.029, 3314.03, 3314.08, 3314.13, 3317.0212, 3317.0217, Sections 206.09.37, 206.09.38*** |
| Renames disadvantaged pupil impact aid (DPIA) as poverty-based assistance and revises the subsidy as follows: | Provides a 2% increase in DPIA in FY 2006 to all districts receiving DPIA in FY 2005 except those that are on the DPIA guarantee which are flat funded. Delays and revises the changes made by the executive proposal as follows: |

| As Introduced (Executive) | As Passed by the House |
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| (1) Uses the new poverty indicator in determining the poverty index that counts students whose families' incomes do not exceed the federal poverty guidelines and whose families participate in at least one of five programs: (a) Ohio Works First (OWF); (b) Food Stamps; (c) Medicaid; (d) the Children's Health Insurance Program (CHIP); or (e) the state Disability Assistance Program. The old indicator used participation in OWF only. | (1) Same as the Executive, but notwithstands the formulas in FY 2006 so does not use the new poverty indicator until FY 2007. |
| (2) Continues funding for all-day kindergarten as it exists in current law, although use of the new poverty indicator increases the number of districts eligible for funding. | (2) Same as the Executive in FY 2007, but notwithstands the formulas and instead provides a 2% increase for districts in FY 2006. |
| (3) Bases class-size reduction funding on an assumption that districts currently have a student teacher ratio of 20:1 in grades kindergarten through third instead of the current assumption of a ratio of 23:1. | (3) Same as the Executive in FY 2007, but notwithstands the formulas and instead provides a 2% increase for districts in FY 2006. |
| (4) Increases the poverty index required for eligibility for class-size reduction funding from 0.6 to 1.0 and decreases the poverty index above which districts receive full class-size reduction funding from 2.5 to 1.5. Funding is provided on a sliding scale for districts with indices between 1.0 and 1.5. | (4) Same as the Executive in FY 2007, but notwithstands the formulas and instead provides a 2% increase for districts in FY 2006. |
| (5) Increases the salary allowance for additional teachers under class-size reduction funding from $43,658 in FY 2003 to $56,465 in FY 2006 and $58,667 in FY 2007. | (5) Same as the Executive in FY 2007, but notwithstands the formulas and instead provides a 2% increase for districts in FY 2006. |
| (6) Changes the calculation of safety, security, and remediation funding. Under the current DPIA formulas, districts with indices between 0.35 and 1.0 receive $230 per poverty student. Districts with indices above 1.0 receive $230 adjusted by the district's index per poverty student. The executive budget phases in a two tier | (6) Same as the Executive in FY 2007, but phases in the funding at 50%. Notwithstands the formulas and instead provides a 2% increase for districts in FY 2006. |

| As Introduced (Executive) | As Passed by the House |
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| system. The first tier provides 2.0% of the formula amount per poverty student for districts with indices above 1.25 and funding on a sliding scale for districts with indices between 0.25 and 1.25. The second tier provides 14% of the formula amount per poverty student to districts with indices above 1.75 and funding on a sliding scale to districts with indices between 1.25 and 1.75. Total funding is equal to tier 1 plus tier 2 multiplied by phase-in percentages of 40% in FY 2006 and 60% in FY 2007. | |
| (7) Phases in a new payment for limited English proficient (LEP) student intervention. Eligible districts have at least 2% of their students who were classified as LEP on the 2002-2003 local report card and a poverty index of at least 1.0. Eligible districts with an index of 2.0 or greater receive 25.702% of the formula amount per LEP student. Eligible districts with indices between 1.0 and 2.0 receive funding on a sliding scale. This funding is phased in at 40% in FY 2006 and 60% in FY 2007. | (7) Same as the Executive, but the funding is not provided in FY 2006 and phased in at 50% in FY 2007. |
| (8) Requires that ODE, by July 1, 2006 recommend a method of identifying the number of LEP students in a district for purposes of calculating the payment after FY 2007. | (8) Same as the Executive, but moves the date to December 31, 2006. |
| (9) Requires that districts use the LEP payment to (a) hire teachers or other personnel to provide intervention services to LEP students, (b) contract for intervention services for LEP students, or (c) provide other services to assist LEP students in passing the third grade reading achievement test and to provide other mandated intervention services to LEP students. | (9) Same as the Executive in FY 2007, but the funding is not provided in FY 2006. |

| As Introduced (Executive) | As Passed by the House |
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| (10) Phases in a new payment for teacher professional development for districts with poverty indices of at least 1.0. For districts with indices greater than or equal to 2.0, funding of 4.4484% of the formula amount is provided for every 20 students. Funding is provided on a sliding scale for districts with indices between 1.0 and 2.0. This funding is phased in at 40% in FY 2006 and 60% in FY 2007. | (10) Same as the Executive, but the funding is not provided in FY 2006 and phased in at 50% in FY 2007. |
| (11) Does not restrict the use of the professional development payment to the provision of professional development, but stipulates that if the district chooses to use the funds for professional development the professional development be in either (a) data-based decision making, (b) standards-based curriculum models, or (c) research-based and job-embedded activities. Unless the district receives a waiver it must choose a professional development program from a list approved by ODE. | (11) Same as the Executive in FY 2007, but the funding is not provided in FY 2006. |
| (12) Phases in a new payment for dropout prevention programs for the "Big 8" school districts. Each of these districts receives 0.5% of the formula amount multiplied by the district's poverty index per student. This funding is phased in at 40% in FY 2006 and 60% in FY 2007. | (12) Same as the Executive, but the funding is not provided in FY 2006 and phased in at 50% in FY 2007. |
| (13) Requires that districts use dropout prevention payments for dropout prevention programs or for safety, security, and remediation measures. | (13) Same as the Executive in FY 2007, but the funding is not provided in FY 2006. |
| (14) Phases in a new payment for community outreach programs for the "Urban 21" school districts. These districts receive the community liaison personnel allowance for every 1,000 students. The allowance is $42,729 in FY 2006 and $44,396 in FY 2007. This funding is phased in at 40% in FY 2006 and 60% in FY 2007. | (14) Same as the Executive, but the funding is not provided in FY 2006 and phased in at 50% in FY 2007. |

| As Introduced (Executive) | As Passed by the House |
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| (15) Requires that districts use the community outreach payment for community liaison officers, attendance or truant officers, safety and security personnel, or safety, security, and remediation measures. | (15) Same as the Executive in FY 2007, but the funding is not provided in FY 2006. |
| (16) Replaces the current DPIA guarantee, which ensures districts receive at least as much DPIA as they received in FY 1998, with a new guarantee that ensures districts receive at least as much poverty-based assistance as the DPIA they received in FY 2005. | (16) Same as the Executive in FY 2007, but notwithstands the formulas and instead provides flat funding for districts on the DPIA guarantee in FY 2006. |
| (17) Requires that districts spend their poverty-based assistance first to provide all-day kindergarten, if eligible for an all-day kindergarten payment. Districts must then follow the guidelines for each of the payments as described above. Current law specifies that districts with indices less than one are required to use 70% of their DPIA on one or more itemized services. The bill requires instead that they spend 100% of their poverty-based assistance on these services. | (17) Same as the Executive. |
| (18) Requires ODE to review the spending requirements for poverty-based assistance and to recommend any changes by July 1, 2006. | (18) Same as the Executive. |
| Fiscal effect: The executive budget provides approximately $434.2 million in FY 2006 and $481.1 million in FY 2007 for poverty-based assistance. This assistance will be distributed to approximately 436 districts. In FY 2005, the current DPIA program provides approximately $340.3 million to 349 districts. | Fiscal effect: The house budget provides approximately $346.6 million in FY 2006 for DPIA. This funding will be distributed to approximately 349 districts. The house budget provides approximately $449.8 million in FY 2007 for poverty-based assistance. This funding will be distributed to approximately 539 districts. |

| As Introduced (Executive) | As Passed by the House |
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| **258 (CD-566-EDU) Other School Funding Formula Changes** | |
| **R.C.** ***3317, 3317.0212, 3314.08, 3317.013, 3317.0213, 3317.0217, 3317.024, 3317.081, Sections 206.09.21, 206.09.39, 206.09.42*** | **R.C.** ***3317, 3317.0212, 3314.08, 3317.013, 3317.0213, 3317.16, 3317.216, 3317.0217, 3317.024, 3317.081, Sections 206.09.18, 206.09.21, 206.09.39, 206.09.42*** |
| Makes the following other changes to the school funding (SF-3) formula and related provisions: | Makes the following other changes to the school funding (SF-3) formula and related provisions: |
| (1) Extends the phase-in of parity aid by providing a phase-in percentage of 80% in FY 2006 and 85% in FY 2007. Requires that parity aid be calculated using the greater of a district's current year formula ADM or three-average formula ADM instead of only the current year formula ADM. | (1) Same as the Executive, but uses only the current year ADM in the calculation. |
| (2) Specifies that the weights for special education and related services weighted funding continue to be paid at 90% for FY 2006 and FY 2007, the same phase-in percentage as in FY 2005. Requires the ODE, by May 30, 2006 and 2007, to report to the Office of Budget and Management the amount of state and local shares of special education and related services weighted funding calculated for each school district and the amount of federal special education funds passed through to each district. (ODE currently is required to submit such a report on May 30, 2004 and 2005.) | (2) Same as the Executive. |
| (3) Maintains the personnel allowance of the speech service subsidy at $30,000 in FY 2006 and FY 2007 (same as provided for FY 2005). | (3) Same as the Executive. |
| (4) Notwithstands the transportation funding formulas for FY 2006 and FY 2007 and instead provides increases of | (4) Same as the Executive, but increases the local share of transportation by 2% per year also, instead of using the |

| As Introduced (Executive) | As Passed by the House |
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| 2% per year to school districts receiving transportation funding in FY 2005. However, the bill retains the use of the transportation funding formulas for the calculation of the local share of transportation funding that is used to calculate the excess cost supplement and the charge-off supplement. Requires that ODE recommend a new transportation funding formula by July 1, 2006. Specifies that no transportation funding be provided to a district in FY 2006 and FY 2007 if the district did not receive transportation funding in FY 2005. | formulas. |
| (5) Specifies that the personnel allowance for the GRADS subsidy, for programs for pregnant and parenting students, is $47,555 in FY 2006 and FY 2007 (same as provided for FY 2005 under current law). | (5) Same as the Executive. |
| (6) Phases out funding for the fundamental aid guarantee for school districts and joint vocational school districts. This funding guarantees each school district receive at least as much fundamental aid as it received in FY 1998 and that each joint vocational school district receive at least as much SF-3 funding as it received in FY 1999. These guarantees are funded at 50% in FY 2006 and are eliminated in FY 2007. | (6) Funds these guarantees at 100% in FY 2006 and 50% in FY 2007. |
| (7) Provides transitional aid to school districts and joint vocational school districts. Transitional aid for school districts provides a 100% guarantee in FY 2006 and a 98% guarantee in FY 2007. That is, each district's total SF-3 funding plus charge-off supplement in FY 2006 is guaranteed to be at least equal to its funding in FY 2005 and in FY 2007 is guaranteed to be at least 98% of its funding in FY 2006. For joint vocational school districts in FY 2006 and FY 2007, the guarantee is 95% of each | (7) Same as the Executive, but provides a 100% guarantee in FY 2007 for school districts and no guarantee in FY 2006 for joint vocational school districts. |

| As Introduced (Executive) | As Passed by the House |
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| district's total joint vocational funding from the prior year. | |
| (8) Increases the catastrophic threshold amount for the special education catastrophic cost subsidy from $25,700 to $26,500 for special education categories two through five and from $30,800 to $31,800 for special education category six. | (8) Same as the Executive. |
| (9) Applies the formula funding changes made in the bill to funding for county MR/DD boards, community schools, interdistrict open enrollment, and the Post-Secondary Enrollment Options Program. | (9) Same as the Executive. |
| (10) Repeals the statute authorizing Equity Aid. Current law specifies that no Equity Aid payments be made after FY 2005. | (10) Same as the Executive. |
| (11) No provision. | (11) Establishes a new, three-year payment to phase out the charge-off supplement to school districts that become ineligible for the charge-off supplement after passing property tax or income tax levies in TY 2005 or thereafter. Such a district would receive 75% of their prior year's payment in the first year, 50% in the second, and 25% in the third. |
| Fiscal effect: Overall SF-3 funding for school districts increases under the executive proposal by approximately 1.9% in FY 2006 and 2.3% in FY 2007. In addition, the executive budget provides $18.0 million in FY 2006 and $19.0 million in FY 2007 for the special education catastrophic cost subsidy. | Fiscal effect: Overall SF-3 funding for school districts increases under the house proposal by approximately 2.0% in FY 2006 and 1.9% in FY 2007. In addition, the house budget also provides $18.0 million in FY 2006 and $19.0 million in FY 2007 for the special education catastrophic cost subsidy. The phase-out of the charge-off supplement may initially increase state aid, but to the extent it encourages districts to pass levies, it would eventually decrease state funding for the charge-off supplement. |

| As Introduced (Executive) | As Passed by the House |
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| **259 (CD-980-EDU) Removing Truants from a School District's Formula ADM** | |
| | **R.C.** ***3317.02, 3317.034*** |
| No provision. | Requires school districts to report any student who is absent from school without legitimate excuse for 21 consecutive days or, if the student's school operates under an alternative attendance schedule, for 105 consecutive hours.<br>Fiscal effect: Minimal.<br><br>Requires ODE to remove any student absent without a legitimate excuse for 21 consecutive days or 105 consecutive hours from a district's formula ADM for school funding purposes.<br><br>Requires ODE to remove a truant student plus the equivalent of one additional student from a school district's formula ADM if that school district has failed to report a truant student.<br><br>Fiscal effect: Potentially decreases a school district's state aid as a result of removing truant students from the district's formula ADM. |

| As Introduced (Executive) | As Passed by the House |
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| **260 (CD-433-EDU) Subsidy for Transporting Special Education Students** | |
| **R.C.** ***3317.024*** | **R.C.** ***3317.024*** |
| Authorizes ODE to pay school districts and educational service centers the subsidy for transporting all categories of special education students who cannot be transported by a regular school bus, instead of only "developmentally handicapped" students as stated under current law.<br>Fiscal effect: None. | Same as the Executive. |
| **261 (CD-685-EDU) Recalculating School District Valuations** | |
| **R.C.** ***3317.027, 3317.026, 3317.028*** | **R.C.** ***3317.027, 3317.026, 3317.028*** |
| Changes the date by which reimbursements be made to school districts whose state aid is recalculated due to certain changes in the district's valuation from the end of the fiscal year to July 31 of the following fiscal year. | Same as the Executive. |
| Bases the reimbursement on all SF-3 payments instead of a more restrictive base cost and weighted funding. | |
| Provides that beginning in FY 2007, instead of 5% changes in the value of all tangible personal property triggering a recalculation, 5% changes in the value of only public utility tangible personal property will trigger a recalculation. | |
| Fiscal effect: The executive proposal recommends a set-aside of $30 million in each fiscal year for these reimbursements. | |

| As Introduced (Executive) | As Passed by the House |
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| **262 (CD-987-EDU) Random Audits of School District ADM Reports** | |
| | **R.C.** ***3317.034*** |
| No provision. | Requires the Auditor of State to conduct annual audits of the ADM information reported by a random sample of school districts. |
| **263 (CD-844-EDU) Handicapped Preschool Units** | |
| | **R.C.** ***3317.05*** |
| No provision. | Changes the date for determining the eligibility of children for handicapped preschool units based on their age from December 1 to the date on which the children must have attained the minimum age to start school in their districts (August 1 or September 30).<br>Fiscal effect: None. |
| | Requires ODE annually to electronically report to the General Assembly the number of handicapped preschool children served the previous fiscal year disaggregated according to handicap.<br>Fiscal effect: Minimal. |

| As Introduced (Executive) | As Passed by the House |
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| **264 (CD-840-EDU) Statistical Report Filing** | |
| | **R.C. *3317.09*** |
| No provision. | Eliminates the requirement for ODE to file a copy of monthly and annual statistical reports with the Governor, Senate, House of Representatives, Auditor of State, and Legislative Service Commission.<br>Fiscal effect: Minimal. |
| **265 (CD-438-EDU) Joint Vocational School District Excess Costs for Special Education** | |
| **R.C. *3317.16*** | **R.C. *3317.16*** |
| Permits a joint vocational school district (JVSD) to decline having ODE transfer payments to it from the state aid of city, exempted village, or local school districts or community schools for the excess costs of providing special education and related services. | Same as the Executive. |
| Fiscal effect: JVSDs who choose to decline the transfer payment presumably will rely on direct payment from the district or community school. Therefore, JVSDs should still receive payments for their excess costs. | |

| As Introduced (Executive) | As Passed by the House |
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**266 (CD-515-EDU) Weighted Special Education Funding for State Institutions**

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| **R.C.** ***3317.201, 3317.03, 3317.05, 3317.052, 3317.053, 3323.091, 3323.16*** | **R.C.** ***3317.201, 3317.03, 3317.05, 3317.052, 3317.053, 3323.091, 3323.16*** |
| Requires the payment of a per pupil amount (weighted by category of handicap) to institutions operated by the Departments of Mental Health, Rehabilitation and Correction, and Youth Services (instead of a unit-funding amount as under current law). Guarantees each institution to receive no less under the new weighted funding per pupil formula than the unit funding the institution received in FY 2005. Leaves unchanged unit funding for preschool children receiving special education from institutions. Fiscal effect: The executive budget recommends funding of $46,857,775 in FY 2006 and $47,326,353 in FY 2007 to fund special education weights at these institutions as well as at county boards of mental retardation and developmental disabilities. | Same as the Executive. |

**267 (CD-985-EDU) Reductions in Force of Teachers and Nonteaching Employees**

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| | **R.C.** ***3319.081, 3319.17, 3319.172*** |
| No provision. | Allows boards of education and governing boards of educational service centers to reduce the number of teachers for financial reasons. |
| | Expands the reasons for which these boards may reduce the number of nonteaching employees to include the same reasons the board would reduce the number of teaching employees. |

| As Introduced (Executive) | As Passed by the House |
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| | Specifies that nonteaching employees whose contracts are suspended have a right to restoration. |
| | Specifies that when reducing teaching or nonteaching employees, the school district or the educational service center must give preference first to employees with continuing contracts (tenure) and then to employees based upon seniority. |
| | Allows, on a case-by-case basis, a board of education or an educational service center governing board to suspend an employee's contract in part rather than in whole. |
| | Specifies that it is the intent of the General Assembly that the provisions authorizing reductions in force for financial reason of teachers and nonteaching employees apply to existing collective bargaining agreements. |
| | Fiscal effect: May give school districts and educational service centers more flexibility related to staffing costs. |

| As Introduced (Executive) | As Passed by the House |
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| **268 (CD-1067-EDU) Termination of School District Transportation Staff** | |
| | **R.C.** ***3319.081, 3319.0810, 4141.29*** |
| No provision. | Permits local or exempted village school districts (not city districts, which are civil service districts) to terminate the positions of transportation employees for reasons of economy and efficiency and to contract with an independent agent to provide student transportation services. Clarifies that an individual who is terminated under this provision is not entitled to unemployment compensation benefits unless not offered an employment opportunity for the next term.<br>Fiscal effect: Possible savings for school districts. |
| **269 (CD-843-EDU) National Board Certification of Teachers** | |
| | **R.C.** ***3319.55*** |
| No provision. | Limits eligibility for the annual stipend paid to teachers certified by the National Board for Professional Teaching Standards to the 10-year period of initial certification. |

| As Introduced (Executive) | As Passed by the House |
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| **270 (CD-415-EDU) Excess Costs for Special Education and Related Services** | |
| **R.C.** ***3323.14, 3314.08, 3317.023, 3317.0112, Section 618.06*** | **R.C.** ***3323.14, 3314.08, 3317.023, 3317.0112, Section 618.06*** |
| Authorizes a school district, in the case of a disabled child who is placed in a home, institution, foster home, group home, or other residential facility by a court order, to charge the child's "district of residence" (the district obligated to pay for the child's education) the "excess cost" of providing special education and related services for that child through a transfer performed by ODE.<br>Fiscal effect: Some school districts may receive additional funds to cover payment of excess costs for special education services given to a child who has been placed, by court order, in a residential "home". The child's resident district (generally, where the child's parents reside), however, will then be charged for the excess costs. | Same as the Executive, but makes a nonsubstantive, stylistic change in the wording of a provision. |
| **271 (CD-1056-EDU) Ohio Center for Autism and Low Incidence** | |
| | **R.C.** ***3323.30, 3323.31, 3323.32, 3323.33*** |
| No provision. | Creates the Ohio Center for Autism and Low Incidence (OCALI) within ODE to administer programs and coordinate services for infants, preschool and school-age children, and adults with autism and other disabilities.<br>Fiscal effect: OCALI is currently operating under a federally funded initiative. No additional funding is provided. |

| As Introduced (Executive) | As Passed by the House |
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| **272 (CD-1013-EDU) Adoption of a Statewide "Grade Acceleration" Policy** | |
| | **R.C.** ***3324.10*** |
| No provision. | Requires the Superintendent of Public Instruction to adopt a statewide grade acceleration policy from among those currently used in school districts throughout the state and provide each district with a copy of the policy by March 31, 2006. Requires districts that currently do not have a policy to adopt the statewide policy.<br>Fiscal effect: Minimal. |
| **273 (CD-841-EDU) Pupil Transportation Requirements** | |
| | **R.C.** ***3327.01*** |
| No provision. | Codifies a requirement that school districts transport their high school pupils who attend career technical classes at another district, including a joint vocational district.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
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| **274 (CD-964-EDU) Post-Secondary Enrollment Options Program (PSEO)** | |
| **R.C.** ***3365.02, Section 206.09.99*** | **R.C.** ***3365.01, 3365.02, 3365.021, 3365.04, 3356.041, 3365.05, 3365.07, 3365.08, 3365.10, 3365.11, Section 206.09.99*** |
| Specifies that, after July 1, 2005, a high school student must be a resident of Ohio to participate in the Post-Secondary Enrollment Options Program (PSEO).<br>Fiscal effect: Presumably this provision will only affect nonpublic school students. Funding for these students is paid through an earmark in GRF appropriation item 200-511, Auxiliary Services. If students who are not residents of Ohio are denied funding through the program, the likely result will be that more Ohio residents will be provided with funding. | Same as the Executive. |
| No provision. | Specifies that the purpose of the PSEO is to provide enriched education opportunities that are beyond the opportunities offered by the students' high schools.<br>Fiscal effect: None. |
| No provision. | Requires reimbursement from a student or a student's parent for state funds paid to a college for a course in which a student does not obtain a passing final grade.<br>Fiscal effect: Potentially decreases state or school district expenditures for the PSEO program. |
| No provision. | Disqualifies students in nonchartered nonpublic high schools and students enrolled in physical education college courses from enrolling in Option B (the state pays for high school student enrollment in college courses for both high school and college credit) of the PSEO program beginning with the 2006-2007 school year. These students are still |

| As Introduced (Executive) | As Passed by the House |
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| | eligible to participate in Option A of the PSEO program whereby students or their parents pay for courses.<br>Fiscal effect: Potentially reduces state expenditures for students no longer able to receive state funding to participate in Option B of the PSEO program beginning in the 2006-2007 school year. |
| No provision. | Allows a student participating in option A of the PSEO (the student pays the costs of the college courses) to receive high school credit for the courses as well as college credit.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
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| **275 (CD-688-EDU) Community Alternative Funding System** | |
| **R.C.** ***5111.041, 127.16, 140.01, 3323.021, 3702.51, 3721.01, 3722.01, 3722.02, 5111.042, 5123.01, 5123.041, 5123.045 to 5123.049, 5123.0412, 5123.34, 5123.71, 5123.76, 5126.01, 5126.035, 5126.042, 5126.054 to 5126.057, 5126.12, 5705.091, Sections 206.6678, 209.09.09*** | **R.C.** ***5111.041, 127.16, 140.01, 3323.021, 3702.51, 3721.01, 3722.01, 3722.02, 5111.042, 5123.01, 5123.041, 5123.045 to 5123.049, 5123.0412, 5123.34, 5123.71, 5123.76, 5126.01, 5126.035, 5126.042, 5126.054 to 5126.057, 5126.12, 5705.091, Sections 206.6678, 209.09.09*** |
| Terminates the community alternative funding system (CAFS) for habilitation centers effective July 1, 2005. (See the item entitled "Community Alternative Funding System Terminated" in Mental Retardation and Developmental Disabilities.)<br>Fiscal effect: In FY 2003. school districts received approximately $52 million in Medicaid reimbursement for services provided to Medicaid-eligible students with mental retardation or developmental disabilities through CAFS. The special education services continue to be mandated by the federal Individuals with Disabilities Education Act. Districts may be able to find other ways to receive reimbursement under Medicaid, but according to the Ohio Department of Mental Retardation and Developmental Disabilities, reimbursement rates likely will be lower than under CAFS. | Same as the Executive. |

**As Introduced (Executive)**

**276 (CD-462-EDU) Phase-out of Tax on Some Tangible Personal Property**

**R.C.** ***5711.22, 5711.21, 5713.01, 5727.02, 5727.031, 5727.06, 5727.10, 5727.11, 5727.12***

Reduces the property tax on existing machinery and equipment by 50% in TY 2006 and completely eliminates the tax beginning in TY 2007. Exempts all machinery and equipment installed after TY 2004 from taxation. Accelerates the current phase-out of the tax on inventories by reducing the assessment rate on inventories from 21% in TY 2007 to 14% in TY 2008, 7% in TY 2009, and 0% beginning in TY 2010.

Sets up a mechanism by which school districts and joint vocational school districts will be reimbursed for their tax revenue losses due to the phase-out of the tax on machinery and equipment and the acceleration of the phase-out of the tax on inventories. The tax revenue losses eligible for reimbursement are based on the value of this property in TY 2004 and TY 2004 effective tax rates plus any additional levies that become effective for TY 2005 before September 2, 2005. Reimbursement is provided through a combination of higher state aid resulting from districts' decreases in valuation (state education aid offset) and direct reimbursement.

Reimburses fixed rate levies (emergency and bond levies) above a 0.5 mill threshold. Emergency levies are fully reimbursed from TY 2006 until TY 2010 and will be reimbursed after TY 2010 if the levy is renewed. Bond levies are fully reimbursed for the duration of their

**As Passed by the House**

**R.C.** ***5711.22, 5711.20, 5711.21, 5713.01, 5727.02, 5727.031, 5727.06, 5727.10, 5727.11, 5727.12, 5751.20-5751.22, Section 206.09.61***

Same as the Executive, but also phases out the tax on furniture and fixtures over five years beginning in TY 2006, and adds the tax value loss from this phase-out to the reimbursements in the executive proposal. Also, requires that the Director of Budget and Management transfer $10,010,000 in FY 2006 and $70,210,000 in FY 2007 from the GRF to Fund 047, School District Property Tax Replacement - Business to reimburse districts for this additional tax value loss.

| As Introduced (Executive) | As Passed by the House |
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| existence. | |
| Reimburses fixed-rate levy losses on machinery and equipment fully from TY 2006 until TY 2011. Direct reimbursements start to phase out in TY 2012 at a rate of 2/15 per year until completely eliminated after TY 2018. | |
| Reimburses fixed-rate levy losses on the acceleration of the inventory tax phase-out fully from TY 2006 until TY 2010. Direct reimbursements start to phase out in TY 2011 at a rate of 2/15 per year until completely eliminated after TY 2018. | |
| Fiscal effect: The executive budget provides $28.8 million in FY 2006 and $220.8 million in FY 2007 for direct reimbursements to school districts and joint vocational school districts through appropriation item 200-900, School District Property Tax Replacement - Business (Fund 047). Districts will not be reimbursed for potential losses from future levies or from machinery and equipment established after TY 2004. Districts will be reimbursed through the combination of state education aid increases and direct reimbursements. While state education aid increases will be permanent, direct reimbursements will eventually be phased-out. | Fiscal effect: Same as the Executive, but the house budget provides an additional $10,010,000 in FY 2006 for a total of $38,810,000 and an additional $70,210,000 in FY 2007 for a total of $351,010,000 for direct reimbursements to school districts and joint vocational school districts. |

| As Introduced (Executive) | As Passed by the House |
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| **277 (CD-715-EDU) Property Tax Replacement Payments** | |
| **R.C.** ***5727.85, 5727.84, 3318.111*** | **R.C.** ***5727.85, 5727.84, 3318.111*** |
| Specifies a method whereby property tax replacements from Fund 053 for the reductions in assessment rates on utility property made by Am. Sub. S.B. 3 and Am. Sub. S.B. 287 of the 123rd General Assembly are determined when school districts merge or transfer property.<br>Fiscal effect: Any fiscal effect is dependent on future mergers and property transfers. | Same as the Executive. |
| Increases the kilowatt hour tax and reduces the percentage of this tax allocated to Fund 053 from 25.4% to 19.538%.<br>Fiscal effect: Based on projected increases in revenue from the increase in the tax, the revenue deposited into Fund 053 is not expected to be affected by this provision. | |
| Changes the use of excess funds in Fund 053. Under current law, the excess funds are to be distributed to school districts on a per pupil basis for capital and maintenance improvements. Under the executive budget, the excess funds are first to be used to fund the newly established half-mill equalization program and then for the school building assistance program of the School Facilities Commission. Also see the item entitled "Half-Mill Maintenance Equalization" in the School Facilities Commission.<br>Fiscal effect: The executive proposal recommends funding of $10.7 million in FY 2007 for the half-mill maintenance equalization program. The changes made in the use of excess of funds in the School District Property Tax Replacement Fund (Fund 053) would provide more money to some districts and less money to other districts. | |

| As Introduced (Executive) | As Passed by the House |
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| **278 (CD-1104-EDU) School District Income Taxes** | |
| | **R.C.** ***5748.01, 5748.02, 5748.03, 5748.04, 5748.08*** |
| No provision. | Permits school districts to apply school district income taxes only to earnings, rather than to entire Ohio adjusted gross income less exemptions. The tax would be subject to approval by voters. (See the item entitled "School District Income Taxes" in Tax Provisions.)<br><br>Fiscal effect: By applying the school district income tax to a narrower base, school districts might obtain voter approval of levies that would otherwise be defeated. Alternatively, the narrower base might result in reduction of school district revenues from income taxation. |

| As Introduced (Executive) | As Passed by the House |
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| **279 (CD-389-EDU) Personal Services** | |
| **Section:** ***206.09.03*** | **Section:** ***206.09.03*** |
| Makes the following earmark of GRF appropriation item 200-100, Personal Services: | Makes the following changes to earmarks of GRF appropriation item 200-100, Personal Services: |
| (1) Earmarks $1,581,181 in each fiscal year to provide vocational administration matching funds under 20 U.S.C. 2311. | (1) Same as the Executive. |
| (2) No provision. | (2) Earmarks $1,000,000 in FY 2007 for ODE to administer the Educational Choice Scholarship Program. |
| (3) No provision. | (3) Earmarks $65,000 in each fiscal year for the Southern State Community College's Pilot Post-Secondary Enrollment Options Program with Miami Trace High School. |
| **280 (CD-388-EDU) Maintenance and Equipment** | |
| **Section:** ***206.09.03*** | **Section:** ***206.09.03*** |
| Makes the following earmarks to GRF appropriation item 200-320, Maintenance and Equipment: | Same as the Executive. |
| (1) Earmarks up to $25,000 in each fiscal year for State Board of Education out-of-state travel. | |
| (2) Earmarks $652,014 in each fiscal year to provide vocational administration matching funds under 20 U.S.C. 2311. | |

| As Introduced (Executive) | As Passed by the House |
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| **281 (CD-402-EDU) Early Childhood Education** | |
| **Section:** ***206.09.06*** | **Section:** ***206.09.06*** |
| Earmarks up to 2% of GRF appropriation item 200-408, Early Childhood Education, for both fiscal years to be used by ODE for program support and technical assistance. | Same as the Executive. |
| Specifies that a child is eligible for the program 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 200% of the federal poverty level. | |
| Requires that ODE provide an annual report with specified information about early childhood education programs. Permits ODE to reallocate unobligated or unspent money to districts for expansion and improvement of programs. 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. | |
| Makes the following requirements for participating programs: (a) development and administration costs may not exceed 15% of the cost of each program, (b) fiscal records must be maintained, (c) a corrective action plan, approved by ODE, must be implemented if the program is found to not be meeting standards (ODE may deny funding if a program fails to successfully complete its plan), (d) teacher qualification requirements prescribed by law must be met, including a requirement that teachers attend a minimum of twenty hours per year of professional development regarding implementation of content | |

| As Introduced (Executive) | As Passed by the House |
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| standards and assessments, (e) curriculum must be aligned to the early learning program guidelines for school readiness, (f) assessment requirements prescribed by law must be met, (g) child progress must be documented and reported, (h) families who earn more than the federal poverty level must be charged a fee based on a sliding schedule. | |
| Fiscal effect: The executive proposal recommends funding of $18,622,151 in each fiscal year for grants under this program. The 2% set aside for administration totals $380,044 in each fiscal year under the executive budget. | |

**282 (CD-461-EDU) Educator Training**

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| **Section:** ***206.09.09*** | **Section:** ***206.09.09*** |
| Requires ODE to promote cultural competency in professional development programs. | Same as the Executive. |
| Makes the following earmarks of GRF appropriation item 200-410, Educator Training: | Makes the following changes to GRF appropriation item 200-410, Educator Training: |
| (1) Earmarks up to $7,850,000 in FY 2006 and up to $8,250,000 in FY 2007 to reward teachers who have obtained National Board certification and to pay $2,000 of the application fee for up to 400 public and chartered nonpublic school teachers applying for certification in each fiscal year. Up to $300,000 of the earmark in each fiscal year may be used by ODE for administrative costs. | (1) Same as the Executive. |
| (2) Earmarks up to $9,515,817 in each fiscal year for teacher entry year programs for beginning teachers in | (2) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| school districts and chartered nonpublic schools. | |
| (3) Earmarks up to $250,000 in each fiscal year for Teacher Advancement Programs. | (3) Reduces earmark to $200,000 in each fiscal year. |
| (4) Earmarks $500,000 in each fiscal year for training and professional development of school administrators, treasurers, and business officials. | (4) Reduces earmark to $350,000 in each fiscal year. |
| (5) Earmarks $100,000 in each fiscal year for ODE to develop a report on the availability of quality educators and critical educator shortage areas in Ohio. | (5) Same as the Executive, but removes the earmark for FY 2006. |
| (6) Earmarks up to $1,106,740 in each fiscal year for educator recruitment programs targeting shortage areas. The funds may also be used to provide an alternative route to licensure for principals and other administrators. | (6) Reduces the earmark to $885,740 in each fiscal year. |
| (7) Earmarks up to $375,000 in each fiscal year for ODE to identify hard-to-staff schools and provide incentives for highly qualified teachers to teach in these schools. | (7) Reduces the earmark to $187,500 in each fiscal year and permits stipends to be provided to special education teachers in addition to middle or high school math or science teachers. |
| (8) Earmarks up to $63,000 in each fiscal year to support the Ohio University Leadership Program. | (8) Same as the Executive. |
| (9) Earmarks up to $4,371,000 in each fiscal year for districts to provide embedded professional development to teachers who teach reading, writing, mathematics, science, or social studies to ninth or tenth grade students. ODE will allocate funds on a per pupil basis to school districts in academic emergency or with a three-year average graduation rate of not more than 75%. | (9) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **283 (CD-630-EDU) Computer/Application/Network Development** | |
| **Section:** ***206.09.12*** | **Section:** ***206.09.12*** |
| Specifies that GRF appropriation item 200-420, Computer/Application/Network Development, be used to support the development and implementation of information technology solutions designed to improve the performance and services provided by ODE. | Same as the Executive. |
| **284 (CD-486-EDU) Alternative Education Programs** | |
| **Section:** ***206.09.12*** | **Section:** ***206.09.12*** |
| Creates the Alternative Education Advisory Council. | Same as the Executive. |
| Makes the following earmarks of GRF appropriation item 200-421, Alternative Education Programs: | Makes the following changes to earmarks of GRF appropriation item 200-421, Alternative Education Programs: |
| (1) Earmarks up to $6,302,310 in each fiscal year for alternative education grants for the Urban 21 school districts. | (1) Reduces the earmark to $6,227,310 in each fiscal year. |
| (2) Earmarks up to $6,408,074 in each fiscal year for alternative education grants for suburban and rural school districts. | (2) Same as the Executive. |
| (3) Earmarks up to $422,281 in each fiscal year for program administration, monitoring, technical assistance, support, research, and evaluation. | (3) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| (4) Earmarks up to $258,497 in each fiscal year to contract with the Center for Learning Excellence at the Ohio State University to provide technical assistance and evaluation of the grant program. | (4) No provision. |
| (5) No provision. | (5) Earmarks $75,000 in each fiscal year to support the Toledo Tech Academy. |
| (6) No provision. | (6) Earmarks $100,000 in each fiscal year for Youth Opportunities United, Inc. |

**285 (CD-495-EDU) School Management Assistance**

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| **Section:** ***206.09.12*** | **Section:** ***206.09.12*** |
| Earmarks up to $1,315,000 of GRF appropriation item 200-422, School Management Assistance, in each fiscal year 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. Also specifies that these funds may be used to conduct performance audits consistent with the recommendations of the Governor's Blue Ribbon Task Force on Financing Student Success. | Same as the Executive. |
| Specifies that the remainder of GRF appropriation item 200-422, School Management Assistance, in each fiscal year be used by ODE to provide assistance to districts in fiscal watch and fiscal emergency. | |

| As Introduced (Executive) | As Passed by the House |
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| **286 (CD-499-EDU) Policy Analysis** | |
| **Section:** ***206.09.12*** | **Section:** ***206.09.12*** |
| Specifies that GRF appropriation item 200-424, Policy Analysis, be used to support a system of administrative, statistical, and legislative education information to be used for policy analysis. Permits ODE to use this funding to contract for related services. | Same as the Executive. |
| **287 (CD-508-EDU) Tech Prep Consortia Support** | |
| **Section:** ***206.09.12*** | **Section:** ***206.09.12*** |
| Specifies that GRF appropriation item 200-425, Tech Prep Consortia Support, be used to support state-level activities in support of tech prep programs. | Same as the Executive. |
| **288 (CD-510-EDU) Ohio Educational Computer Network** | |
| **Section:** ***206.09.12*** | **Section:** ***206.09.12*** |
| 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. |
| (1) Earmarks up to $18,136,691 in each fiscal year to support connection of all public school buildings and participating chartered nonpublic schools to the state's education network, to each other, and to the Internet. Specifies that public school buildings include instructional | |

| As Introduced (Executive) | As Passed by the House |
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| 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. | |
| (2) Earmarks up to $1,700,000 in each fiscal year for the Union Catalog and InfOhio Network. | |
| (3) Earmarks up to $8,338,468 in each fiscal year to be used, through a formula and guidelines devised by ODE, to subsidize the activities of designated data acquisition sites to provide school districts and chartered nonpublic schools with computer-based student and teacher instructional and administrative information services. | |
| (4) Specifies that the remainder of the appropriation in each fiscal year be used to support a network of uniform and compatible computer-based informational and instructional systems. Allows ODE and data acquisition sites to jointly purchase equipment, materials, and services from funds provided under this appropriation for use by the network and to utilize the services of appropriate state purchasing agencies. | |

**289 (CD-520-EDU) Academic Standards**

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| **Section:** ***206.09.12*** | **Section:** ***206.09.12*** |
| Makes the following earmarks to GRF appropriation item 200-427, Academic Standards: | Makes the following changes to the earmarks of GRF appropriation item 200-427, Academic Standards. |

| As Introduced (Executive) | As Passed by the House |
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| (1) Earmarks up to $2,547,912 in each fiscal year to provide funds to school districts that have teachers participating in the teacher-on-loan program. | (1) Reduces the earmark to $747,912 in each fiscal year. |
| (2) Earmarks up to $150,000 in each fiscal year to be used to support Ohio's Partnership for Continued Learning at the direction of the Office of the Governor. Specifies that these funds are to be used in combination with funding earmarked for this purpose in the Board of Regents' budget under appropriation item 235-321, Operating Expenses. (See the item entitled "Operating Expenses" under the Board of Regents) | (2) Same as the Executive. |
| (3) Earmarks $1,000,000 in each fiscal year for Project Lead the Way leadership and management oversight and initial and continuing support of the project's workforce development programs. | (3) Reduces the earmark to $500,000 in each fiscal year. |
| (4) Earmarks $2,600,000 for intensive teacher professional development institutes that focus on classroom implementation of the mathematics standards. | (4) Same as the Executive, but clarifies earmark is for each fiscal year. |
| (5) No provision. | (5) Earmarks $200,000 in each fiscal year for the Ohio Resource Center for Math and Science. |
| Specifies that the remainder of the appropriation be used by ODE for the development and dissemination of academic content standards and curriculum models. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **290 (CD-531-EDU) School Improvement Initiatives** | |
| **Section:** ***206.09.15*** | **Section:** ***206.09.15*** |
| Makes the following earmarks to GRF appropriation item 200-431, School Improvement Initiatives: | Same as the Executive. |
| (1) Earmarks up to $14,972,949 in FY 2006 and $15,122,678 in FY 2007 to provide technical assistance to school districts that are in academic watch or academic emergency, support districts in the development and implementation of their continuous improvement plans, support a statewide comprehensive system of field relations that support local educators' abilities to foster student academic achievement, and provide technical assistance and support in accordance with Title I of the "No Child Left Behind Act of 2001." | |
| (2) Earmarks up to $315,000 in each fiscal year to reduce the dropout rate by addressing the academic and social problems of inner-city students through Project GRAD. | |
| (3) Earmarks $1,574,535 in FY 2006 and $2,753,985 in FY 2007 to create early college high schools. Specifies that these funds are to be used in combination with funding provided in the Board of Regents' budget under appropriation item 235-434, College Readiness and Access. (See the item entitled "College Readiness and Access" in the Board of Regents) | |
| (4) Earmarks up to $3,000,000 in FY 2006 and up to $5,000,000 in FY 2007 to convert existing large urban high schools into small, personalized high schools. Funds are to be used in partnership with nonprofit groups with expertise | |

| As Introduced (Executive) | As Passed by the House |
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| in this area. | |

**291 (CD-552-EDU) Reading/Writing Improvement-Professional Development**

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| **Section:** ***206.09.15*** | **Section:** ***206.09.15*** |
| Makes the following earmarks to GRF appropriation item 200-433, Reading/Writing Improvement-Professional Development: | Makes the following earmark changes to GRF appropriation item 200-433, Reading/Writing Improvement-Professional Development: |
| (1) Earmarks up to $10,075,000 in each fiscal year for educator training in literacy for classroom teachers, administrators, and literacy specialists. | (1) Reduces earmark to $9,175,000 in each fiscal year. |
| (2) Earmarks up to $5,000,000 in each fiscal year to support literacy professional development partnerships between ODE, higher education institutions, literacy networks, and school districts. | (2) Same as the Executive. |
| (3) No provision. | (3) Earmarks up to $900,000 in each fiscal year to fund the Reading Recovery Training Network. |
| (4) No provision. | (4) Earmarks $250,000 in each fiscal year for the Waterford Early Reading Program. |
| Specifies that the remainder of the appropriation be used by ODE to provide administrative support of literacy professional development programs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **292 (CD-631-EDU) Student Assessment** | |
| **Section:** ***206.09.15*** | **Section:** ***206.09.15*** |
| Specifies that GRF appropriation item 200-437, Student Assessment, be used by ODE for costs associated with student assessment tests. | Same as the Executive. |
| **293 (CD-555-EDU) Accountability/Report Cards** | |
| **Section:** ***206.09.15*** | **Section:** ***206.09.15*** |
| Earmarks up to $200,100 in fiscal year 2006 and up to $2,778,540 in fiscal year 2007 of GRF appropriation item 200-439, Accountability/Report Cards, for ODE to incorporate a statewide pilot value-added progress dimension into performance ratings for school districts and to train regional specialists. Specifies that these funds are to be used in consultation with a credible nonprofit organization with expertise in value-added program dimensions. | Same as the Executive. |
| Specifies that the remainder of the appropriation be used for the development of an accountability system that includes the preparation and distribution of school report cards. | |

| As Introduced (Executive) | As Passed by the House |
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| **294 (CD-632-EDU) Child Care Licensing** | |
| **Section:** ***206.09.15*** | **Section:** ***206.09.15*** |
| Specifies that GRF appropriation item 200-442, Child Care Licensing, be used by ODE to license and to inspect preschool and school-age child care programs. | Same as the Executive. |
| **295 (CD-633-EDU) OhioReads Volunteer Support** | |
| **Section:** ***206.09.15*** | **Section:** ***206.09.15*** |
| Specifies that funds from GRF appropriation item 200-445, OhioReads Volunteer Support, may be allocated by ODE for volunteer coordinators in public school buildings, background checks for volunteers, to evaluate programs, and to develop, implement, and support literacy improvement activities and interventions for students. | Same as the Executive. |
| **296 (CD-556-EDU) Education Management Information System** | |
| **Section:** ***206.09.18*** | **Section:** ***206.09.18*** |
| Specifies that GRF appropriation item 200-466, Education Management Information System, be used to improve the education management information system (EMIS) and makes the following earmarks: | Same as the Executive. |
| (1) Earmarks up to $1,295,857 in each fiscal year to be distributed to data acquisition sites for costs related to processing, storing, and transferring data for the effective operation of the EMIS. | |

| As Introduced (Executive) | As Passed by the House |
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| (2) Earmarks up to $8,055,189 in each fiscal year to be distributed on a per-pupil basis to school districts, community schools, educational 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 each fiscal year. Specifies that each school district or community school with between 1 and 100 students and each ESC and each county board of MR/DD that submits data shall receive $3,000 in each fiscal year. | |
| Specifies that the remainder of the appropriation be used to develop and support a common core of data definitions and standards as adopted by the Education Data Advisory Council (EDAC). Specifies that these funds also be used to support the development and implementation of data standards and the design, development, and implementation of a new data exchange system. Specifies that any provider of software meeting the standards approved by the EDAC be designated as an approved vendor and may enter into contracts with educational entities for the purpose of collecting and managing data required under Ohio's EMIS laws. Requires ODE to convene an advisory group on an annual basis to review the EMIS system data definitions and data format standards and to recommend changes. Specifies that school districts and community schools that are not implementing a common and uniform set of data definitions and data format standards for EMIS purposes will not receive funding until they are in compliance. | |

| As Introduced (Executive) | As Passed by the House |
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| **297 (CD-634-EDU) GED Testing** | |
| **Section:** ***206.09.18*** | **Section:** ***206.09.18*** |
| Specifies that GRF appropriation item 200-447, GED Testing, be used to provide General Educational Development (GED) testing at no cost to applicants. Specifies that ODE shall reimburse school districts and community schools for a portion of the costs incurred in providing services to students who have not graduated because of their inability to pass a state achievement test. | Same as the Executive. |
| **298 (CD-563-EDU) Educator Preparation** | |
| **Section:** ***206.09.18*** | **Section:** ***206.09.18*** |
| Makes the following earmarks of GRF appropriation item 200-448, Educator Preparation: | Same as the Executive. |
| (1) Earmarks $100,000 in each fiscal year for the Teacher Quality Partnership project, to support a comprehensive longitudinal study of the preparation, in-school support, and effectiveness of Ohio teachers. Specifies that these funds are to be used in conjunction with funding in the Board of Regents' budget under appropriation item 235-435, Teacher Improvement Initiatives. (See the item entitled "Teacher Improvement Initiatives" in Board of Regents) | |
| (2) Earmarks up to $1,551,000 in each fiscal year to be used by ODE to support the Educator Standards Board as it develops and recommends to the State Board of Education standards for educator training and standards for teacher and other school leadership positions. | |

| As Introduced (Executive) | As Passed by the House |
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| **299 (CD-601-EDU) Community Schools** | |
| **Section:** ***206.09.18*** | **Section:** ***206.09.18*** |
| Makes the following earmarks of GRF appropriation item 200-455, Community Schools: | Same as the Executive. |
| (1) Earmarks up to $1,308,661 in each fiscal year to be used by ODE for additional services and responsibilities under R.C. 3314.11. | |
| (2) Earmarks up to $225,000 in each fiscal year for the development and conduction of training sessions for sponsors and prospective sponsors of community schools. | |
| Specifies that the remainder of the appropriation be used for grants of up to $50,000 each to groups with a preliminary agreement for a community school to defray planning and initial start up costs; and for grants of up to $100,000 to the governing authority of a community school in its first year of operation to partially defray additional start up costs. Specifies that a community school shall not be eligible for these grants if it has been awarded a federal start up grant from appropriation item 200-613, Public Charter Schools (Fund 3T4). | |
| **300 (CD-602-EDU) Pupil Transportation** | |
| **Section:** ***206.09.21*** | **Section:** ***206.09.21*** |
| Makes the following earmarks to GRF appropriation item 200-502, Pupil Transportation: | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| (1) Earmarks up to $822,400 in each fiscal year for training prospective and experienced school bus drivers. | |
| (2) Earmarks up to $58,115,428 in FY 2006 and $59,277,737 in FY 2007 for special education transportation reimbursements to school districts and county MR/DD boards for transportation operating costs as provided in R.C. 3317.024 (M). | |
| Specifies that the remainder of the appropriation be used for state reimbursement of public school districts' costs in transporting pupils to and from school. | |

**301 (CD-603-EDU) Bus Purchase Allowance**

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| **Section:** ***206.09.21*** | **Section:** ***206.09.21*** |
| Specifies that GRF appropriation item 200-503, Bus Purchase Allowance, be distributed to school districts, educational service centers, and county MR/DD boards pursuant to rules adopted under R.C. 3317.07 (for the purchase of school buses). Earmarks up to 28% of the amount appropriated to reimburse school districts and educational service centers for the purchase of buses to transport handicapped and nonpublic school students, and to county MR/DD boards, the Ohio School for the Deaf, and the Ohio School for the Blind for the purchase of buses to transport handicapped students. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **302 (CD-604-EDU) School Lunch Match** | |
| **Section:** ***206.09.21*** | **Section:** ***206.09.21*** |
| Specifies that GRF appropriation item 200-505, School Lunch Match, be used to provide matching funds to obtain federal funds for the school lunch program. | Same as the Executive. |
| **303 (CD-605-EDU) Adult Literacy Education** | |
| **Section:** ***206.09.24*** | **Section:** ***206.09.24*** |
| Specifies that GRF appropriation item 200-509, Adult Literacy Education, be used to support adult basic and literacy education instructional programs and the State Literacy Resource Center Program, and makes the following earmarks: | Same as the Executive. |
| (1) Earmarks up to $488,037 in each fiscal year for the support and operation of the State Literacy Resource Center. | |
| (2) Earmarks up to $175,000 in each fiscal year for state reimbursement to school districts for adult high school continuing education programs or for costs associated with awarding adult high school diplomas. | |
| Specifies that the remainder of the appropriation be used to continue to satisfy the state match and maintenance of effort requirements for the support and operation of the ODE-administered instructional grant program for adult basic and literacy education. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **304 (CD-607-EDU) Auxiliary Services** | |
| **Section:** ***206.09.24*** | **Section:** ***206.09.24*** |
| Specifies that GRF appropriation item 200-511, Auxiliary Services, be used for providing services and materials to students enrolled in nonpublic schools. Earmarks up to $2,000,000 in each fiscal year for payment for nonpublic students participating in the Post-Secondary Enrollment Options Program. | Same as the Executive. |
| **305 (CD-608-EDU) Postsecondary Adult Career-Technical Education** | |
| **Section:** ***206.09.24*** | **Section:** ***206.09.24*** |
| 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. | Same as the Executive. |
| **306 (CD-609-EDU) Gifted Pupil Program** | |
| **Section:** ***206.09.27*** | **Section:** ***206.09.27*** |
| Specifies that GRF appropriation item 200-521, Gifted Pupil Program, be used for gifted education units not to exceed 1,110 in each fiscal year, and makes the following earmarks: | Same as the Executive, but makes the following changes to the earmarks of GRF appropriation item 200-521, Gifted Pupil Program: |
| (1) Earmarks up to $4,700,000 in each fiscal year to be used as an additional supplement for identifying gifted students. | (1) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (2) Earmarks up to $940,000 in each fiscal year for the Summer Honors Institute for gifted freshman and sophomore high school students. | (2) Same as the Executive. |
| (3) Earmarks up to $564,000 in each fiscal year for research and demonstration projects. | (3) No provision. |
| (4) Earmarks up to $65,800 in each fiscal year for the Ohio Summer School for the Gifted (Martin Essex Program). | (4) Same as the Executive. |

**307 (CD-610-EDU) Ohio Choice Scholarships**

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|---|---|
| **Section:** ***206.09.27*** | |
| Specifies that GRF appropriation item 200-530, Ohio Choice Scholarships, be used in fiscal year 2007 to fund Ohio choice scholarships. See the item entitled "Ohio Choice Scholarships Program" for more details. | No provision. |

**308 (CD-611-EDU) Nonpublic Administrative Cost Reimbursement**

| | |
|---|---|
| **Section:** ***206.09.27*** | **Section:** ***206.09.27*** |
| Specifies that GRF appropriation item 200-532, Nonpublic Administrative Cost Reimbursement, be used by ODE to reimburse nonpublic schools for mandated service costs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **309 (CD-612-EDU) Special Education Enhancements** | |
| **Section:** ***206.09.30*** | **Section:** ***206.09.30*** |
| Makes the following earmarks to GRF appropriation item 200-540, Special Education Enhancements: | Makes the following earmark changes to GRF appropriation item 200-540, Special Education Enhancements: |
| (1) Earmarks up to $46,857,775 in FY 2006 and up to $47,326,353 in FY 2007 to fund special education and related services at county boards of mental retardation and developmental disabilities (MR/DD boards) and institutions. | (1) Reduces earmark to $46,357,775 in FY 2006 and to $46,826,353 in FY 2007. |
| (2) Earmarks up to $2,906,875 in each fiscal year for home instruction for children with disabilities. | (2) Same as the Executive. |
| (3) Earmarks up to $1,462,500 in each fiscal year for parent mentoring programs. | (3) Same as the Executive. |
| (4) Earmarks up to $2,783,396 in each fiscal year for school psychology interns. | (4) Reduces earmark to $2,408,396 in each fiscal year. |
| (5) No provision. | (5) Earmarks up to $750,000 in each fiscal year for the Out of School Initiative of Sinclair Community College. |
| (6) No provision. | (6) Earmarks up to $500,000 in each fiscal year to fund the Research Based Reading Mentoring Programs for Students with Disabilities. |
| (7) No provision. | (7) Earmarks up to $315,000 in each fiscal year for the Collaborative Language and Literacy Instruction Project. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (8) Earmarks up to $79,194,060 in FY 2006 and up to $79,986,001 in FY 2007 for preschool special education and preschool supervisory units at county MR/DD boards, educational service centers, and school districts. Requires recipients to document child progress using research-based indicators prescribed by ODE and to report results annually. | (8) Same as the Executive. |

**310 (CD-613-EDU) Career-Technical Education Enhancements**

| | |
|---|---|
| **Section:** ***206.09.33*** | **Section:** ***206.09.33*** |
| Makes the following earmarks to GRF appropriation item 200-545, Career-Technical Education Enhancements: | Same as the Executive. |
| (1) Earmarks up to $2,436,070 in each fiscal year to fund career-technical education units at institutions. | |
| (2) Earmarks up to $2,621,507 in each fiscal year to fund competitive grants to tech prep consortia. | |
| (3) Earmarks $943,873 in FY 2006 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 rating developed by ODE using the state share percentage of base cost funding. | |
| (4) Earmarks up to $3,431,000 in each fiscal year for High Schools that Work programs. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (5) Earmarks up to $466,992 in each fiscal year for the Ohio Career Information System. | |
| (6) Earmarks up to $270,000 in each fiscal year for Agriculture 5th Quarter Project. | |

**311 (CD-638-EDU) Foundation Funding**

| Section: *206.09.36* | Section: *206.09.36* |
|---|---|
| Provides the following concerning GRF appropriation item 200-550, Foundation Funding: | Makes the following changes concerning GRF appropriation item 200-550, Foundation Funding: |
| (1) Specifies that the appropriation include $85,000,000 in each fiscal year 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 Director of Budget and Management to increase or decrease the cash transfer from fund 053, appropriation item 200-900, School District Property Tax Replacement - Utility, upon certification by ODE of the actual state aid offset. | (1) Same as the Executive. |
| (2) Earmarks up to $425,000 in each fiscal year to help defray the cost of educating children who are placed in a private institution, school, or residential treatment center by the order of an Ohio court. | (2) Same as the Executive. |
| (3) Requires that an amount be available in each fiscal year for the cost of the reappraisal guarantee. | (3) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (4) Requires that an amount be available in each fiscal year to fund up to 225 full-time equivalent approved GRADS teacher grants. | (4) Same as the Executive. |
| (5) Requires that an amount be available in each fiscal year to provide a subsidy to school districts with high proportions of exempted valuation. | (5) Same as the Executive. |
| (6) Requires that an amount be available in each fiscal year to make payments to school districts for the excess cost supplement. | (6) Same as the Executive. |
| (7) Requires that an amount be available in each fiscal year to make guarantee payments to school districts with 150 or fewer students. | (7) Same as the Executive. |
| (8) Earmarks up to $30,000,000 in each fiscal year for payments to districts with large changes in valuation. Permits the Controlling Board to increase this amount if requested. | (8) Same as the Executive. |
| (9) Earmarks up to $18,000,000 in fiscal year 2006 and up to $19,000,000 in fiscal year 2007 to provide additional state aid to school districts for the special education catastrophic cost supplement. | (9) Same as the Executive. |
| (10) Earmarks up to $2,000,000 in each fiscal year for Youth Services tuition payments. | (10) Same as the Executive. |
| (11) Earmarks up to $52,000,000 in each fiscal year to fund the state reimbursement of educational service centers. | (11) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (12) Requires that an amount be available in each fiscal year for special education weighted funding. | (12) Same as the Executive. |
| (13) Requires that an amount be available in each fiscal year to be used by ODE for transitional aid to school districts and joint vocational school districts. | (13) Same as the Executive. |
| (14) Earmarks up to $1,000,000 in each fiscal year to be used by ODE to pay for educational services for youth who have been assigned by a juvenile court or other authorized agency to any of the facilities participating in the Private Treatment Facility Project. | (14) Same as the Executive. |
| (15) Earmarks up to $3,700,000 in each fiscal year to be used for school breakfast programs. Of this amount, ODE is required to use $900,000 in each fiscal year for the purpose of increasing participation in child nutrition programs. Specifies that the remainder of the earmark is to be used by ODE to partially reimburse school buildings required to have a school breakfast program by the state. | (15) Same as the Executive, but requires ODE to use the $900,000 set aside in each fiscal year to contract with the Children's Hunger Alliance to expand access to child nutrition programs. |
| (16) Earmarks up to $7,300,000 in FY 2006 and up to $8,600,000 in FY 2007 to be used by ODE to operate Cleveland Scholarship and Tutoring Program. Specifies that up to $11,901,887 of the funds in each fiscal year distributed to the Cleveland Municipal School District under this section also be used to operate the program. | (16) Same as the Executive. |
| (17) Specifies that the remainder of the appropriation be expended for the public schools of city, local, exempted village, and joint vocational school districts, including base cost funding, special education weight funding, career-technical education associated service funding, guarantee funding, teacher training and experience funding, poverty- | (17) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| based assistance, parity aid, charge-off supplement, and the excess cost supplement. | |
| (18) Specifies that GRF appropriation item 200-502, Pupil Transportation, 200-521, Gifted Pupil Program, 200-540, Special Education Enhancements, and 200-550, Foundation Funding, other than specific set-asides, are collectively used in each fiscal year to pay state formula aid obligations for school districts and joint vocational school districts. Provides that the ODE seek Controlling Board approval to transfer funds among these items in order to meet state formula aid obligations. | (18) Same as the Executive. |

**312 (CD-793-EDU) Emergency Loan Interest Subsidy**

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|---|---|
| **Section:** ***206.09.42*** | **Section:** ***206.09.42*** |
| Specifies that GRF appropriation item 200-558, Emergency Loan Interest Subsidy, be used to pay districts the difference between the amount of interest the district is paying on an emergency loan and the amount of interest the district would have paid had the interest rate on the loan been 2%. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**313 (CD-649-EDU) Reading/Writing Improvement - Classroom Grants**

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|---|---|
| **Section:** ***206.09.45*** | **Section:** ***206.09.45*** |
| Specifies that GRF appropriation item 200-566, Reading/Writing Improvement-Classroom Grants, be disbursed by ODE to provide reading improvement grants to public schools in city, local, and exempted village school districts; community schools; and educational service centers. | Same as the Executive. |

**314 (CD-650-EDU) Safe and Supportive Schools**

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|---|---|
| **Section:** ***206.09.45*** | **Section:** ***206.09.45*** |
| Earmarks up to $224,250 of GRF appropriation item 200-578, Safe and Supportive Schools, in each fiscal year to fund a safe school center to provide resources for parents and for school and law enforcement personnel. | Same as the Executive. |
| Specifies that the remainder of the appropriation be distributed based on guidelines developed by ODE to enhance school safety. | |

**315 (CD-651-EDU) Property Tax Allocation - Education**

| | |
|---|---|
| **Section:** ***206.09.48*** | **Section:** ***206.09.48*** |
| Prohibits the Superintendent of Public Instruction from requesting, and the Controlling Board from approving, the transfer of funds from GRF appropriation item 200-901, Property Tax Allocation - Education, to any other appropriation item. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Specifies that GRF appropriation item 200-901, Property Tax Allocation - Education, be used to pay for the state's costs incurred because of the homestead exemption and the property tax rollback. | |

**316 (CD-652-EDU) Tangible Tax Exemption**

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|---|---|
| **Section:** ***206.09.48*** | **Section:** ***206.09.48*** |
| Specifies that GRF appropriation item 200-906, Tangible Tax Exemption - Education, be used to pay for the state's costs incurred because of the tangible personal property tax exemption pursuant to R.C. 5709.01 (C) (3). | Same as the Executive. |

**317 (CD-653-EDU) Teacher Certification and Licensure**

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|---|---|
| **Section:** ***206.09.51*** | **Section:** ***206.09.51*** |
| Specifies that appropriation item 200-681, Teacher Certification and Licensure (Fund 4L2) in the general services fund group, be used in each year of the biennium by ODE for the teacher certification and licensure functions. | Same as the Executive. |

**318 (CD-654-EDU) School District Solvency Assistance**

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|---|---|
| **Section:** ***206.09.51*** | **Section:** ***206.09.51*** |
| Specifies the following concerning appropriation item 200-687, School District Solvency Assistance, (Fund 5H3) in the general services fund group: | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (1) Allocates $9,000,000 in each fiscal year for the School District Shared Resource Account. | |
| (2) Allocates $9,000,000 in each fiscal year for the Catastrophic Expenditures Account. | |
| Specifies that these funds be used to provide assistance and grants to school districts to enable them to remain solvent pursuant to R.C. 3316.20. Requires assistance and grants be subject to the approval of the Controlling Board. Requires that any required reimbursements from school districts be made to the appropriate account in the School District Solvency Assistance Fund (Fund 5H3). | |

**319 (CD-655-EDU) Reading First**

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|---|---|
| **Section:** ***206.09.51*** | **Section:** ***206.09.51*** |
| Specifies that appropriation item 200-632, Reading First (Fund 3Y4) in the federal special revenue fund group, be used by school districts to administer federal diagnostic tests as well as other functions permitted by federal statute. Not withstands section 3301.079 of the Revised Code. Specifies that federal diagnostic tests may be recognized as meeting the state diagnostic testing requirements. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **320 (CD-656-EDU) Half-Mill Maintenance Equalization** | |
| **Section:** ***206.09.51*** | **Section:** ***206.09.51*** |
| Specifies that appropriation item 200-626, Half-Mill Maintenance Equalization (Fund 5BJ) in the state special revenue fund group, be used in fiscal year 2007 to make payments pursuant to R.C. 3318.111. For a description of the half-mill maintenance equalization proposal see the item entitled "Half-Mill Maintenance Equalization" in the School Facilities Commission. | Same as the Executive. |
| **321 (CD-657-EDU) Auxiliary Services Reimbursement** | |
| **Section:** ***206.09.54*** | **Section:** ***206.09.55*** |
| Requires that the Treasurer of State transfer, if the unobligated cash balance is sufficient, $1,500,000 in each fiscal year from the Auxiliary Services Personnel Unemployment Compensation Fund to ODE's Auxiliary Services Reimbursement Fund (Fund 598) in the state special revenue fund group. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **322 (CD-684-EDU) Head Start and Early Learning Initiative** | |
| **Sections:** ***206.09.54, 206.09.18, 206.67.12, R.C. 121.37, 3301.311, 3301.32, 4511.75, 5104.01, 5104.32, Repealed: 3301.31, 3301.33 through 3301.38*** | **Sections:** ***206.09.54, 206.09.18, 206.67.12, R.C. 121.37, 3301.311, 3301.32, 4511.75, 5104.01, 5104.32, Repealed: 3301.31, 3301.33 through 3301.38*** |
| Eliminates state-funded Head Start and Head Start Plus programs and requires that GRF funds provided in FY 2004 and FY 2005 as start-up grants to Title IV-A Head Start and Title IV-A Head Start Plus agencies be reimbursed to the GRF when the programs cease to exist in FY 2006. If payment is not made 100 days after the effective date of the bill, the ODE must refer any amounts remaining due and payable to the Attorney General for collection. | Same as the Executive. |
| Establishes the Early Learning Initiative (ELI), paid for with TANF funds and jointly administered by ODE and the Department of Job and Family Services (ODJFS), to provide early learning programs and child care to TANF-eligible children. | Same as the Executive, but specifies that in addition to being TANF-eligible, the children served must also come from families whose incomes do not exceed 185% of the federal poverty line. Once children begin receiving services they remain eligible until their families' incomes exceed 195% of the federal poverty line. |
| Specifies that the contract between ODE, ODJFS, and the early learning agency shall include: (1) the duties of each party to the contract; (2) requirements for use of Title IV-A funds; (3) requirement that administrative costs not exceed15% of the total costs; (4) reporting requirements; (5) reimbursement methodology; (6) audit requirements; (7) provisions for suspending, modifying, or terminating the contract. | Same as the Executive, but specifies that the contract include a requirement that a child enrolled in Head Start Plus in FY 2005 be given priority to enroll in this early learning program. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Requires that ODJFS, jointly with ODE, adopt rules to implement ELI. Specifies that these rules include provisions regarding the establishment of co-payments for families and a definition of "weekly attendance rate" for the purposes of reimbursing early learning agencies. | Same as the Executive, but requires that the rules be adopted by ODJFS in consultation with ODE and exempts from co-payment requirements families whose income is equal to or less than 165% of the federal poverty line. |
| No provision. | Requires ODJFS, in consultation with ODE, to establish a caretaker employment eligibility requirement for participation in the Early Learning Initiative. |
| Permits the Director of OBM to transfer appropriation from appropriation item 200-663, Early Learning Initiative, in ODE's budget to appropriation item 600-689, TANF Block Grant, in ODJFS's budget to support ELI. This provision also specifies that this transfer of appropriation is not to take place until at least 15 days after ODE has determined the number of children to be served by each approved agency. Specifies that ODJFS is to provide up to 10,000 slots in FY 2006 and up to 12,000 slots in FY 2007 of services in ELI. | Same as the Executive, but specifies that each county in the state be allocated at least 17 slots in each fiscal year. |
| Transfers up to $2.2 million in FY 2006 and FY 2007 from Fund 3V6, Temporary Assistance for Needy Families in the federal special revenue fund group, to Fund 5W2, Early Learning Initiative, in the state special revenue fund group and earmarks $2.2 million of appropriation item 200-663, Early Learning Initiative, (Fund 5W2) , in each fiscal year for ODE to use for administrative functions related to ELI. | Same as the Executive, but clarifies that this administrative funding is for ODE. |
| Specifies that, beginning in FY 2006, a preschool, school child, or early learning program is prohibited from receiving state funds unless at least 50% of the program's teachers are working toward an associate degree and, beginning in FY 2008, is prohibited from receiving state funds unless 100% of the program's teachers have attained an approved | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| associate degree. | |
| Fiscal effect: The executive proposal recommends funding of up to $94,380,000 in FY 2006 and $113,256,000 in FY 2007 from appropriation item 600-689, TANF Block Grant (Fund 3V6), in the federal special revenue fund group under ODJFS, for the enrollment of up to 10,000 eligible children in FY 2006 and up to 12,000 eligible children in FY 2007 in the Early Learning Initiative. The funds are to be used for the reimbursement of early learning agencies. The proposal also allows for any excess funds to be used to provide publicly funded child care. (See the item entitled "Head Start and Early Learning Initiative" in ODJFS). | Fiscal effect: Same as the Executive. |

**323 (CD-658-EDU) Lottery Profits Education Fund**

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|---|---|
| **Section:** ***206.09.57*** | **Section:** ***206.09.57*** |
| Specifies that appropriation item 200-612, Base Cost Funding (Fund 017) in the lottery profits education fund group, be used in conjunction with GRF appropriation item 200-550, Foundation Funding, to provide payments to school districts pursuant to R.C. 3317. Requires that ODE, with the approval of the Director of Budget and Management, determine and adjust, if necessary, the monthly distribution schedules of GRF appropriation item 200-550, Foundation Funding, and appropriation item 200-612, Base Cost Funding (Fund 017). | Same as the Executive. |
| Requires that the Director of Budget and Management transfer via intrastate transfer voucher the amount appropriated under the Lottery Profits Education Fund (Fund 017) for appropriation item 200-682, Lease Rental Payment Reimbursement, to the General Revenue Fund. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Specifies that these funds be used to support GRF appropriation item 230-428, Lease Rental Payments, of the School Facilities Commission. | |

**324 (CD-659-EDU) Lottery Profits Education Reserve Fund**

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|---|---|
| **Section:** ***206.09.60*** | **Section:** ***206.09.60*** |
| Creates the Lottery Profits Education Reserve Fund (Fund 018) in the State Treasury. Stipulates that at no time shall the amount to the credit of the fund exceed $75,000,000 and that investment earnings of the fund be credited to the fund. Appropriates in FY 2006 and FY 2007 to ODE an amount necessary to make adjustments to school districts with certain amounts of uncollected local taxes. These adjustments are to be paid back to ODE if the taxes are eventually collected. | Same as the Executive. |
| Requires that the Director of Budget and Management, on or before the July 15 following the respective fiscal year, determine the amount by which the lottery profit transfers received by the Lottery Profits Education Fund for FY 2005 and FY 2006 exceed $637,900,000. | |

| As Introduced (Executive) | As Passed by the House |
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**325 (CD-660-EDU) School District Property Tax Replacement - Business**

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|---|---|
| **Section:** ***206.09.63*** | **Sections:** ***206.09.63, 206.09.61*** |
| Specifies that appropriation item 200-900, School District Property Tax Replacement - Business (Fund 047), be used by ODE, in consultation with the Department of Taxation, to make direct reimbursements to school districts and joint vocational school districts losses they incur due to the elimination of the tax on machinery and equipment and the acceleration of the phase-out of the tax on inventories. Also see the item entitled "Phase-out of Tax on Some Tangible Personal Property." | Same as the Executive, but also requires the Director of Budget and Management to transfer $10,010,000 in FY 2006 and $70,210,000 in FY 2007 from the GRF to Fund 047, to reimburse school districts for the phase-out of the tax on furniture and fixtures that is added in the House budget. |

**326 (CD-661-EDU) School District Property Tax Replacement - Utility**

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|---|---|
| **Section:** ***206.09.63*** | **Section:** ***206.09.63*** |
| Specifies that appropriation item 200-900, School District Property Tax Replacement - Utility (Fund 053), be used by ODE, in consultation with the Department of Taxation, to make direct reimbursements to school districts and joint vocational school districts of losses they incurred due to the reduction in assessment rates on utility property made in Am. Sub. S.B. 3 and Am. Sub. S.B. 287 of the 123rd General Assembly. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **327 (CD-662-EDU) Distribution Formulas** | |
| **Section:** ***206.09.66*** | **Section:** ***206.09.66*** |
| Requires that ODE report to the Director of Budget and Management, the Legislative Office of Education Oversight, and the Legislative Service Commission the following changes: (a) Changes in formulas for distributing state appropriations; (b) discretionary changes in formulas for distributing federal appropriations; and (c) federally mandated changes in formulas for distributing federal appropriations. Requires these changes be reported two weeks prior to their effective dates. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **328 (CD-663-EDU) Educational Service Centers Funding** | |
| **Section:** ***206.09.69*** | **Section:** ***206.09.69*** |
| Provides that no funds shall be provided to an educational service center (ESC) in either fiscal year 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 FYs 2006 or 2007 for the ESC payments specified in R.C. 3317.11 (B), ESCs first receive $37 or $40.52 per pupil in its service center ADM (the ADM of all local school districts within its service area). The remaining funds are first to be distributed proportionally based on each ESC's client ADM (the ADM of all other school districts with agreements to receive services from the ESC) and then to be distributed based on the number of students in community schools (excluding e-schools) sponsored by ESCs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **329 (CD-664-EDU) Waiver of Required Pupil Teacher Ratio** | |
| **Section:** ***206.09.72*** | **Section:** ***206.09.72*** |
| Permits the Superintendent of Public Instruction to waive the pupil teacher ratio in K-4 required in rule 3301-35-05 of the Administrative Code (currently no more than 25:1) if the following apply: (a) the board of education of the district requests the waiver; (b) ODE determines that meeting the required ratio would impose an extreme hardship on the district; and (c) The board of education provides assurances that it will act in good faith to meet the required ratio as soon as possible. | Same as the Executive. |
| **330 (CD-665-EDU) Private Treatment Facility Project** | |
| **Section:** ***206.09.75*** | **Section:** ***206.09.75*** |
| Establishes procedures by which Ohio youth who have been assigned to a participating residential treatment facility are enrolled in an approved educational program in or near the facility. Requires that the school district responsible for tuition for a residential child pay the tuition to the provider of the educational program. Prohibits a district from including the youth in the district's average daily membership (ADM). Requires that ODE reimburse the educational program providers. Requires ODE track the utilization of funds and monitor the program for educational accountability.<br>Fiscal effect: In addition to the tuition payment, the executive budget earmarks $1.0 million in each fiscal year for the Private Treatment Facility Project. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **331 (CD-666-EDU) School District Participation in National Assessment of Educational Progress** | |
| **Section:** ***206.09.78*** | **Section:** ***206.09.78*** |
| Expresses the General Assembly's intention that Ohio school districts participate in the administration of the National Assessment of Education Progress (NAEP). Each school and school district selected is required to participate. | Same as the Executive. |
| **332 (CD-667-EDU) Department of Education Appropriation Transfers for Student Assessment** | |
| **Section:** ***206.09.81*** | **Section:** ***206.09.81*** |
| Authorizes the Director of Budget and Management to transfer unspent and unencumbered funds within ODE, as necessary, to GRF appropriation item 200-437, Student Assessment, to fully fund the student assessment requirements of Am. Sub. H.B. 3 of the 125th G.A. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **333 (CD-670-EDU) Pilot Project Special Education Scholarship Program** | |
| **Section:** ***206.09.84*** | **Section:** ***206.09.84*** |
| Continues to authorize the Pilot Project Special Education Scholarship Program, which allows the parent of a child identified as autistic to apply for and receive a $15,000 scholarship 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 ODE 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.<br>Fiscal effect: In addition to the base cost, an autistic child receives a weight of 4.7342. The weight is funded at 90% in FY 2006 and FY 2007. The combination of state and local moneys generated by an autistic child totals approximately $28,029 in FY 2006 and $28,876 in FY 2007. | Same as the Executive, but increases the scholarship amount to $20,000.<br>Fiscal effect: Same as the Executive, but more school district state aid may be deducted for scholarship students. |

| As Introduced (Executive) | As Passed by the House |
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**334 (CD-672-EDU) Required Eye Exam for Disabled Students**

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| **Section:** ***206.09.87*** | **Section:** ***206.09.87*** |
| Requires each student identified with disabilities for the first time in the 2005-2006 and 2006-2007 school years to undergo a comprehensive eye examination within three months after beginning to receive special education services. Exempts from this requirement students who have undergone such an examination within nine months prior to being identified with disabilities. 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). Specifies that neither the state nor a school district will be responsible for paying the costs of the required eye examination except in cases where the 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. | Same as the Executive. |

**335 (CD-673-EDU) Intervention Funding**

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| **Section:** ***206.09.90*** | **Section:** ***206.09.90*** |
| Requires school districts to report intervention costs by type of intervention provided no later than December 31, 2006 in a manner defined by ODE. Specifies that ODE will use the report from school districts that do not meet adequate progress standards to make recommendations on how state and local funding for intervention should be deployed in a more effective manner. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **336 (CD-674-EDU) Earmark Accountability** | |
| **Section:** ***206.09.93*** | **Section:** ***206.09.93*** |
| Authorizes the Superintendent of Public Instruction to request accountability reports from any entity that receives a budget earmark in H.B. 66 of the 126th General Assembly and requires their submission before the subsidy is paid in each fiscal year. | Same as the Executive. |
| **337 (CD-509-EDU) School Funding Advisory Council** | |
| **Sections:** ***206.09.96, R.C. 3317.012*** | **Sections:** ***206.09.96, R.C. 3317.012*** |
| Establishes the School Funding Advisory Council to examine research for further defining a building-blocks methodology for school funding and to make recommendations by September 30, 2006.<br>Fiscal effect: The bill specifies that members are to serve without compensation. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **338 (CD-1004-EDU) School District Consolidation Legislative Committee** | |
| | **Section:** ***206.10.06*** |
| No provision. | Establishes a legislative committee, composed of six members including two majority party members and one minority party member from each house, to study the feasibility and economic impact of school district consolidation. The committee must report its findings to the General Assembly one year after its creation and may make recommendations for legislation. After its report, the committee will be dissolved.<br>Fiscal effect: Minimal. |
| **339 (CD-969-EDU) School Physical Fitness and Wellness Advisory Council** | |
| | **Section:** ***206.10.12*** |
| No provision. | Establishes the School Physical Fitness and Wellness Advisory Council to develop, by December 31, 2005, best practices guidelines and evaluation strategies for school districts regarding nutrition education, physical activity for students, and student wellness.<br>Fiscal effect: Minimal. |

| As Introduced (Executive) | As Passed by the House |
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| **340 (CD-1062-EDU) Ohio Wyami Appalachian Teacher Cohorts Program** | |
| | **Section:** ***206.10.15*** |
| No provision. | Earmarks up to $1.5 million in each fiscal year in federal grant funds from the State Grants For Improving Teacher Quality Program to the Columbiana County Educational Service Center for the Ohio Wyami Appalachian Teacher Cohorts Program. |

| As Introduced (Executive) | As Passed by the House |
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| **341 (CD-465-OEB) Elimination of Ohio Educational Telecommunications Network and Ohio SchoolNet** | |
| **R.C.** ***3353.02, 125.05, 183.28, 3301.80, 3314.074, 3317.06, 3317.50, 3317.51, 3319.22, 3319.235, 3353.01, 3353.03, 3353.04, 3353.06, 3353.07, Sections 315.09, 315.10, 315.11*** | **R.C.** ***3353.02, 125.05, 183.28, 3301.80, 3314.074, 3317.06, 3317.50, 3317.51, 3319.22, 3319.235, 3353.01, 3353.03, 3353.04, 3353.06, 3353.07, Sections 315.09, 315.10, 315.11*** |
| Eliminates, as of July 1, 2005, the Ohio Educational Telecommunications Network Commission and the Ohio SchoolNet Commission as independent agencies and transfers their functions, assets, liabilities, and employees to an agency designated by the Governor, based upon recommendations of a task force appointed by the Governor.<br>Fiscal effect: Places GRF funding for both agencies in GRF appropriation item 911-417, Educational Technology Fund, of the Controlling Board, at a level of $27,942,693 in each fiscal year. | Same as the Executive. |
| Permits the Director of Budget and Management to make any transfer of cash balances between funds, cancel encumbrances and re-establish encumbrances or parts of encumbrances as needed due to the abolishment of the Ohio Educational Telecommunications Network Commission and the Ohio SchoolNet Commission as independent agencies. | |
| (See the item entitled "Elimination of Ohio SchoolNet and Ohio Educational Telecommunications Network" in Ohio SchoolNet Commission) | |

| As Introduced (Executive) | As Passed by the House |
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| **342 (CD-426-FUN) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Board of Embalmers and Funeral Directors, the Board will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Commerce).<br><br>Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **343 (CD-286-ERB) SERB Training, Publications, and Grants Fund** | |
| **R.C.** ***4117.24*** | **R.C.** ***4117.24*** |
| Renames the State Employment Relations Board's (SERB) "Training and Publications Fund" the "Training, Publications, and Grants Fund" and allows SERB to seek, solicit, apply for, accept, and receive grants, gifts, and contributions and enter into contracts for those grants.<br><br>Fiscal effect: Potential increase in revenue in the Training and Publications Fund (Fund 572) within the general services fund group. If SERB receives any of these funds, it plans to expand its employee training opportunities. | Same as the Executive. |

**As Introduced (Executive)**

**344 (CD-425-ENG) Consolidation of Regulatory Boards**

**Section:** ***315.03***

Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Board of Registration for Professional Engineers and Surveyors, the Board will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Commerce).

Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006.

**As Passed by the House**

**Sections:** ***315.03, 206.24***

Removes the State Board of Registration for Professional Engineers and Surveyors from the proposal to consolidate certain regulatory boards into the departments of Commerce, Health, and Public Safety.

Fiscal effect: Establishes appropriations for FY 2007 at FY 2006 recommended levels. It may be that costs for central services may increase as there would be fewer boards benefiting from cost-pooling for human resources, accounting, and IT support services managed by DAS-Central Services Agency.

| As Introduced (Executive) | As Passed by the House |
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| **345 (CD-924-EPA) Construction and Demolition Debris Disposal Fees** | |
| | **R.C.** ***3714.07*** |
| No provision. | Specifies that the fee levied on the disposal of construction and demolition debris (C&DD) at a solid waste facility under the Construction and Demolition Debris Law does not apply if there is no licensed C&DD facility within 35 miles of the solid waste facility as determined by a facility's property boundaries rather than within 40 miles as in current law.<br><br>Fiscal effect: None.<br><br>(See item entitled "State Solid Waste Disposal Fee; Recycling and Litter Prevention Fund; Soil and Water" in the Department of Natural Resources for the fiscal effect of the new $0.25 per-ton fee on the disposal of C&DD.) |

| As Introduced (Executive) | As Passed by the House |
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**346 (CD-435-EPA) Infectious Waste Management**

**R.C.** ***3734.021, 3734.01, 3734.02, 3734.022, 3734.05***

Eliminates certain state requirements governing generators and transporters pertaining to shipping and packaging of infectious waste that must be included in rules adopted by the Director of EPA, and instead requires the Director to adopt rules that include standards established by the United States Department of Transportation under federal law; amends the definition of "infectious waste" by adding certain items to the list of "sharps"; and amends the definition of "infectious agent" by adding proteinaceous particles, prions, plasmids, and other genetic elements to the definition.

Fiscal effect: None.

No Provision.

**347 (CD-431-EPA) Repayment of Costs to the Hazardous Waste Cleanup Fund**

**R.C.** ***3734.28, 3745.12***

Specifies that money from the Hazardous Waste Cleanup Fund (Fund 505) within the state special revenue fund group used to pay the costs of clean-up activities and subsequently recovered in a civil action must be repaid to that fund instead of to the Immediate Removal Fund (Fund 500) within the state special revenue fund group as required in current law.

Fiscal effect: Potential increased revenue in the Hazardous Waste Cleanup Fund and reduced revenue in the Immediate Removal Fund.

**R.C.** ***3734.28, 3745.12***

Same as the Executive.

| As Introduced (Executive) | As Passed by the House |
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| **348 (CD-501-EPA) Solid Waste Management** | |
| **R.C.** ***3734.57, 3745.015*** | **R.C.** ***3734.57, 3734.01, 3745.015*** |
| Extends from June 30, 2006, to June 30, 2008, the expiration date of the fee on the disposal of solid waste that is deposited into the Solid Waste Fund (Fund 4K3); allows the Ohio EPA to use the fund to provide compliance assistance to small businesses; continues the monthly reporting requirement for owners and operators of solid waste facilities, but also specifies that the monthly return indicate the total tonnage of solid waste received for disposal during that month and the total amount of fees required to be collected during that month; specifies how fees are to be calculated; establishes a discount for the timely submission of a return of fees; and specifies that the late submission of the return and fees results in a loss of the .75% payment discount and a charge of 10%, rather than 50%, of the amount of the fees for each month the fees are late. | Same as the Executive, but also specifies that if solid waste is first deposited at a transfer facility, disposal fees shall be collected at the transfer facility and that if solid waste first goes to a solid waste disposal facility, fees shall be collected at the disposal facility. Also specifies that fees levied on this waste do not apply to materials separated from a mixed waste stream for recycling by a generator or materials removed from the solid waste stream through recycling. |
| No provision. | Excludes from the definition of solid wastes certain shale and clay products. |
| Fiscal effect: Extends the current fee on disposal of solid waste that is deposited into the Solid Waste Fund (Fund 4K3) through the coming biennium; therefore, there is no new fiscal effect associated with this part of the provision. The establishment of the timely submission discount and the change in late submission charges will have minimal fiscal effect. Allowing Fund 4K3 to be used to provide compliance assistance to small businesses will have minimal fiscal effect. | Fiscal effect: Results in 360,000 more tons of solid waste for fee collection. Potential increased revenue of approximately $360,000 for the Solid Waste Fund (4K3) and potential increased revenue of approximately $360,000 that will be split between the Hazardous Waste Facility Management Fund (Fund 503) and the Hazardous Waste Cleanup Fund (Fund 505).<br><br>(See the item entitled "Environmental Protection Fund" for |

| As Introduced (Executive) | As Passed by the House |
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| (See item entitled "Environmental Protection Fund" for the fiscal effect on that fund.) | the fiscal effect on that fund.) |

**349 (CD-484-EPA) Scrap Tire Management Program Funding**

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| **R.C.** ***3734.901, 3734.9010*** | **R.C.** ***3734.901, 3734.9010*** |
| Extends the sunset of the fee on the sale of new tires that is used to fund the Scrap Tire Management program from June 30, 2006, to June 30, 2011. Reduces the amount of money that the Department of Taxation receives to pay its costs in administering the fee on new tires that is used to fund the Scrap Tire Management program from 4% to 2%. (See the item entitled "Tire Tax Administration" in the Department of Taxation)<br><br>Fiscal effect: The extension of the fee sunset authorizes Ohio EPA to continue collecting current fees; therefore, there is no new fiscal effect associated with this provision. The reduction in the amount of new tire fees paid to the Department of Taxation will result in Ohio EPA receiving 98% rather than 96% of the fee on new tire sales, resulting in slightly increased revenue in the Scrap Tire Management Fund (Fund 4R5) within the state special revenue fund group. | Same as the Executive.<br><br>(See the item entitled "State Solid Waste Disposal Fee; Recycling and Litter Prevention Fund; Soil and Water" in the Department of Natural Resources for the fiscal effect of the newly proposed $1.00 per tire fee on the sale of new tires, which is in addition to the $1.00 used to fund Ohio EPA's Scrap Tire Management program.) |

| As Introduced (Executive) | As Passed by the House |
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| **350 (CD-483-EPA) Environmental Protection Fund** | |
| **R.C.** ***3745.015, 3734.57*** | **R.C.** ***3745.015, 3734.57, Section 206.27*** |
| Creates the Environmental Protection Fund (Fund 5BC) to be used to administer certain programs and establishes an additional fee of $1.75 per ton on the disposal of solid waste beginning October 1, 2005, the proceeds of which must be deposited into the fund.<br><br>Fiscal effect: Estimated revenue of $25.2 million annually, which is to fully replace Ohio EPA's GRF funding by FY 2007. | Reduces the per ton fee on the disposal of solid waste from $1.75 to $1.50. Also specifies that fees will be collected on solid waste at either a solid waste or transfer facility, depending on where the waste arrives first. Results in fees being collected on an estimated additional 360,000 tons of solid waste.<br><br>Starts collection of the new $1.50 fee on the disposal of solid waste on July 1, 2005 rather than October 1, 2005.<br><br>Fiscal effect: Estimated revenue gain of $22.3 million instead of $25.2 million from the lower $1.50 fee. |

| As Introduced (Executive) | As Passed by the House |
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**351 (CD-488-EPA) Extension of Various Fee Sunsets**

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| **R.C.** ***3745.11, 6109.21*** | **R.C.** ***3745.11, 6109.21*** |
| Extends the sunset on various Ohio EPA fees, including annual emissions fees for synthetic minor facilities; various water pollution control and safe drinking water fees; fees for certification of operators of water supply systems or wastewater systems; and application fees for permits under the Water Pollution Control Law and Safe Drinking Water Law. Some of the water pollution control and safe drinking water fees are on a tiered structure. The fee extension continues the first tier fee, which is higher. At the end of the extension the fee reverts to a lower fee. The tiers are the same as in current law.<br><br>Fiscal effect: Authorizes Ohio EPA to continue collecting current fees; therefore, there is no new fiscal effect. | Same as the Executive. |

**352 (CD-429-EPA) Revision of Industrial Classifications in the Air Pollution Control Fee Schedule**

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| **R.C.** ***3745.11*** | **R.C.** ***3745.11*** |
| Revises the industrial classifications in the air pollution control permit fee schedule based on process weight rates by eliminating seven classifications and adding nine classifications.<br><br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **353 (CD-437-EPA) Surface Water Protection Fee** | |
| **R.C.** ***3745.114*** | **R.C.** ***3745.114*** |
| Establishes an application fee of $200 for a section 401 water quality certification under the Section 401 Certification/Wetlands Permitting program; requires the payment of review fees of $500 for each acre of wetland to be impacted, $10 per linear foot of each stream to be impacted, and $3 per cubic yard of dredged or fill material to be moved with respect to a lake; establishes caps on the total amount of the fee of $5,000 for applications submitted by counties, townships, and municipal corporations and $25,000 for all other applicants; requires fee proceeds to be credited to the Surface Water Protection Fund (Fund 4K4); and specifies that the fees do not apply to state agencies or to projects authorized by general or nationwide permits issued by the United States Army Corps of Engineers.<br><br>Fiscal effect: Approximately $800,000 per year in revenue to the Surface Water Protection Fund (Fund 4K4). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **354 (CD-432-EPA) Certification of Certified Professionals under the Voluntary Action Program (VAP) Law** | |
| **R.C.** ***3746.04, 3746.071*** | **R.C.** ***3746.04, 3746.071*** |
| Requires the issuance, denial, renewal, suspension, and revocation of certifications of certified professionals under the Voluntary Action Program (VAP) Law to be published on the Ohio EPA web site and in the agency's weekly review, rather than in newspapers of general circulation as in current law, not later than 15 days after the date of the action regarding a certification and not later than 30 days prior to a hearing or public meeting concerning the action. Also allows the Director of Ohio EPA to suspend or revoke the certification of certain certified professionals in accordance with the VAP Law rather than the EPA Law.<br><br>Fiscal effect: Potential savings for the VAP program, estimated to be approximately $180,000 in the coming biennium, associated with using electronic rather than paper notice of certifications. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **355 (CD-1128-EPA) Section 401 Water Quality Certifications** | |
| | **R.C.** ***6111.0210, 6111.02, 6111.028, 6111.0211, 6111.0212, 6111.0213*** |
| No provision. | Establishes requirements governing the issuance of section 401 water quality certifications for wetlands that are not isolated wetlands and for three categories of streams, including different levels of review and criteria for the issuance or denial of certifications depending on the category and size of the wetland or stream that is subject to dredging and filling and pre-activity notice requirements; establishes requirements for public notice prior to the issuance of a section 401 water quality certification; and requires all standards, methods, processes, procedures, and policies that are used to determine the approval or denial of a mitigation proposal to be established or identified in accordance with specified provisions of the Administrative Procedure Act in order to have the force of law.<br><br>Fiscal effect: The amendment does not exempt bodies of water from 401 certification, but provides for a different form of review; uncertain fiscal effect, but will likely accelerate permitting process. |

| As Introduced (Executive) | As Passed by the House |
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| **356 (CD-412-EPA) Cash Transfer for Environmental Protection Fund** | |
| **Section:** ***206.27*** | **Section:** ***206.27*** |
| Requires the transfer of cash (a total of $11 million) from the following funds to the newly created Environmental Protection Fund (Fund 5BC) within the state special revenue fund group to use as start-up money until revenue can be generated by the proposed Environmental Protection Fee: Central Support Indirect Fund (Fund 219), Hazardous Waste Facility Management Fund (Fund 503), Solid Waste Fund (Fund 4K3), and Hazardous Waste Cleanup Fund (Fund 505), all within the state special revenue fund group. Also requires that a portion of the borrowed money (a total of $6.5 million) be repaid to Fund 503, Fund 4K3, and Fund 505 by the end of FY 2007.<br><br>Fiscal effect: Reductions in the balances of the various funds being borrowed from, and start-up capitalization for the Environmental Protection Fund (Fund 5BC). | Permits, rather than requires, cash to be transferred from these funds to the Environmental Protection Fund (Fund 5BC) and eliminates the requirement that cash transferred from certain Ohio EPA funds be repaid to those funds.<br><br>Fiscal effect: Potential, though not required, decrease in the balance of the various Ohio EPA funds from which cash may be transferred to the Environmental Protection Fund (Fund 5BC) and a potential increase in that fund. Potentially, less cash will need to be transferred as a result of the new $1.50 fee on the disposal of solid waste being collected beginning July 1, 2005 rather than October 1, 2005. |

| As Introduced (Executive) | As Passed by the House |
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| **357 (CD-936-EPA) Automobile Emissions Tests** | |
| | **Section:** ***206.27*** |
| No provision. | Creates the Auto Emissions Test Fund (Fund 5BZ) and transfers $8,100,000 in FY 2006 and $15,200,000 in FY 2007 from the Tobacco Master Settlement Agreement Fund (Fund 087) to this newly created fund; and specifies that the fund shall be used to pay up to $19.50 per automobile emissions test in counties required to continue the testing.<br><br>Fiscal effect: Decrease of $8,100,00 in fiscal year 2006 and $15,200,000 in fiscal year 2007 in the Tobacco Master Settlement Fund and corresponding increase in the newly created Auto Emissions Test Fund, which will be offset by expenditures from the fund for automobile emissions tests.<br><br>(See the item entitled, "Automobile Emissions Tests" in the Tobacco Use Prevention and Control Foundation.) |

| As Introduced (Executive) | As Passed by the House |
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| **358 (CD-1127-EPA) National Pollution Discharge Elimination System Funding Transfer** | |
| | **Section:** ***206.27*** |
| No provision. | Transfers federal moneys for agriculture-related aspects of the National Pollution Discharge Elimination System (NPDES) from Ohio EPA to the Ohio Department of Agriculture through the Controlling Board once the Department of Agriculture's state program is submitted and approved by the United States EPA, and the federal moneys are disbursed.<br><br>Fiscal effect: Upon future transfer by the Controlling Board, decreased federal moneys for Ohio EPA and an associated increase in federal moneys for the Department of Agriculture to issue NPDES permits.<br><br>(See item entitled National Pollution Discharge Elimination System Funding Transfer in the Department of Agriculture for the fiscal effect on that agency.) |

| As Introduced (Executive) | As Passed by the House |
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| **359 (CD-701-EPA) Utility Radiological Safety Board Assessments** | |
| **Section:** ***306.03*** | **Section:** ***306.03*** |
| Specifies that the maximum amount that may be assessed against nuclear electric utilities for the purpose of funding appropriation item 715-631, ER Radiological Safety (Fund 644), in the state special revenue fund group is $286,114 in each fiscal year.<br>(See the item entitled "Utility Radiological Safety Board Assessments" in the Public Utilities Commission)<br><br>Fiscal effect: The specified maximum amount is the same as the proposed appropriation for both fiscal years; no new fiscal effect. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **360 (CD-808-GOV) Appointment of Legal Counsel for the Governor** | |
| **Section:** ***206.39*** | **Section:** ***206.39*** |
| Authorizes the Governor's office to expend a portion of GRF appropriation item, 040-321 Operating Expenses, to hire or appoint legal counsel to be used in proceedings involving the Governor in the Governor's official capacity, without the approval of the General Assembly. | Same as the Executive. |
| **361 (CD-809-GOV) Federal Relations** | |
| **Section:** ***206.39*** | **Section:** ***206.39*** |
| Authorizes a portion of GRF appropriation item 040-403, Federal Relations, and 040-607, Federal Relations, Fund 5AK within the general services fund group, to be used to support Ohio's membership in national or regional associations. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **362 (CD-271-DOH) County Tuberculosis Control Programs and Detention Costs** | |
| **R.C.** ***339.72, 339.77 (repealed), 339.88, 3701.146*** | **R.C.** ***339.72, 339.73, 339.77 (repealed), 339.88, 3701.146*** |
| Repeals the requirement that the Department make financial assistance available to county tuberculosis programs. | Same as the Executive. |
| Eliminates the option that a county or district tuberculosis unit be a county tuberculosis program receiving financial assistance from the Department. | Same as the Executive. |
| No provision. | Provides that boards of county commissioners are permitted, rather than required, to pay for tuberculosis treatment to the extent that payment is not made through third-party benefits. |
| Repeals the requirement that the Department reimburse boards of county commissioners for the cost of detaining indigent persons with tuberculosis. | Same as the Executive. |
| Fiscal effect: According to the County Commissioners' Association, in FY 2004, the Department provided $250,000 for treatment for tuberculosis and $60,000 for detention costs. These dollars were distributed to counties that dealt with tuberculosis cases. As a result of this provision, the Department would no longer be required to allocate such funding to the county tuberculosis programs. | Fiscal effect: According to the County Commissioners' Association, most county commissioners will choose not to pay for tuberculosis treatment since it is permissive. As a result, this cost could shift to local health or general health districts. County commissioners will still be responsible for tuberculosis detention costs. |

| As Introduced (Executive) | As Passed by the House |
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| **363 (CD-937-DOH) Bureau of Children with Medical Handicaps (Program for Medically Handicapped Children)** | |
| | **R.C.** ***3701.021, 3701.023, Sections 206.42.12, 206.42.13*** |
| No provision. | Makes Medicaid-eligible individuals ineligible for the Program for Medically Handicapped Children except in limited circumstances. |
| | Fiscal effect: Provides funding in GRF appropriation item 440-505, Medically Handicapped Children, at levels that will allow for the return of 5,000 families to the program (these children had been made ineligible in October of 2003 due to a change in financial eligibility requirements). This is assuming that the following conditions are met: religious exemption is implemented, Medicaid recipients are no longer enrolled on BCMH, Local Health District outreach contracts are eliminated, and there is more Help Me Grow coordination with the program for those clients three years old and under. |
| | Requires the Public Health Council to return financial eligibility requirements for fiscal years 2006 and 2007 to the levels in effect prior to October 13, 2003. |
| | Eliminates a provision of current law that provides that a medically handicapped child is not required to apply for Medicaid as a condition of eligibility for the Program for Medically Handicapped Children if applying for or receiving Medicaid violates a religious belief of the child or child's parent or guardian. |
| | Creates the Legislative Committee on the Future Funding of the Bureau for Children with Medical Handicaps to |

| As Introduced (Executive) | As Passed by the House |
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| | examine issues involving the Program's operation, services, and funding. |
| | Fiscal effect: The requirement for the creation of the Legislative Committee on the Future Funding of the Bureau for Children with Medical Handicaps would also increase expenditures for the Department. The amount of this increase is unknown at this time. |

**364 (CD-1078-DOH) Administration and Implementation of the "Choose Life" Fund**

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| | **R.C.** ***3701.65*** |
| No provision. | Requires that the Department adopt rules to implement the "Choose Life" Fund. |
| | Provides that it is not the General Assembly's intent that the Department create a new position to implement and administer the "Choose Life" Fund. |
| | Fiscal effect: There could be an increase in expenditures as a result of adopting rules to implement and administer the "Choose Life" Fund. This increase should be minimal in nature. Once the fund is in place, the Department will realize a gain in revenues dependent upon the number of "Choose Life" license plates issued. Grants will be awarded to organizations for the material needs of pregnant women who are planning to place their children for adoption and for counseling, training, and advertising expenses. |

| As Introduced (Executive) | As Passed by the House |
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| **365 (CD-279-DOH) Certificate of Need Moratorium on Long-Term Care Beds** | |
| **R.C.** ***3702.68, 3702.141, 3702.51, Sections 403.23, 403.24*** | **R.C.** ***3702.68, 3702.141, 3702.51, Sections 403.23, 403.24*** |
| Delays, until July 1, 2007, the scheduled termination of the moratorium on reviewing applications for certificates of need for long-term care beds. | Same as the Executive. |
| Requires that specified health and safety standards and requirements concerning periods of operation be met for a certificate of need application to be reviewed under the moratorium's provisions requiring continued review of applications for the relocation of long-term care beds within the same county. | Same as the Executive. |
| Fiscal effect: None. The moratorium has been in place since 1993. If the moratorium were to expire, there would be more applications for certificates of need. However, any increase in expenditures for reviewing applications for certificates of need would be offset by application fees associated with the program. | Fiscal effect: Same as the Executive. |
| **366 (CD-275-DOH) J-1 Visa Waiver Program** | |
| **R.C.** ***3702.83*** | **R.C.** ***3702.83*** |
| Requires that the Department administer the J-1 Visa Waiver Program to recruit foreign-born physicians educated in the United States to serve in underserved areas of the state and establishes a fee of $3,571 for renewing an application. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Fiscal effect: Projected annual gain in fee revenue of $107,130 to be deposited into Fee Supported Programs (Fund 470) in the state special revenue fund group. These funds will be used to help cover operating expenses. | Fiscal effect: Same as the Executive. |

**367 (CD-280-DOH) Fees for Vital Records**

| | |
|---|---|
| **R.C.** ***3705.242, 3705.24*** | **R.C.** ***3705.242, 3705.24*** |
| Increases the fees for birth records and death certificates by $1.50 and divorce and dissolution of marriage decrees by $5.50 to provide funds for grants to family violence shelters. | Same as the Executive. |
| Fiscal effect: Projected annual gain of over $1 million for birth and death certificate fee increases to be deposited into Family Violence Shelter Programs (Fund 5BK) in the state special revenue group within the Department of Public Safety. The projected annual increase for divorce and dissolution of marriage fee increases is unknown at this time. These funds will be used for grants to family violence shelters.<br><br>(See also entry entitled "Family Violence Prevention Fund" in the Department of Public Safety.) | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **368 (CD-485-DOH) General Health District Office Space and Utilities** | |
| **R.C.** ***3709.34, 3709.29*** | **R.C.** ***3709.34, 3709.29*** |
| Provides that a general health district levy can be used to cover the costs of office space and utilities. Generally, requires counties to provide office space and utilities to their general health district' board of health through fiscal year (FY) 2005; requires them to pay in FY 2006 through FY 2009 specified decreasing proportions of the cost of the office space and utilities; specifies that they have no obligation to provide or pay for the office space and utilities after FY 2009; permits them in FY 2010 and thereafter to contract to provide the office space and utilities; and permits them in any fiscal year in their discretion and notwithstanding the aforementioned fiscal year limitations, to provide the office space and utilities free of charge. Also, relieves a board of county commissioners of its office space and utilities obligations if the board of health of the county's general health district acquires office space on its own in any of several specified manners. | Same as the Executive. |
| Fiscal effect: Currently, a county is required to provide suitable quarters including utilities, phone, heat, water and light for the general health districts. As a result of this provision, counties will no longer have to provide these to general health districts. Instead, the general health district will have to dedicate funding from inside millage for this purpose or cut personnel or services to cover this expense. This will result in a decrease of expenditures for county governments and an increase in expenditures for general health districts beginning in FY 2006 . According to the Association of Health Commissioners, the costs for office space, utilities, etc. could increase expenditures to | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| each general health district anywhere from $60,000 to $250,000 per year by FY 2009.<br><br>(See also entry entitled "General Health District Office Space and Utilities" in the Local Government Provisions Section.) | |

**369 (CD-274-DOH) Hospice Care Facility Inspection Fee**

| R.C. *3712.03* | R.C. *3712.03* |
|---|---|
| Authorizes the Public Health Council to adopt rules establishing an inspection fee for hospice care facilities not to exceed $1,750. | Same as the Executive. |
| Fiscal effect: Projected annual gain of $35,000 to be deposited into Fee Supported Programs (Fund 470) in the state special revenue fund group. These funds will be used to help cover operating expenses. | Fiscal effect: Same as the Executive. |

**370 (CD-272-DOH) Nursing Home and Residential Care Facility Licensing Fees**

| R.C. *3721.02* | |
|---|---|
| Increases the licensing and inspection fee for nursing homes and residential care facilities to $170 for each 50 persons in a home or facility's licensed capacity (from $105). | No provision. |
| Fiscal effect: Projected annual gain of $200,000 to be deposited into Fee Supported Programs (Fund 470) in the state special revenue fund group. These funds will be used to help cover operating expenses and to shift more of the cost sharing from the GRF to the nursing home | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| providers. | |

**371 (CD-278-DOH) Revocation and Denial of Nursing Home and Residential Care Facility Licenses**

| **R.C.** ***3721.03, 3721.032, 3721.07*** | **R.C.** ***3721.03, 3721.032, 3721.07*** |
|---|---|
| Authorizes the Department to revoke or refuse to issue a nursing home or residential care facility license if the licensee or applicant demonstrates a long-standing pattern of violations of Ohio law governing nursing homes and residential care facilities that caused physical, emotional, mental, or psychosocial harm to one or more residents. | Same as the Executive. |
| Prohibits the transfer or assignment of the right to operate a nursing home or residential care facility during the adjudication of a license revocation. | Same as the Executive. |
| Fiscal effect: Minimal. There are currently six facilities that may be subject to this revocation due to repeat noncompliance. A one time hearing cost may be involved if these homes request an administrative hearing. Any increase in expenditures as a result of this hearing would be somewhat offset by the cost savings from not having to perform an annual inspection. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **372 (CD-1079-DOH) Religious Nonmedical Health Care Institutions** | |
| | **R.C.** ***3721.21*** |
| No provision. | Exempts religious nonmedical health care institutions that meet or exceed standards for participation in Medicare from the laws requiring long-term care facilities to use nurse aides who have undergone training and competency evaluation programs. |
| **373 (CD-267-DOH) Adult Care Facility Inspection Fees** | |
| **R.C.** ***3722.04*** | |
| Increases the adult care facility inspection fee to $20 per bed (from $10) and requires that the fee be paid following each inspection, as well as each issuance or renewal of a license. | No provision. |
| Fiscal effect: Projected annual gain of $56,660 to be deposited into Fee Supported Programs (Fund 470) in the state special revenue fund group. These additional funds will be used to help cover operating expenses and to shift more of the cost sharing from the GRF to nursing home providers. | |
| **374 (CD-269-DOH) Radiation Control Program Fees** | |
| **R.C.** ***3748.07, 3748.13*** | **R.C.** ***3748.07, 3748.13*** |
| Increases radiology registration and inspection fees by approximately 9%. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
| --- | --- |
| Fiscal effect: Projected annual gain of $148,000 to be deposited into Fee Supported Programs (Fund 470) in the state special revenue fund group. These funds will be used to help cover operating expenses. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **375 (CD-250-DOH) Child and Family Health Services** | |
| **Section:** ***206.42.03*** | **Section:** ***206.42.03*** |
| Makes the following earmarks in GRF appropriation item 440-416, Child and Family Health Services: | Makes the following earmarks: |
| (1) Earmarks not more than $1.7 million in each fiscal year for women's health services. | (1) Same as the Executive. |
| (2) Earmarks not more than $270,000 in each fiscal year for the OPTIONS dental care access program. | (2) Same as the Executive. |
| (3) Earmarks not more than $900,000 in each fiscal year for federally qualified health centers and federally designated look-alikes to provide services to uninsured low-income persons. | (3) Same as the Executive. |
| (4) Earmarks not more than $500,000 in each fiscal year for abstinence-only education. Also, the Director of Health shall develop guidelines for the establishment of abstinence programs for teenagers with the purpose of decreasing unplanned pregnancies and abortion. | (4) Same as the Executive. |
| (5) No provision. | (5) $10,000 in each fiscal year to the Jewish Community Center in Cleveland; |
| (6) No provision. | (6) $10,000 in each fiscal year to the Jewish Vocational Services in Cincinnati; |
| (7) No provision. | (7) $10,000 in each fiscal year to the Wexner Heritage Village in Columbus; |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (8) No provision. | (8) $10,000 in each fiscal year to the Jewish Family Services in Dayton; |
| (9) No provision. | (9) $5,000 in each fiscal year to the Jewish Community Center in Akron; |
| (10) No provision. | (10) $5,000 in each fiscal year to the Jewish Community Center in Sylvania; |
| (11) No provision. | (11) $2,500 in each fiscal year to the Jewish Community Center in Youngstown; and |
| (12) No provision. | (12) $2,500 in each fiscal year to the Jewish Community Center in Canton. |

**376 (CD-261-DOH) Women's Health Services**

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|---|---|
| **Section:** ***206.42.06*** | **Section:** ***206.42.06*** |
| Specifies that none of the funds received through grants for women's health services under this section from GRF appropriation item 440-416, Child and Family Health Services, shall be used to provide abortion services. None of the funds received through these grants shall be used for counseling for or referrals for abortion, except in the case of a medical emergency. These funds shall be distributed by the Director of Health to programs that the Department determines will provide services that are physically and financially separate from abortion-providing and abortion-promoting activities. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| 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. | Same as the Executive. |
| Requires the Director to promulgate rules in accordance with Chapter 119. of the Revised Code that define eligibility requirements to receive state funding. | Same as the Executive. |
| Specifies that the Director shall give priority to grant requests from local health departments that provide services from the local health department's personnel. Specifies that grant applicants do not have to provide all of the women's health care services. | Same as the Executive. |
| Fiscal effect: Because of the priority given to local health departments, the provision may increase the amount of state funds received by some local health departments. | Fiscal effect: Same as the Executive. |

**377 (CD-292-DOH) HIV/AIDS Prevention/Treatment**

| | |
|---|---|
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Requires that not more than $6.7 million per fiscal year in GRF appropriation item 440-444, AIDS Prevention and Treatment, be used to assist persons with HIV/AIDS in acquiring HIV-related medications. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **378 (CD-295-DOH) Infectious Disease Prevention** | |
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Requires that funds in GRF appropriation item 440-446, Infectious Disease Prevention, be used for the purchase of drugs for sexually transmitted disease. | Same as the Executive. |
| **379 (CD-300-DOH) Help Me Grow** | |
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Requires that the funds in GRF appropriation item 440-459, Help Me Grow, be used for the Help Me Grow Program. Allows these funds to be used in conjunction with the Temporary Assistance for Needy Families funds, Early Intervention funds, and other early childhood funds and services to promote the optimal development of young children. Requires the Department to enter into an interagency agreement with the Departments of Education, Mental Retardation and Developmental Disabilities, Job and Family Services, and Mental Health to ensure programs are coordinated and school linked. | Same as the Executive. |
| **380 (CD-307-DOH) Targeted Health Care Services Over 21** | |
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Requires that funds in GRF appropriation item 440-507, Targeted Health Care Services Over 21, be used for the administration of the cystic fibrosis and Hemophilia Insurance Premium Payment Program. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **381 (CD-312-DOH) Maternal Child Health Block Grant** | |
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Requires that $2,091,299 for each fiscal year in appropriation item 440-601, Maternal Child Health Block Grant (Fund 320) in the federal special revenue fund group, be used for abstinence-only education. | Same as the Executive. |
| **382 (CD-318-DOH) Genetics Services** | |
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Requires that funds in appropriation item 440-608, Genetics Services, (Fund 4D6) in the state special revenue fund group be used for the administration of programs authorized in ORC sections 3701.501 and 3702.501. These programs address issues such as: education, detection, and treatment of genetic diseases; and habilitation, rehabilitation, and counseling of persons possessing a genetic trait of, or afflicted with, genetic disease. Specifies that no funds shall be used to counsel or refer for abortion, except in the case of a medical emergency. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **383 (CD-320-DOH) Safety and Quality of Care Standards** | |
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Allows the Department to use appropriation item 440-619, Certificate of Need, (Fund 471) in the state special revenue fund group to administer ORC sections 3702.11 to 3702.20 and 3702.30. | Same as the Executive. |
| **384 (CD-322-DOH) Medically Handicapped Children Audit** | |
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Specifies that moneys in appropriation item 440-627, Medically Handicapped Children Audit, (Fund 477) in the state special revenue fund group may be expended for payment of audit settlements and for costs directly related to obtaining recoveries from third-party payers and for encouraging recipients to apply for third-party benefits. Moneys may also be used for payments for diagnostic and treatment services on behalf of medically handicapped children and Ohio residents who are twenty-one or more years of age and who are suffering from cystic fibrosis or hemophilia. Also, moneys may be expended for administrative expenses incurred in operating the Medically Handicapped Children's Program. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**385 (CD-323-DOH) Cash Transfer from Liquor Control Fund to Alcohol Testing and Permit Fund**

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|---|---|
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Transfers moneys from the Liquor Control Fund (Fund 043) in the liquor control fund group to appropriation item 440-615, Alcohol testing and Permit Fund, (Fund 5C0) in the state special revenue fund group to meet the operating needs of the Alcohol Testing and Permit Program. Before any funds are transferred, the Department must submit a plan to the Office of Budget and Management outlining the cash transfer schedule. | Same as the Executive. |

**386 (CD-324-DOH) Medically Handicapped Children - County Assessments**

| | |
|---|---|
| **Section:** ***206.42.09*** | **Section:** ***206.42.09*** |
| Requires that funds in appropriation item 440-607, Medically Handicapped Children - County Assessments, (Fund 666) in the state special revenue fund group be used for payments to providers to perform diagnostic services necessary to determine whether the resident suffers from a medically handicapping or potentially medically handicapping condition for any Ohio resident under 21 years of age. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **387 (CD-330-DOH) Nursing Facility Technical Assistance Program** | |
| **Section:** ***206.42.09*** | **Section:** ***206.42.16*** |
| Requires the Director of Budget and Management to transfer moneys from Fund 4E3, Resident Protection Fund, in the Department of Job and Family Services to Fund 5L1, Nursing Facility Technical Assistance Program Fund, in the Department of Health. The moneys are to be used in accordance with ORC section 3721.026. The transfers it to equal $183,843 in FY 2006 and $617,517 in FY 2007. | Same as the Executive. |
| **388 (CD-1095-DOH) Cash Transfer from the State Fire Marshal's Fund to the Poison Control Fund** | |
| | **Sections:** ***206.42.19, 206.42*** |
| No provision. | Transfers cash totaling $200,000 in each fiscal year from the Department of Commerce's State Fire Marshal's Fund (Fund 546) to the Department of Health's Poison Control Fund (Fund 5CB) and earmarks $50,000 each for poison control centers in Cleveland, Cincinnati, Columbus, and Dayton.<br><br>(See also entry entitled "Cash Transfer from the State Fire Marshal's Fund to the Poison Control Fund" in the Department of Commerce.) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **389 (CD-774-DOH) Utility Radiological Safety Board Assessments** | |
| **Section:** ***306.03*** | **Section:** ***306.03*** |
| Specifies the maximum amounts that the Board may assess against nuclear electric utilities to provide funding for the Radiation Emergency Response (Fund 610) in the state special revenue fund group. The maximum amount that may be assessed for Fund 610 is $850,000 in both FY 2006 and FY 2007.<br><br>(See also the entry entitled "Utility Radiological Safety Board Assessments" in the Public Utilities Commission Section.) | Same as the Executive. |
| **390 (CD-901-DOH) Transfer of Tobacco Master Settlement Dollars to the Department of Health** | |
| | **Sections:** ***312.27, 206.42*** |
| No provision. | Requires the Director of Budget and Management, on July 1, 2005, or as soon as possible thereafter, to transfer up to $5 million cash from the Tobacco Master Settlement Agreement Fund (Fund 087) to the Healthy Ohioans Fund (Fund 5BL) in the Department of Health.<br><br>(See the item entitled, "Transfer of Tobacco Master Settlement Dollars to the Department of Health" in the Tobacco Use Prevention and Control Foundation.) |

**As Introduced (Executive)**

**391 (CD-517-DOH) Consolidation of Regulatory Boards**

**Section:** ***315.03***

Consolidates the occupational licensing boards into either the departments of Health, Public Safety, or Commerce in FY 2007. The boards consolidated into the Department of Health are the: Chemical Dependency Professionals Board; Board of Chiropractic Examiners; Counselor, Social Worker, and Marriage and Family Therapist Board; State Dental Board; Ohio Board of Dietetics; State Medical Board; Board of Nursing; Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board; Ohio Optical Dispensers Board; State Board of Optometry; State Board of Orthotics, Prosthetics, and Pedorthics; State Board of Pharmacy; State Board of Psychology; Ohio Respiratory Care Board; Board of Speech-Language Pathology and Audiology; and State Veterinary Medical Licensing Board.

Requires the Directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety to appoint representatives to a transition team. This team shall develop a plan and address the details of the consolidation. The team shall also develop budgets for the respective departments and the consolidated boards and commissions. The team shall submit a report to the Governor containing recommendations and the details for the consolidation no later than December 31, 2005. A bill is to be introduced in fiscal year (FY) 2006 that will include necessary statutory changes and appropriations.

**As Passed by the House**

**Sections:** ***315.03, 203.93, 209.03, 209.21, 209.42***

Removes the following boards from the proposal to consolidate certain regulatory boards into the Department of Health: the State Dental Board, Medical Board, Board of Nursing, and the State Board of Pharmacy.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Fiscal effect: Unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: The boards listed above are appropriated for FY 2007 at FY 2006 recommended levels. The fiscal effect for the remaining boards are unknown at this time since the specifics of the transfer will not be addressed until FY 2006. |

**392 (CD-1146-DOH) Nursing Facility Regulatory Reform Task Force**

| | |
|---|---|
| | **Section:** ***490.06*** |
| No provision. | Eliminates an uncodified provision requiring the Director of Health to convene the Nursing Facility Regulatory Reform Task Force if the Secretary of the United States Department of Health and Human Services approves development of an alternative regulatory procedure for nursing facilities subject to federal regulation. |
| No provision. | Fiscal effect: None. The Task Force has never convened, so no costs were ever expended. As such, eliminating the requirement to convene will not result in any savings. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **393 (CD-489-HEF) Meetings by Teleconference** | |
| **R.C.** ***3377.03*** | **R.C.** ***3377.03*** |
| Makes an exception to the Open Meetings ("Sunshine") Law by allowing members of the Higher Education Facilities Commission to be considered present at meetings by interactive video teleconference or teleconference for the purpose of a quorum and to cast votes, as long as public attendance is allowed at the meeting's location.<br>Fiscal effect: Since Commission members are reimbursed for their travel expenses, this provision could lead to a possible minimal decrease in expenditures. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **394 (CD-490-HEF) Fund Transfer** | |
| **Section:** ***209.64.75*** | **Section:** ***209.64.75*** |
| Authorizes the Director of Budget and Management to transfer up to $55,000 cash from the Commission's agency fund (Fund 461) to the Higher Educational Facility Commission Administration fund (Fund 4E8) under the Board of Regents in each fiscal year at the request of the Chancellor of the Board of Regents.<br>Fiscal effect: The transferred funds would allow the Board of Regents to hire one staff person to manage the administrative duties of the Commission.<br><br>(See also the item entitled "Ohio Higher Educational Facility Commission Support" under the Board of Regents) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **395 (CD-325-OHS) Subsidy Appropriation** | |
| **Section:** ***206.51*** | **Section:** ***206.51*** |
| Specifies that the funds appropriated to the Ohio Historical Society (OHS) shall be the contractual consideration provided by the state to support the OHS. Specifies that the release of moneys to the OHS be in quarterly installments. Specifies requirements for an audit to be conducted by an independent certified public accountant approved by the Auditor of State and the financial statements required to be submitted by the OHS to the Office of Budget and Management. | Same as the Executive. |
| Fiscal effect: As a not-for-profit organization, the Ohio Historical Society annually prepares a budget and related financial statements at a cost of approximately $40,000. Additional costs to submit the budget to the Office of Budget and Management are minimal, approximately $5,000. Audit costs are approximately $35,000 per year. | Fiscal effect: Same as the Executive. |
| **396 (CD-328-OHS) Hayes Presidential Center** | |
| **Section:** ***206.51*** | **Section:** ***206.51*** |
| Authorizes a potential transfer of operations and/or maintenance of the Hayes Presidential Center, in Fremont, to the United States government, if the United States government chooses to do so. | Same as the Executive. |
| Fiscal effect: The Hayes Presidential Center has received between $500,000 and $700,000 for the last four fiscal years from the State of Ohio; in FY 2004 and 2005, this | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| represented approximately a third of the Center's budgeted income. A transfer of operations to the U.S. government would release these funds for other purposes. | |

**397 (CD-1118-OHS) Historical Grants**

| | |
|---|---|
| | **Section:** ***206.51*** |
| No provision. | Earmarks $35,000 in each fiscal year from GRF appropriation item 360-508, Historical Grants, for the Castle Farm project in Mason, Ohio. |
| | Earmarks $75,000 in each fiscal year from GRF appropriation item 360-508, Historical Grants, for the Hebrew Union College in Cincinnati for the Center for Holocaust and Humanity Education. |
| | Earmarks $100,000 in each fiscal year from GRF appropriation item 360-508, Historical Grants, for the Western Reserve Historical Society in Cleveland. |
| | Earmarks $100,000 in fiscal year 2006 from GRF appropriation item 360-508, Historical Grants, for the Harbor Heritage Society Steamship Mather in Cleveland. |
| | Earmarks $100,000 in fiscal year 2006 from GRF appropriation item 360-508, Historical Grants, for the Great Lakes Historical Society in Vermilion. |
| | Earmarks $25,000 in each fiscal year from GRF appropriation item 360-508, Historical Grants, for the Cincinnati Museum Center. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **398 (CD-548-REP) Operating Expenses** | |
| **Section:** ***206.54*** | **Section:** ***206.54*** |
| Requires the Director of Budget and Management, at the direction of the Chief Administrative Officer of the House of Representatives, to: (1) transfer any FY 2005 unencumbered appropriations in GRF appropriation item 025-321, Operating Expenses, to FY 2006 for use within that same GRF appropriation item, and (2) transfer any FY 2006 unencumbered appropriations in GRF appropriation item 025-321, Operating Expenses, to FY 2007 for use within that same GRF appropriation item. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **399 (CD-810-IGO) Special Investigations** | |
| **Section:** ***206.60*** | **Section:** ***206.60*** |
| Authorizes up to $100,000 in each fiscal year of appropriation item 965-602, Special Investigations, Fund 4Z3 within the general services fund group, to be used for investigative costs, pursuant to section 121.481 of the Revised Code. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **400 (CD-1015-INS) Performance Bonds for Medicaid Health Insuring Corporations** | |
| | **R.C.** ***1751.271, 1751.03, 3903.14, 3903.421*** |
| No provision. | Requires each health insuring corporation that provides coverage to Medicaid recipients to post a performance bond in the amount of $1 million with the Superintendent of Insurance. The company may deposit securities worth an equivalent value with the Superintendent in lieu of posting a bond, with any interest on the securities paid to the company. The bond or securities shall be payable to the Department of Insurance in the event that the health insuring corporation is placed in rehabilitation or liquidation. The Department is required to use the proceeds of any such payment to reimburse the company's creditors.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **401 (CD-625-INS) Revenues for Department of Insurance Operating Fund** | |
| **R.C.** ***3901.021*** | **R.C.** ***3901.021*** |
| Requires revenues collected by the Superintendent of Insurance, other than appointment and other fee revenue already collected, to be paid into the Department of Insurance Operating Fund (Fund 554). The bill provides the examples of revenue deriving from sponsored seminars or conferences and grants from private entities.<br>Fiscal effect: No fiscal effect; this provision would codify current practice. | Same as the Executive, except that the distribution of revenues from certain fees is changed. The Department of Insurance Operating Fund (Fund 554) will receive 70% of the revenues derived from insurance company fees for 1) filing a statement, 2) a certificate of authority or license, and 3) a certificate of compliance; the other 30% of revenues will go to the GRF.<br>Fiscal effect: This provision would decrease revenue to Fund 554 and correspondingly increase revenue to the GRF. If considered together with changes that the bill makes to sections 3901.78, 3905.04, 3905.40 of the Revised Code, the overall impact on revenues to Fund 554 and the GRF is approximately revenue neutral. |
| **402 (CD-1139-INS) Requirement to Notify of Out-of-State Discipline for Insurers** | |
| | **R.C.** ***3901.41*** |
| No provision. | Eliminates the requirement that every licensed insurance company and every certified health insuring corporation notify the Superintendent of Insurance within 30 days when the insurer is disciplined in another state.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **403 (CD-1007-INS) Certificates of Compliance for Foreign Insurance Companies** | |
| | **R.C.** ***3901.78, 3901.781, 3901.782, 3901.783, and 3901.784*** |
| No provision. | Eliminates the requirement that the Superintendent of Insurance issue annually to every foreign insurance company and association of insurers with one or more agencies in Ohio a certificate of compliance and that the certificate of compliance be published in a newspaper in each county where the insurer has an agency.<br>Fiscal effect: This provision reduces revenue to the Department of Insurance Operating Fund (Fund 554) and to the GRF. If considered together with changes made by the bill to sections 3901.021, 3905.04, and 3905.40 of the Revised Code, the overall impact on revenues to Fund 554 and the GRF is approximately revenue neutral. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **404 (CD-627-INS) Exemption for "Employer Insureds" from the Unauthorized Foreign Insurance Tax** | |
| **R.C.** ***3905.36, 3901.17*** | **R.C.** ***3905.36, 3901.17*** |
| Current law imposes a tax on out-of-state insurers and other persons engaged in the business of insurance that are not authorized to do business in Ohio if the insurer, its affiliate, or its agent takes any of a number of listed actions in Ohio. This tax has several exemptions, one of which is for contracts of insurance issued to an "employer insured," which is defined as an insured with at least 25 full-time employees and annual aggregate insurance premiums of at least $25,000, that procures insurance by the use of a full-time employee acting as an insurance manager or buyer or by the use of a continuously qualified insurance consultant. The bill ends this exemption. It also ends an exemption to a requirement that an Ohio insured that obtains insurance through an unauthorized foreign insurer annually return a statement to the Superintendent of Insurance providing specified information about that insurance coverage.<br>Fiscal effect: Increase of $7 million to $12 million per year, depending on market conditions, to the GRF. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **405 (CD-1123-INS) Fee Increases** | |
| | **R.C.** ***3905.40, 3905.04*** |
| No provision. | Increases fee for an insurance company to file a "statement" from $25 to $175. Increases fee for a license or certificate of authority from $5 to $175. Increases fee for a certificate of compliance from $20 to $60. Eliminates requirement that foreign insurance companies pay for making and forwarding annually, semiannually, and quarterly the interest checks and coupons accruing on securities deposited with the Superintendent of Insurance. Fiscal effect: Increases revenue to the Department of Insurance Operating Fund (Fund 554) and to the GRF. If considered together with changes that the bill makes to sections 3901.021 and 3901.78 of the Revised Code, the overall impact on revenues to Fund 554 and the GRF is approximately revenue neutral. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **406 (CD-705-INS) Examinations of Domestic Fraternal Benefit Societies** | |
| **Section:** ***206.63*** | **Section:** ***206.63*** |
| Permits the Superintendent of Insurance to transfer funds from the Department of Insurance Operating Fund (Fund 554) to the Examination Fund (Fund 555) to cover the costs of conducting examinations of domestic fraternal benefit societies.<br>Fiscal effect: The amount of funds transferred would depend on the costs of conducting such examinations, which were $61,500 in FY 2003 and $320,580 in FY 2004. This provision creates no net increase in either revenues or expenditures. | Same as the Executive. |
| **407 (CD-704-INS) Market Conduct Examination** | |
| **Section:** ***206.63*** | **Section:** ***206.63*** |
| Permits the Superintendent of Insurance to assess the costs of a market conduct examination of an insurance company against that company, and permits the Superintendent to enter into consent agreements to impose assessments or fines for conduct that is found to violate Ohio laws or regulations. Any money collected under this provision is required to be deposited into the Department of Insurance Operating Fund (Fund 554).<br>Fiscal effect: Depends on the costs of market conduct examinations and the amount of fines assessed. The costs of examinations averaged approximately $28,300 in FY 2003 and $33,600 in FY 2004. Fines assessed in FY 2003 averaged approximately $56,000, and fines assessed in FY 2004 averaged approximately $31,000. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **408 (CD-1050-JFS) Audits of Medicaid Providers and Performance Audit of Medicaid Program** | |
| | **R.C.** ***117.10, Section 206.66.49.*** |
| No provision. | Expands the Auditor of State's authority to audit Medicaid providers by eliminating the limitation that the Department must first request the audit.<br><br>Fiscal effect: Potential increase in costs to the state if the Auditor of State chooses to exercise this authority and if the provider being audited is permitted to seek reimbursement for the audit costs. |
| No provision. | Authorizes the Auditor of State to conduct a single performance audit of the Medicaid program during fiscal years 2006 and 2007.<br>(See the item entitled "Audits of Medicaid Providers and Performance Audit of Medicaid Program" in Auditor of State)<br><br>Fiscal effect: Agencies are responsible for paying the costs of audits that are conducted by the Auditor of State. Therefore, this provision could increase costs for the Department if the Auditor of State chooses to conduct a single performance audit of the Medicaid program during fiscal years 2006 and 2007. |

| As Introduced (Executive) | As Passed by the House |
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| **409 (CD-448-JFS) Summary of Minor Adoption Proceedings** | |
| **R.C.** ***2151.416, 3107.10*** | **R.C.** ***2151.416, 3107.10*** |
| Eliminates the requirement that a court prepare and send to ODJFS a summary of each proceeding for adoption of a minor. | Same as the Executive. |
| Fiscal effect: According to ODJFS, these summaries were being received, stored on site at ODJFS for a while, and then sent to storage. This provision will decrease the administrative burden on courts to prepare and send a summary of each proceeding and will decrease the administrative burden of ODJFS to receive and store this information. | Fiscal effect: Same as the Executive. |
| **410 (CD-512-JFS) Lump Sum Payments Sent to the Office of Child Support** | |
| **R.C.** ***3121.12*** | **R.C.** ***3121.12*** |
| When a lump sum of $150 or more is due a child support obligor who is in arrears, authorizes issuance of an order requiring a portion of the lump sum be transmitted to the Office of Child Support that is sufficient to pay the arrearage in full, rather than the entire lump sum. This provision also replaces a provision directing how the Office of Child Support must distribute the lump sum with a requirement that the Office distribute it in accordance with administrative rules. | Same as the Executive. |
| Fiscal effect: Federal regulations require that lump sums be allocated first to current support, then arrears, and the remainder held for future obligations. Current practice is | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| that when a lump sum exceeds that which is necessary to pay the arrearage in full, the overpayment is returned to the obligor. By authorizing transfer of only that which is sufficient to pay the arrearage in full, the Office of Child Support will neither have to return any money to the obligor nor hold it for future obligation. This provision will ensure compliance with federal regulations. | |

**411 (CD-514-JFS) Electronic Disbursements of Child Support**

| **R.C.** ***3121.50*** | **R.C.** ***3121.50*** |
|---|---|
| Permits the Office of Child Support to distribute child support amounts by means of electronic disbursement, rather than by check or warrant, unless otherwise prohibited from doing so by state or federal law. The provision also requires the person receiving the child support to accept payment by electronic means. The Director of Job and Family Services may adopt or amend rules under the Administrative Procedure Act (R.C. Chapter 119.) to assist in the implementation of this provision. | Same as the Executive. |
| Fiscal effect: This provision will allow the Office of Child Support to take the E-Quick Pay system, which is currently operating as a pilot program, statewide. If the number of paper checks issued is reduced by 600,000 a month (currently processing over one million paper checks per month), the Office of Child Support expects to save at least $2.2 million per year. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **412 (CD-513-JFS) Child Support Operating Fund** | |
| **R.C.** ***3125.191*** | **R.C.** ***3125.191*** |
| Creates in the state treasury the Child Support Operating Fund as a state special revenue fund. The Department may deposit into the fund a portion of the federal incentives related to the federal child support enforcement laws contained in Title IV-D of the Social Security Act that ODJFS receives from the U.S. Department of Health and Human Services. The provision permits ODJFS to use money in the fund for program and administrative purposes associated with the Child Support Enforcement program. | Same as the Executive. |
| Fiscal effect: The dollars that will be deposited into this fund are not new revenue for the Department. This provision is redirecting a portion of incentive dollars received from the federal government for the child support program to this new fund. | Fiscal effect: Same as the Executive. |
| **413 (CD-398-JFS) Nursing Home Franchise Permit Fee** | |
| **R.C.** ***3721.50, 3721.51, 3721.511 (repealed), 3721.52, 3721.541, 3721.56, 3721.561, 3721.58, 5111.231*** | **R.C.** ***3721.50, 3721.51, 3721.511 (repealed), 3721.52, 3721.541, 3721.56, 3721.561, 3721.58, 5111.20, 5111.235, 5111.266*** |
| Extends to fiscal years 2006 and 2007 the increase in the nursing home franchise permit fee to $4.30 (from $1) per bed per day. | Provides that the nursing home franchise permit fee for fiscal years 2006 and 2007 is $6.25. |
| Provides that the portion of the nursing home franchise permit fee that is deposited into the Nursing Facility Stabilization Fund is to be used for the same purposes in fiscal years 2006 and 2007 as it was in | Provides that the portion of the nursing home franchise permit fee that is deposited into the Nursing Facility Stabilization Fund is to be used to make (1) Medicaid payments to nursing facilities and (2) quarterly payments |

| As Introduced (Executive) | As Passed by the House |
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| fiscal year 2005. | beginning in the third quarter of calendar year 2005 to nursing facilities to reimburse the cost of the franchise permit fee. |
| Authorizes the Department to withhold a Medicaid payment or terminate a Medicaid provider agreement if a facility subject to the nursing home franchise permit fee fails to pay the fee when due. | Same as the Executive. |
| Eliminates the exemption from the nursing home franchise permit fee available to certain facilities because of a federal Medicaid waiver. | Same as the Executive. |
| Exempts a nursing home maintained and operated by the Ohio Veteran's Home Agency from the nursing home franchise permit fee. | Same as the Executive. |
| Fiscal effect: The Executive estimates that the $4.30 franchise permit fee would generate a total of about $144.4 million per year in franchise permit fee revenues in FYs 2006 and 2007. | Fiscal effect: ODJFS estimates that this provision will generate approximately $83.9 million all funds ($33.7 million state share) in FY 2006 and $92.6 million all funds ($37.1 million state share) in FY 2007. |

**414 (CD-829-JFS) Support Services Funds**

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|---|---|
| **R.C.** ***5101.07, 5101.071*** | **R.C.** ***5101.07, 5101.071*** |
| Creates two new funds in the state treasury: the Support Services Federal Operating Fund (Fund 3AX), in the federal special revenue fund group, and the Support Services State Operating Fund (Fund 230), in the general services fund group. Provides for money in those funds to be used to pay for ODJFS' costs for computer projects and the operating costs of the Department that provide general support services for the rest of the agency. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| Fiscal effect: This provision creates the funds that are necessary for the Department to restructure its appropriation items as specified in the temporary law provision titled, "Appropriation Item Restructuring." | Fiscal effect: Same as the Executive. |

**415 (CD-428-JFS) Consolidated Funding Allocations**

| R.C. *5101.21* | R.C. *5101.21* |
|---|---|
| Eliminates the provisions of state law governing fiscal agreements between the Director of Job and Family Services and boards of county commissioners that concern consolidated funding allocations. | Same as the Executive. |
| Fiscal effect: The consolidated funding allocation was discontinued during FY 2005; this provision eliminates the possibility that a consolidated allocation could be adopted in the future. TANF funds formerly used inappropriately for food stamp administration and Medicaid eligibility determinations must be replaced by other means. | Fiscal effect: Same as the Executive. |

**416 (CD-387-JFS) Disciplinary Action in the Form of Increase in County Share of Public Assistance**

| R.C. *5101.24* | R.C. *5101.24* |
|---|---|
| Authorizes the Department to require a county to increase its share of public assistance expenditures by an amount equaling the amount of a reduction the county is responsible for in federal financial participation or in a federal grant or payment. | Authorizes the Department to increase a county's share of public assistance expenditures to the extent the county is responsible for the state being required to increase its maintenance of efforts requirements under the Temporary Assistance for Needy Families block grant. |
| Fiscal effect: Future reductions or sanctions will indicate the impact on counties this provision may have. | Fiscal effect: Future reductions or sanctions will indicate the impact on counties this provision may have. |

| As Introduced (Executive) | As Passed by the House |
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| **417 (CD-494-JFS) Workforce Development Activities** | |
| **R.C.** ***5101.241*** | **R.C.** ***5101.241*** |
| Allows ODJFS to take two additional actions to enforce compliance by a local administering entity with workforce development activity: (1) the revocation of a local plan, or (2) imposition of a reorganization. Modifies the current administrative process used by ODJFS to review action taken to enforce compliance with a local workforce development activity by eliminating: (1) the opportunity for an informal resolution of a dispute, and (2) the requirement that the Director of ODJFS offer reasons for modifying or disapproving the recommendations of the review panel. | Removes the Executive provision that would allow a reorganization plan to be imposed upon a local area. Specifies the revocation of a local plan may take place only when a plan conflicts with federal or state law.<br><br>Specifies in statute the Governor's authority to decertify a local workforce investment board for reasons specified in federal law, including fraud or abuse and failure to comply with the Workforce Investment Act (WIA). Allows the Governor to declare an emergency and consult with chief elected officials in a local area to provide WIA services if the Governor finds that access to basic WIA services is not provided. Modifies the dispute resolution procedure used by ODJFS and the chief elected officials of a local area. |
| Fiscal effect: Contingent upon ODJFS action toward a local workforce development area. The Department could reorganize a local area or revoke a local plan to avoid a situation in which the state may lose federal funds. | Fiscal effect: Contingent upon the Executive's determination to take action toward a local workforce development area. |

| As Introduced (Executive) | As Passed by the House |
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**418 (CD-430-JFS) Audits of Title XX Social Services Block Grant Funds**

**R.C.** ***5101.46***

Eliminates a provision requiring the departments of Job and Family Services, Mental Health, and Mental Retardation and Developmental Disabilities each to commission an entity independent of itself to conduct a biennial audit of its expenditures of funds received from the federal Title XX Social Services Block Grant. The bill also requires Title XX social services providers to pay the cost of audits required by the state departments and their respective local agencies, and eliminates provisions specifying that the cost of an audit must be reimbursed under a subsequent or amended Title XX contract.

Current law permits any of the three departments and their respective local agencies to require that an entity under contract to provide social services with Title XX funds submit to an audit on the basis of alleged misuse or improper accounting of funds. The law states that the cost of conducting the audit is to be reimbursed under a subsequent or amended Title XX contract with the provider. The bill requires the Title XX social services providers to pay outright the cost of audits required by the state departments and their respective local agencies. If there were adverse findings and a department or local agency chooses to terminate or refuse to enter into a Title XX contract with that provider, then it is possible that the costs of the audit would not be collected. The bill may enable the departments and local agencies to recoup audit costs that would have otherwise gone uncollected.

**R.C.** ***5101.46***

Same as the Executive.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Fiscal effect: According to ODJFS, the departments to which this provision applies do not in practice have independent audits of Title XX expenditures conducted despite the fact such audits are required by state law. Elimination of this provision will not save the departments any money since they are not currently paying for such audits. | Fiscal effect: Same as the Executive. |

**419 (CD-444-JFS) Use of TANF Funds for Title XX Social Services**

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|---|---|
| **R.C.** ***5101.46, 329.04, 5101.35, 5101.46, 5101.821*** | **R.C.** ***5101.46, 329.04, 5101.35, 5101.46, 5101.821*** |
| Allows ODJFS, to the maximum extent permitted by federal law, to use funds received through the TANF Block Grant for the provision of Title XX social services and provides that the use of TANF funds for Title XX social services is not subject to other laws applicable to the use of Title XX funds, and eliminates similar provisions from existing law. This provision also specifies auditing and rule-making procedures for the use of TANF funds for Title XX social services. | Same as the Executive. |
| Fiscal effect: This provision clarifies that TANF funds transferred to the Title XX Social Services Block Grant are to be used on social services eligible under Title XX and are exempt from Revised Code statutes apportioning Title XX funds among three agencies. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **420 (CD-386-JFS) Eligibility Determinations for Public Assistance Programs** | |
| **R.C.** ***5101.47*** | **R.C.** ***5101.47*** |
| Adds the Food Stamp Program to the public assistance programs for which the Department may perform administrative activities such as accepting applications and determining eligibility and authorizes the Department to perform such activities for other programs for which the Department determines administrative cost savings and efficiency may be achieved by having the Department perform such activities.<br><br>Adds eligibility re-determinations to the administrative activities the Department may perform for certain public assistance programs. | Same as the Executive, but provides that the Department may not perform the administrative activities for a program that current law or the bill otherwise authorizes the Department to perform if federal law requires that individuals apply in person. |
| Fiscal effect: This provision could result in program savings depending on the programs for which the director determines a change in eligibility criteria is necessary. | Fiscal effect: Limits the number of additional programs for which the Department may perform administrative activities. No fiscal effect should result. |

| As Introduced (Executive) | As Passed by the House |
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| **421 (CD-868-JFS) Kinship Caregiver** | |
| | **R.C.** ***5101.802, 2151.86, 3125.18, 5101.35, 5101.80, 5101.801, and 5153.16, Sections 206.67.08, 120.07, 120.08, 120.09*** |
| No provision. | Creates the Kinship Caregiver Subsidy Program under which a monthly subsidy is provided to a kinship caregiver to help care for a child in the place of the child's parents.<br><br>Fiscal effect: Earmarks $10 million of the TANF Block Grant, appropriation item 600-689 (Fund 3V6), in each fiscal year for the Kinship Caregiver Subsidy Program. |
| **422 (CD-383-JFS) Title IV-A Demonstration Program** | |
| **R.C.** ***5101.802, 3125.18, 5101.35, 5101.80, 5101.801, 5153.16*** | **R.C.** ***5101.803, 3125.18, 5101.35, 5101.80, 5101.801, 5153.16*** |
| Creates the Title IV-A Demonstration Program under which the Department may provide funding to government agencies and not-for-profit entities administering a project designed to meet one of the four purposes of the Temporary Assistance for Needy Families block grant. | Same as the Executive, but requires a government agency or private-not-for profit entity seeking to administer a non-statewide project under the program to provide the Department evidence that the agency or entity has notified the county department of job and family services of each county where persons may be affected by the implementation of the project. |
| Fiscal effect: The Department's TANF spending plan indicates that $10 million in each fiscal year will be designated for Title IV-A Demonstration Projects at the county level. | Fiscal effect: Negligible administrative cost for a local agency to notify a county department of job and family services that individuals in that county will be impacted by a proposed demonstration project. |

| As Introduced (Executive) | As Passed by the House |
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| **423 (CD-529-JFS) Fees for Publicly Funded Child Care** | |
| **R.C.** ***5104.38*** | **R.C.** ***5104.38*** |
| Removes a provision limiting co-payments for publicly funded child care to 10% of a family's income and provides for fees to be calculated as permitted by federal law. | Same as the Executive. |
| Fiscal effect: This provision will increase the co-payment that some families pay for subsidized child care, thereby offsetting the cost that ODJFS pays for child care for those families. The Department has not yet estimated how much this will save the child care program. | Fiscal effect: Same as the Executive. |
| **424 (CD-384-JFS) Income Requirement for Initial Ohio Works First Eligibility** | |
| **R.C.** ***5107.10*** | **R.C.** ***5107.10*** |
| Provides that an assistance group meets the first step in determining income eligibility for Ohio Works First if the assistance group's gross income does not exceed the higher of 50% of the federal poverty guidelines or the current gross income maximum. | Same as the Executive. |
| Fiscal effect: For all assistance groups larger than two persons, this provision will increase the gross income threshold for initial OWF eligibility determination. Providing an alternative threshold rather than completely replacing the current gross income threshold with the federal poverty guidelines, will prevent current OWF assistance groups from losing eligibility. The provision will allow for automatic periodic adjustments in the eligibility threshold levels. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**425 (CD-385-JFS) LEAP Program Incentives and Post-Secondary Enrollment Award**

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| **R.C.** ***5107.30, 5107.05, 5107.301*** | **R.C.** ***5107.30, 5107.05, 5107.301*** |
| Authorizes the Department to provide (1) additional incentives to teens participating in the Learning, Earning, and Parenting (LEAP) Program who attend an educational program designed to lead to a high school diploma or its equivalent and (2) an award to an individual who has successfully completed the LEAP Program and enrolls in post-secondary education. | Same as the Executive. |
| Fiscal effect: This will allow the Department to increase LEAP incentives; the Department has indicated that current incentives for LEAP for attendance and enrollment will increase from $62 to $200. Incentives for graduation will increase from $200 to $500. The new incentive for college enrollment will be $500. The Department's TANF spending plan indicates that approximately $200,000 will be spent on these increases. | Fiscal effect: Same as the Executive. |

**426 (CD-1021-JFS) Statistics on Frequently Dispensed Drugs Under Ohio's Best Rx Program to be Calculated Annually**

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| | **R.C.** ***5110.39*** |
| No provision. | Requires the list that the Department is required, under existing law, to create of the 25 drugs most often dispensed to Ohio's Best Rx Program participants to be created annually rather than just once. |
| | Fiscal effect: This provision would result in a minimal increase in costs for the Department to produce the list more often. |

| As Introduced (Executive) | As Passed by the House |
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| **427 (CD-954-JFS) Medicaid Co-Payment Program** | |
| | **R.C.** ***5111.0112, 2913.40*** |
| No provision. | Requires the Department to institute a Medicaid co-payment program under which a co-payment requirement is established for each group of Medicaid recipients and services, other than generic drugs, that federal law permits.<br><br>Fiscal effect: This provision could result in a gain in co-payment revenue. |
| No provision. | Prohibits a provider from waiving a Medicaid recipient's obligation to pay the provider a co-payment. |
| No provision. | Provides that under the Medicaid co-payment program, a provider whose routine business practice is to refuse service to an individual who has an outstanding debt may consider an unpaid co-payment an outstanding debt.<br><br>Fiscal effect: No direct fiscal impact on the state. This provision could have the indirect effect of discouraging some Medicaid recipients from having prescriptions filled, thus reducing prescription drug costs. |
| **428 (CD-381-JFS) Medicaid Eligibility Reduction for Parents** | |
| **R.C.** ***5111.019, 206.66.39*** | **R.C.** ***5111.019, 206.66.39*** |
| Requires that the Department seek federal approval to reduce to 90% (from 100%) of the federal poverty guidelines the maximum family income a parent of a child under age 19 may have and still qualify for Medicaid. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| Fiscal effect: The Executive estimates that the state could avoid costs totaling approximately $8.6 million all funds ($3.4 million state share) in FY 2006 and $84.4 million all funds ($33.9 million state share) in FY 2007 as a result of the reduction. | Fiscal effect: Same as the Executive. |

**429 (CD-446-JFS) Rules Governing State Medicaid Plan Services**

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| **R.C.** ***5111.02, 317.08, 317.36, 340.03, 340.16, 5107.26, 5111.02 (5111.021), 5111.021 (5111.022), 5111.022 (5111.023), 5111.023 (5111.0114), 5111.025, 5119.61*** | **R.C.** ***5111.02, 317.08, 317.36, 340.03, 340.16, 5107.26, 5111.02 (5111.021), 5111.021 (5111.022), 5111.022 (5111.023), 5111.023 (5111.0114), 5111.025, 5119.61*** |
| Provides that the rules R.C. 5111.02 authorizes the Department to adopt are for state Medicaid plan services and defines "state Medicaid plan service" as a service covered by the Medicaid program pursuant to the state Medicaid plan, or an amendment to the plan, approved by the United States Secretary of Health and Human Services and excludes a service provided under the Medicaid program's care management system or a Medicaid waiver. | Same as the Executive. |
| Requires that the rules adopted under R.C. 5111.02 include rules establishing procedures for enforcing rules governing state Medicaid plan services, including procedures for corrective action plans for, and imposing sanctions on, violators of the rules. | Same as the Executive. |
| Fiscal effect: None. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **430 (CD-1018-JFS) Medicaid Coverage of Erectile Dysfunction Drugs** | |
| | **R.C.** ***5111.027*** |
| No provision. | Prohibits the Medicaid program from providing reimbursement for erectile dysfunction drugs. |
| | Fiscal effect: This provision could reduce Medicaid prescription drug costs. |
| **431 (CD-371-JFS) Abandoned Medicaid Provider Agreements** | |
| **R.C.** ***5111.06*** | **R.C.** ***5111.06*** |
| Authorizes the Department to terminate or not renew a Medicaid provider agreement without an administrative hearing if the provider has not submitted claims for two or more years and has not left an active address with the Department. | Same as the Executive. |
| Fiscal effect: This provision could result in a reduction of the number of administrative hearings, and thus could reduce the Department's administrative costs associated with such hearings. The fiscal effect is expect to be minimal. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **432 (CD-373-JFS) Recovery of Medicaid Overpayments** | |
| **R.C.** ***5111.061, 5111.06, 5111.062, 5111.914*** | **R.C.** ***5111.061, 5111.06, 5111.062, 5111.914*** |
| Authorizes the Department to recover overpayments made to Medicaid providers and provides that the recovery may occur at any time. | Same as the Executive. |
| Fiscal effect: This provision could result in a gain in revenue to the state if the state recovers more overpayments from Medicaid providers. | Fiscal effect: Same as the Executive. |
| Requires that subsequent final fiscal audits or findings be reduced by the amount of any overpayments collected. | Same as the Executive. |
| Permits a state agency that administers a component of the Medicaid program for the Department to commence actions to recover overpayments the state agency identifies but requires that the Department issue any final order resulting from a hearing the state agency holds regarding the overpayment. | Same as the Executive. |
| Provides that the Department, and a state agency administering a component of the Medicaid program for the Department, is not required to hold a hearing for a provider if notice of an opportunity for a hearing has been provided but the provider fails to make a timely request for the hearing. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **433 (CD-365-JFS) Retail Pharmacy Operations Survey for Medicaid** | |
| **R.C.** ***5111.07, (repealed), 5110.352, 5111.071 (renumbered 5111.07)*** | |
| Eliminates the requirement that the Department, every two years, initiate a survey of retail pharmacy operations for the purpose of helping the Department establish the Medicaid dispensing fee for pharmacists. | No provision. |
| Fiscal effect: This provision could reduce the Department's administration costs by eliminating the survey. | |
| **434 (CD-1083-JFS) Long-Term Care Pharmacy Management Incentive Payment Program** | |
| | **R.C.** ***5111.072*** |
| No provision. | Requires that the Department (1) resume operation of the Long-Term Care Pharmacy Management Incentive Payment Program beginning on July 1, 2005, (2) if necessary to resume the Program, apply to the United States Secretary of Health and Human Services for a waiver of federal Medicaid requirements, (3) require participation in the Program by any pharmacy that provides pharmacy services to institutionalized Medicaid recipients as a condition of being reimbursed for the services, and (4) distribute pharmacy management incentive payments on a quarterly basis each state fiscal year. |
| No provision. | Authorizes the Department to (1) contract with a pharmacy benefits manager to oversee the Program and (2) adopt any rules necessary to implement and administer the Program. |

| As Introduced (Executive) | As Passed by the House |
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| | Fiscal effect: The state could experience a decrease in prescription drug expenditures as a result of this provision. |

**435 (CD-377-JFS) Supplemental Drug Rebate Program**

| R.C. *5111.082* | R.C. *5111.082* |
|---|---|
| Eliminates a requirement that any drug product approved by the federal government to treat mental illness, HIV, or AIDS be exempted from the Medicaid program's Supplemental Drug Rebate Program. | Same as the Executive. |
| Fiscal effect: The Executive estimates that the state could generate revenue totaling approximately $29.6 million all funds ($11.9 million state share) in FY 2007 as a result of receiving supplemental drug rebates for these drugs. | Fiscal effect: Same as the Executive. |

**436 (CD-974-JFS) Update of Cost and Control Numbers for Medicaid Drugs**

| | R.C. *5111.083* |
|---|---|
| No provision. | Requires the Department to establish a program to update, on a daily basis, the maximum allowable cost for each generic prescription drug and the control number for each general prescription drug available under Medicaid. |
| | Fiscal effect: This provision would increase the frequency of updating the maximum allowable cost for generic drugs. If a generic drug's cost changes, the state will incur the new price sooner. This could result in an increase or decrease in prescription drug costs depending on whether the drug's cost goes up or down. |

| As Introduced (Executive) | As Passed by the House |
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**437 (CD-443-JFS) Reviews of the Medicaid Program**

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| **R.C.** ***5111.10, 5111.85*** | **R.C.** ***5111.10, 5111.85*** |
| Authorizes the Department to conduct reviews of the Medicaid program. | Same as the Executive. |
| Fiscal effect: None. | Fiscal effect: Same as the Executive. |

**438 (CD-469-JFS) Medicaid Estate Recovery and Liens**

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| **R.C.** ***5111.11, 2113.041, 3721.15, 5111.111, 5111.112 (5111.113), 5111.112 (new), 5111.113 (5111.114), 5731.39, Section 206.66.48*** | **R.C.** ***5111.11, 2113.041, 3721.15, 5111.111, 5111.112 (5111.113), 5111.112 (new), 5111.113 (5111.114), 5731.39, Section 206.66.48*** |
| Expands the Medicaid Estate Recovery Program to include any real and personal property and other assets in which an individual subject to recovery has any legal title or interest at the time of death, including assets conveyed to a survivor, heir, or assign of the individual through joint tenancy, tenancy in common, survivorship, life estate, living trust, or other arrangement. | Same as the Executive. |
| Limits Medicaid estate recovery and liens to state Medicaid plan services. | Applies Medicaid estate recovery and liens to all Medicaid services, not just state Medicaid plan services. |
| Revises state law governing Medicaid estate recovery and liens to make it more closely follow federal law. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Fiscal effect: This provision broadens the base for estate recovery under the state Medicaid program. Thus, it could result in gains in state revenue if more real and personal property or other assets are collected. | Fiscal effect: By further broadening the base for Medicaid estate recovery the state may experience a gain in revenue. |

**439 (CD-413-JFS) Medicaid Mandatory Managed Care Enrollment Service Areas**

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| **R.C.** ***5111.16*** | **R.C.** ***5111.16*** |
| Authorizes the Department to designate one or more counties as a mandatory managed care service area where Medicaid recipients designated by the Department are required to enroll in and obtain health care services through a managed care organization under contract with the Department. | Same as the Executive. |
| Fiscal effect: The Executive expects to enroll 190,000 individuals in managed care in FY 2006 and an additional 500,000 in FY 2007. The Executive estimates that the state will need additional spending for the statewide expansion totaling approximately $32.2 million all funds ($12.9 million state share) in FY 2006 and $49.1 million all funds ($19.7 million state share) in FY 2007. | Fiscal effect: Same as the Executive. |

**440 (CD-968-JFS) Medicaid Care Management for Aged, Blind, and Disabled**

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| | **R.C.** ***5111.16, Section 206.67.21*** |
| No provision. | Requires, beginning July 1, 2006, that Medicaid recipients who are aged, blind, or disabled be designated for participation in the Medicaid care management system. |

| As Introduced (Executive) | As Passed by the House |
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| No provision. | Excludes aged, blind, and disabled persons from designation who are: (1) under age 21, except when participating in the bill's pilot program for chronically ill children, (2) institutionalized, (3) eligible for Medicaid by spending down income, (4) dually eligible for Medicaid and Medicare, or (5) recipients of Medicaid waiver services. |
| No provision. | Specifies that the aged, blind, and disabled Medicaid recipients designated as participants in the care management system are required to be enrolled in health insuring corporations and that the care management system for these participants must be implemented in all counties. |
| No provision. | Requires that not later than June 30, 2006, the Department, in conjunction with the Office of Budget and Management (OBM), determine the amounts necessary to implement the Aged, Blind, and Disabled (ABD) Managed Care Program.<br><br>Requires the Director of OBM, on July 1, 2006, or as soon as possible thereafter, to transfer the state share of the amount necessary to implement the ABD Managed Care Program from the Tobacco Master Settlement Agreement Fund (Fund 087) to the ABD Managed Care – State Fund (Fund 5BZ). (The amount being transferred would have otherwise been transferred to the Tobacco Use Prevention and Cessation Trust Fund in fiscal years 2007.) Requires that the Director of Budget and Management, not later than July 31, 2007, transfer the unencumbered cash balance in the ABD Managed Care – State Fund (Fund 5BZ) to the Tobacco Use Prevention and Cessation Trust Fund (Fund H87). |

| As Introduced (Executive) | As Passed by the House |
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| | Requires ODJFS to deposit federal reimbursement received for the ABD Managed Care Program into the ABD Managed Care – Federal Fund (Fund 3AZ).<br><br>(See the item entitled, "Medicaid Care Management for Aged, Blind, and Disabled" in the Tobacco Use Prevention and Control Foundation.)<br><br>Fiscal effect: Under the provision, the state would likely incur costs because of the payment lag for fee-for-service while phasing in start-up of managed care services at the same time. In future years, there would likely being savings for services provided to this population under managed care. These fiscal impacts are likely to be in the millions of dollars. |

**441 (CD-970-JFS) Behavioral Health Exclusion from Medicaid Care Management**

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| | **R.C.** ***5111.16*** |
| No provision. | Excludes alcohol, drug addiction, and mental health services covered by Medicaid as rehabilitative services from being included in any component of the Medicaid care management system, but permits recipients of such services to be included in the system for purposes of receiving other Medicaid services.<br><br>Fiscal effect: This provision would likely have no fiscal effect because it would not change how these services are currently provided. |

| As Introduced (Executive) | As Passed by the House |
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| **442 (CD-1029-JFS) Care Management Pilot Program for Chronically Ill Children** | |
| | **R.C.** ***5111.161*** |
| No provision. | Requires that the Department create a pilot program in at least three counties under which chronically ill children are included in the Medicaid care management system. |
| | Fiscal effect: The Department is required to implement the program not later than October 1, 2006, or later if the Department has not yet received federal approval. The pilot program will run until October 1, 2008, unless the Department determines that the care management system is not a cost-effective means of providing Medicaid services to chronically ill children or the combined state and federal cost of the program reaches $3,000,000. The Department is required to maintain statistics on physician expenditures, hospital expenditures, preventable hospitalizations, and any other matters the Department deems necessary. Relying on these statistics, the Department is required to conduct an evaluation of the pilot program's effectiveness. The Department will incur some costs associated with these activities. |

| As Introduced (Executive) | As Passed by the House |
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**443 (CD-414-JFS) Medicaid Managed Care Reimbursement Rate for Hospitals**

| R.C. *5111.176* | R.C. *5111.176* |
|---|---|
| Requires that a Medicaid-participating hospital provide services to Medicaid recipients in an area designated by the Department as a mandatory managed care enrollment service area, even though the hospital does not have a contract with the managed care organization in which the recipients are enrolled. | Same as the Executive. |
| Requires that the managed care organization reimburse the hospital according to a reimbursement rate that is the same as the rate the Department uses to reimburse the hospital for services provided to other Medicaid recipients but limits the organization's reimbursement to services that the organization approves. | Same as the Executive. |
| Fiscal effect: This provision does not have direct fiscal impact on the state. | Fiscal effect: Same as the Executive. |

**444 (CD-458-JFS) Medicaid Managed Care Organizations Franchise Permit Fee**

| R.C. *5111.177* | R.C. *5111.177* |
|---|---|
| Requires that Medicaid managed care organizations, beginning January 1, 2006, pay a quarterly franchise permit fee to the Department to be used to pay for Medicaid services, administrative costs, and managed care contracts. | Same as the Executive, but (1) limits the fee to the calendar quarters occurring between January 1, 2006, and June 30, 2007, and (2) limits the fee to Medicaid health insuring corporations. |
| Provides for the fee to be 4.5% of the managed care organization's quarterly managed care premiums, unless | Same as the Executive, but requires, rather than permits, the Department to reduce or terminate the fee if it |

| As Introduced (Executive) | As Passed by the House |
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| the Department adopts rules decreasing the percentage or increasing it to not more than 6%. | determines that the reduction or termination is required to comply with federal law and requires the Department to reduce or terminate the fee if it determines that the fee does not qualify as a state Medicaid expenditure eligible for federal financial participation. |
| Provides for the fee calculation to be based on a Medicaid managed care organization's Medicaid premiums. | Provides for the fee calculation to be based on all managed care premiums received by a health insuring corporation for operating in Ohio, rather than solely on the corporation's Medicaid premiums. |
| Fiscal effect: The Executive estimates that the state could generate revenue through these managed care assessment fees totaling approximately $4.8 million all funds ($1.9 million state share) in FY 2006 and $124.6 million all funds ($50.0 million state share) in FY 2007. This estimate assumes that health insuring corporations participating in the Medicaid Managed Care Program would restructure their business operations into Medicaid and non-Medicaid. | Fiscal effect: Same as the Executive, because these effects were already assumed in the estimate. The sunset provision would limit the cost impact to FY 2006 and FY 2007. |

**445 (CD-470-JFS) Medicaid Payments for Graduate Medication Education Costs**

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|---|---|
| **R.C.** ***5111.191, 5111.19, Section 206.66.51*** | **R.C.** ***5111.191, 5111.19, Section 206.66.51*** |
| Prohibits the Department from making a Medicaid payment to a hospital for graduate medical education costs if the hospital refuses without good cause to contract with a managed care organization that provides, or arranges for the provision of, health care services to Medicaid recipients residing in the county, or a mandatory managed care enrollment service area, in which the hospital is located. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| Fiscal effect: This provision could result in savings to the state if there are hospitals refusing without good cause to contract with a managed care organization. | Fiscal effect: Same as the Executive. |

**446 (CD-949-JFS) Medicaid Interagency Agreements for Coverage of Behavioral Health Services**

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| | **R.C.** ***5111.191, Section 206.67.18*** |
| No provision. | Requires interagency agreements between ODJFS and the Departments of Mental Health and Alcohol and Drug Addiction Services regarding the alcohol, drug addiction, and mental health services covered by Medicaid as rehabilitative services to address the following: utilization review, utilization management, care management, and a provider-specific fixed rate reimbursement system. |
| No provision. | Establishes a schedule for implementation of the items to be addressed in the interagency agreements, as follows: (1) utilization review as soon as possible after the bill's effective date, (2) utilization management and care management by July 1, 2006, and (3) provider-specific fixed rate reimbursement by July 1, 2007. |
| No provision. | Requires the implementation to be as consistent as possible with the "State of Ohio Community Behavioral Health Medicaid Business Plan" that was finalized in August 2004 by ODJFS, the Departments of Mental Health and Alcohol and Drug Addiction Services, and the Ohio Association of Behavioral Health Authorities. |
| | Fiscal effect: The Departments of Job and Family Services, Mental Health, and Alcohol and Drug Addiction Services may experience a minimal increase in administrative costs related to developing such interagency |

| As Introduced (Executive) | As Passed by the House |
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| | agreements. |

**447 (CD-391-JFS) Medicaid's Long-Term Care Reimbursement Formula**

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|---|---|
| **R.C.** ***5111.20, 173.20, 173.21, 3722.16, 5111.02, 5111.21, 5111.22, 5111.231 (5111.24), 5111.25 (5111.27), 5111.26 (5111.23), 5111.263 (5111.25), 5111.28, 5111.29 (5111.30), 5111.31, 5111.33 (5111.26), 5111.99, repeals: 5111.221, 5111.23, 5111.235, 5111.24, 5111.241, 5111.251, 5111.255, 5111.257, 5111.261, 5111.262, 5111.264, 5111.27, 5111.291*** | **R.C.** ***5111.20, 5111.02, 5111.21, 5111.22, 5111.221, 5111.222, 5111.23, 5111.231 (5111.232), new 5111.231, 5111.234, 5111.235, 5111.24, 5111.241, 5111.242, 5111.25, 5111.251, 5111.254, 5111.255, 5111.256, 5111.257 (5111.258), new 5111.257, 5111.26, 5111.261, 5111.262 (repealed), new 5111.262, 5111.263, 5111.264, 5111.265, 5111.266, 5111.27, 5111.28, 5111.29, 5111.291, 5111.30, 5111.31, 5111.32, 5111.33*** |
| Eliminates state law governing the Medicaid reimbursement methodology and procedures for nursing facilities and intermediate care facilities for the mentally retarded. | Restores the Medicaid reimbursement methodology and procedures for nursing facilities and intermediate care facilities for the mentally retarded to the Revised Code and makes substantive revisions to the methodology and procedures to begin in fiscal year 2008. |
| Fiscal effect: This provision could have a fiscal impact on the state if the Department changes the reimbursement methodology and procedures. The impact will depend on the design of the future reimbursement methodology. | Fiscal effect: Unknown. |

| As Introduced (Executive) | As Passed by the House |
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| **448 (CD-232-JFS) Assessments on Need for Nursing Facility Services** | |
| **R.C.** ***5111.204*** | **R.C.** ***5111.204*** |
| Modifies the procedures that must be followed when conducting assessments of Medicaid applicants or recipients who apply for admission to a nursing facility to determine whether they need the level of care provided by a nursing facility. | Same as the Executive. |
| Provides for such level-of-care assessments to be conducted for Medicaid applicants who already reside in a nursing facility. | Same as the Executive. |
| Fiscal effect: None. | Fiscal effect: Same as the Executive. |
| **449 (CD-405-JFS) Multiple Provider Agreements for Long-Term Care Providers** | |
| **R.C.** ***5111.221*** | **R.C.** ***5111.222*** |
| Permits the operator of a nursing facility or intermediate care facility for the mentally retarded to enter into Medicaid provider agreements for more than one facility. | Same as the Executive, but renumbers the provision Revised Code section 5111.222. |
| Fiscal effect: This provision does not have a direct fiscal impact to the state. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **450 (CD-407-JFS) Long-Term Care Facilities' Submission of Assessment Information** | |
| **R.C.** ***5111.24*** | |
| Revises the law governing the submission of nursing facility and intermediate care facility for the mentally retarded resident assessment information that is used in determining facilities' Medicaid reimbursement rates. | No provision. |
| Fiscal effect: Minimal. | |
| **451 (CD-411-JFS) Therapy Costs** | |
| **R.C.** ***5111.25*** | |
| Eliminates law that provides that a nursing facility's reasonable costs for rehabilitative, restorative, or maintenance therapy services rendered to residents by nurses or nurse aides, and the facility's overhead costs to support provision of therapy services, are allowable costs for determining Medicaid reimbursement rates. | No provision. |
| Fiscal effect: This provision could result in a cost reduction to the state since the state would not be required to reimburse nursing facility's for the services included in this provision. | |

| As Introduced (Executive) | As Passed by the House |
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**452 (CD-401-JFS) Change of Operator, Closure, and Voluntary Termination and Withdrawal**

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| **R.C.** ***5111.65, 3721.19, 5111.20, 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*** | **R.C.** ***5111.256, 5111.29*** |
| Establishes requirements for nursing facilities and intermediate care facilities for the mentally retarded that undergo a change of operator, facility closure, voluntary termination, or voluntary withdrawal of participation in the Medicaid program. | Removes the Executive's provisions regarding when a nursing facility or intermediate care facility for the mentally retarded undergoes a change of operator, closure, or voluntary termination or withdrawal from the Medicaid program and adds new provisions regarding a nursing facility that undergoes a change of provider. |
| Fiscal effect: Unknown. | Fiscal effect: Unknown. |

**453 (CD-396-JFS) Amortization of Cost of Acquiring Nursing Facility Bed**

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| **R.C.** ***5111.251*** | **R.C.** ***5111.265*** |
| Provides that, if a Medicaid-certified bed is relocated from one nursing facility to another nursing facility owned by a different person or government entity, amortization of the cost of acquiring operating rights for the transferred bed is not an allowable cost under Medicaid beginning in fiscal year 2008. | Provides that if one or more Medicaid-certified beds are relocated from one nursing facility to another nursing facility owned by a different person or government entity and the application for the certificate of need authorizing the relocation is filed with the Director of Health on or after the effective date of this provision of the bill, amortization of the cost of acquiring the operating rights for the relocated beds is not an allowable cost. |
| Fiscal effect: This provision would reduce state expenditures related to amortization of the cost of acquiring | Fiscal effect: This provision will reduce future costs related to amortization of the cost of acquiring the operating rights |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| operating rights for transferring Medicaid-certified beds beginning in fiscal year 2008. | for relocated beds depending on the number of Medicaid-certified beds that are relocated from one nursing facility to another owned by a different person or government entity on or after the effective date of this provision. |

**454 (CD-406-JFS) ICF/MR Beds Excluded from Medicaid Provider Agreement**

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| **R.C.** ***5111.222, 5111.99*** | **R.C.** ***5111.31, 5111.99*** |
| Provides that a Medicaid provider agreement for an intermediate care facility for the mentally retarded does not have to include beds that are designated for respite care under a Medicaid waiver program. | Same as the Executive, but does not renumber Revised Code section 5111.31 as 5111.222. |
| Fiscal effect: None. | Fiscal effect: Same as the Executive. |

**455 (CD-408-JFS) Nursing Facility Reimbursement Study Council Abolished**

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| **R.C.** ***5111.34, (repealed), Section 403.05, 403.06*** | **R.C.** ***5111.34, (repealed), Section 403.05, 403.06*** |
| Abolishes the Nursing Facility Reimbursement Study Council. | Same as the Executive. |
| Fiscal effect: The Council was active in fiscal years 2004 and 2005. However, no specific funding was provided. Therefore, abolishing the Council would have no fiscal effect. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **456 (CD-453-JFS) General Requirements for Home and Community-Based Services Waivers** | |
| **R.C.** ***5111.851, 5111.852, 5111.853, 5111.854, 5111.855*** | **R.C.** ***5111.851, 5111.852, 5111.853, 5111.854, 5111.855*** |
| Establishes requirements for Medicaid-funded home and community-based waiver services that are an alternative to hospital, nursing facility, or intermediate care facility for the mentally retarded services. | Same as the Executive. |
| Requires the Department and other state agencies and political subdivisions administering a home and community-based services waiver to maintain financial records documenting the costs of services provided under the waiver and make the records available to the U. S. Secretary of Health and Human Services and U. S. Comptroller General. | Same as the Executive. |
| Provides that the Department and other state agencies and political subdivisions are financially accountable for funds expended for services provided under a home and community-based services waiver. | Same as the Executive. |
| Fiscal effect: Fiscal effect: The Executive estimates that the state could avoid costs totaling approximately $8.0 million all funds ($3.2 million state share) both in FY 2006 and in FY 2007 if the state implements two new wavier programs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**457 (CD-1080-JFS) Medicaid Waivers for Individuals with Autism or Developmental Delays or Disabilities**

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| | **R.C.** ***5111.87*** |
| No provision. | Revises current law that permits the Department to seek Medicaid waivers to provide early intervention services for children under age three and therapeutic services for children with autism. |
| No provision. | Permits the Department to seek Medicaid waivers to provide specialized habilitative services for adults with autism. |
| | Fiscal effect: Broadens the types of services for individuals with autism or developmental delays or disabilities that may be covered under a Medicaid waiver for which the Department may apply. Applying for the waiver is permissive under law and remains permissive under this provision. Therefore, it has no apparent direct fiscal impact. |

**458 (CD-455-JFS) Home and Community-Based Services to Replace ICF/MR Service**

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| **R.C.** ***5111.88, 5111.23, 5111.881, 5111.882, 5111.883, 5111.884, 5111.89*** | **R.C.** ***Section 206.66.30*** |
| Requires that the Department seek federal approval to (1) establish a Medicaid waiver under which individuals receive home and community-based services in lieu of the intermediate care facility for the mentally retarded (ICF/MR) service and (2) terminate the ICF/MR service on the date the Medicaid waiver begins to be implemented statewide. | Creates the Intermediate Care Facility for the Mentally Retarded Waiver Study Council to study issues involving the use of a Medicaid waiver program to replace the ICF/MR service. |

| As Introduced (Executive) | As Passed by the House |
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| Authorizes the Department to assign the administration of the new Medicaid waiver to the Ohio Department of Mental Retardation and Developmental Disabilities (ODMR/DD). | No provision. |
| Requires that the Department or ODMR/DD, whichever administers the new Medicaid waiver, phase in implementation of the waiver. | No provision. |
| Fiscal effect: This provision could have a fiscal impact on the state upon the implementation of the new waiver. The fiscal impact will depend on the design of the future waiver plan. The details of the waiver plan, such as the services provided and the eligibility criteria, are to be determined by the Department. | Fiscal effect: The bill does not designate any state agency to provide the Council with administrative support. Although members of the Council will receive no compensation, LSC staff assumes there would be some minimal administrative costs associated with the Council's duties (e.g., issuing a report). However, it is unclear as of this writing what entity will be responsible for any such costs.<br><br>The bill retains current law by removing the provisions of the bill that would have required ODJFS to seek federal approval to convert the current ICF/MR system to a Medicaid waiver. Since current law is retained, there would be no fiscal effect. |

| As Introduced (Executive) | As Passed by the House |
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| **459 (CD-417-JFS) Assisted Living Medicaid Waiver** | |
| **R.C.** ***5111.89, 5111.891, 5111.892, 5111.893, Section 206.66.36*** | **R.C.** ***5111.89, 3702.68, 5111.891, 5111.892, 5111.893, Section 206.66.36*** |
| Authorizes the Department to seek a federal Medicaid waiver authorizing the Assisted Living Program under which supervision and personal care services are provided to residents of a residential care facility who are eligible for the program. | Same as the Executive, but (1) limits the Assisted Living Program to not more than 1,000 participants, (2) establishes conditions on the residential care facility in which a participant of the program resides, and (3) establishes an exemption from the moratorium on certificate of need applications for a facility that is reconverting its residential care facility beds that participated in the Assisted Living Program back to nursing home beds. Specifies that the conditions on the residential care facility in which a participant must reside are that the facility must either be (1) licensed on the effective date of this provision of the bill and either (a) consist of beds that previously were licensed as nursing home beds and were converted to residential care facility beds for the purpose of the facility participating in the Assisted Living Program or (b) be a part of a system of continuing care that is operated in conjunction with a nursing facility and one or more other facilities that provide a less intensive level of care and provides residents a contractual right of admission to the nursing facility or (2) licensed, but not necessarily on the effective date of this provision of the bill, and owned or operated by a metropolitan housing authority that has a contract with the U.S. Department of Housing and Urban Development to receive an operating subsidy or rental assistance for the residents. |
| If the Assisted Living Medicaid waiver is granted, ODJFS is to contract with the Department of Aging (ODA) for the Department of Aging to administer the program. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| Fiscal effect: This provision provides that once ODJFS enters into a contract with the ODA to administer the Assisted Living program, ODJFS must submit quarterly reports to the Director of Budget and Management outlining the estimated costs of the program for the upcoming quarter, including the state and federal share of the costs. On receipt of the estimated costs, the Director of Budget and Management must make the necessary transfers out of GRF appropriation item 600-525, Health Care/Medicaid, and increases to ODA's budget. The funds transferred and increased are appropriated. The Executive estimates that ODJFS will need to transfer approximately $20.8 million all funds ($8.3 million state share) in FY 2007 to ODA. ODA estimates that the program will cost approximately $18.0 million in FY 2007. | Fiscal effect: ODA estimates that ODJFS will need to transfer approximately $14.7 million to $15.2 million to support 1,000 participants. The amount transferred by ODJFS will depend on whether ODA replaces people upon their disenrollment. If individuals are not replaced, the amount transferred will be the lower estimate as the number of individuals served would eventually fall below 1,000 as individuals disenroll. If individuals are replaced, the cost would be the higher estimate since the monthly caseload would always remain at approximately 1,000. |

**460 (CD-921-JFS) Medicaid Enterprise Data Warehouse**

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| | **R.C.** ***5111.915*** |
| No provision. | Requires the Department of Administrative Services to acquire a computer system to be known as the Medicaid Enterprise Data Warehouse to monitor Medicaid services administered by various state agencies.<br><br>See item entitled "Medicaid Enterprise Data Warehouse" in Administrative Services. |

| As Introduced (Executive) | As Passed by the House |
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**461 (CD-416-JFS) Department-Administered Home and Community-Based Waivers**

| R.C. *5111.97, (renumbered 5111.86)* | R.C. *5111.97, (renumbered 5111.86)* |
|---|---|
| Authorizes the Department to seek two or more Medicaid waivers under which home and community-based services are provided to individuals who need the level of care provided by a nursing facility or hospital and requires that the Department administer the waivers. | Same as the Executive. |
| Authorizes the Department to transfer an individual enrolled in an existing Medicaid waiver the Department administers to a new waiver. | Same as the Executive. |
| Authorizes the Department, after the first of any of the new Medicaid waivers begin to enroll eligible individuals, to seek federal approval to cease new enrollment in the Ohio Home Care Program. | Same as the Executive. |
| Fiscal effect: The Executive estimates that the state could avoid costs totaling approximately $8.0 million all funds ($3.2 million state share) both in FY 2006 and in FY 2007 if the state implements two new wavier programs. | Same as the Executive. |

**462 (CD-357-JFS) Ohio Access Success Project**

| R.C. *5111.97* | R.C. *5111.97* |
|---|---|
| Reduces to 12 (from 18) the number of months a Medicaid recipient must have continuously resided in a nursing facility before applying to participate in the Ohio Access Success Project. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| Fiscal effect: This provision allows ODJFS to provide help to Medicaid recipients making the transition from a nursing facility to a community setting sooner than under current law by providing assistance with such things as moving expenses and rental deposits. The Executive's plan is to move 50 individuals in FY 2006 and 100 in FY 2007 out of nursing homes. The Executive estimates that the state could avoid costs totaling approximately $245,000 all funds ($98,294 state share) in FY 2006 and in $491,000 all funds ($196,989 state share) FY 2007 as a result of this initiative. | Fiscal effect: Same as the Executive. |

**463 (CD-456-JFS) Department's Duties under Medicare Prescription Drug Benefit Law**

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| **R.C.** ***5111.98, 329.04*** | **R.C.** ***5111.98, 329.04*** |
| Authorizes the Department to take certain actions necessary to fulfill the Department's duties under the Medicare Prescription Drug, Improvement and Modernization Act of 2003. | Same as the Executive. |
| Fiscal effect: The Executive estimates that the state would have had to spend $355.9 million all funds ($142.8 million state share) in FY 2006 on drugs for dual eligibles had Medicare Part D not been enacted. The Executive estimates that the state will spend $82.9 million all funds ($126.3 million state share) in FY 2006 on Medicaid because of Medicare Part D. The $82.9 million accounts for the $155.3 million of the clawback payment (state share only), receipt of accrued rebates, woodwork effect, and claims run out (i.e., the payments for prescriptions filled prior to the start of Part D). There is no federal reimbursement for the clawback payment. Thus, the net impact to the state in FY 2006 as a result of the Medicare Part D is a savings of $273.0 million all funds ($16.5 million | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| state share). | |

**464 (CD-399-JFS) ICF/MR Franchise Permit Fee**

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| **R.C.** ***5112.30, 5112.31, 5112.341*** | **R.C.** ***5112.30, 5112.31, 5112.341*** |
| Provides that the amount of the intermediate care facility for the mentally retarded (ICF/MR) franchise permit fee for fiscal years 2006 and 2007 is the same as in fiscal year 2005 ($9.63 per bed per day). | Same as the Executive. |
| Permits the Department to withhold a Medicaid payment or terminate a Medicaid provider agreement if an ICF/MR fails to pay the franchise permit fee when due. | Same as the Executive. |
| Fiscal effect: The ICF/MR franchise permit fee revenue is deposited into the Fund 4K1, in the state special revenue fund group. Appropriation item 600-621, ICF/MR Bed Assessments, provides funding to pay the state share of reimbursements to the ICFs/MR for their cost of the franchise fee. The appropriation for 600-621 is approximately $20.0 million for each fiscal years 2006 and 2007. The federal share is paid through appropriation item 600-623, Health Care Federal (Fund 3F0) in the Federal special revenue fund group. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **465 (CD-380-JFS) Disability Medical Assistance Program Abolished** | |
| **R.C.** ***5115.10, (repealed), 9.24, 127.16, 131.23, 323.01, 329.04, 329.051, 2305.234, 2744.05, 3111.04, 3119.54, 3317.029, 3317.10, 3702.74, 4123.27, 4731.65, 4731.71, 5101.181, 5101.26, 5101.31, 5101.36, 5110.01, 5110.05, 5112.03, 5112.08, 5112.17, 5115.11 (repealed), 5115.12 (repealed), 5115.13 (repealed), 5115.14 (repealed), 5115.20, 5115.22, 5115.23, Sections 206.66.18, 206.66.42*** | **R.C.** ***5115.10, (repealed), 9.24, 127.16, 131.23, 323.01, 329.04, 329.051, 2305.234, 2744.05, 3111.04, 3119.54, 3317.029, 3317.10, 3702.74, 4123.27, 4731.65, 4731.71, 5101.181, 5101.26, 5101.31, 5101.36, 5110.01, 5110.05, 5112.03, 5112.08, 5112.17, 5115.11 (repealed), 5115.12 (repealed), 5115.13 (repealed), 5115.14 (repealed), 5115.20, 5115.22, 5115.23, Sections 206.66.18, 206.66.42*** |
| Abolishes the Disability Medical Assistance (DMA) Program on October 1, 2005. | Same as the Executive. |
| Fiscal effect: The Executive estimates that the state could avoid costs totaling approximately $56.6 million (state share only) in FY 2006 and $83.1 million (state share only) in FY 2007 by eliminating the DMA program. | Fiscal effect: Same as the Executive. |
| Provides that a county's share for public assistance expenditures for calendar year (CY) 2007 is to be an amount equal to the county's share of public assistance expenditures for calendar year 2006, which means counties will be responsible for twelve, rather than nine, months of Disability Medical Assistance Program costs for Calendar Year 2007. | No provision. |
| Fiscal effect: Increases the amount for which counties will be responsible in CY 2007. | |

| As Introduced (Executive) | As Passed by the House |
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| **466 (CD-553-JFS) Head Start and Early Learning Initiative** | |
| **Sections:** ***206.09.54, 206.09.18, 206.67.12, R.C. 121.37, 3301.311, 3301.32, 4511.75, 5104.01, 5104.32, Repealed: 3301.31, 3301.33 through 3301.38*** | **Sections:** ***206.09.54, 206.09.18, 206.67.12, R.C. 121.37, 3301.311, 3301.32, 4511.75, 5104.01, 5104.32, Repealed: 3301.31, 3301.33 through 3301.38*** |
| Eliminates state-funded Head Start and Head Start Plus programs and requires that GRF funds provided in FY 2004 and FY 2005 as start-up grants to Title IV-A Head Start and Title IV-A Head Start Plus agencies be reimbursed to the GRF when the programs cease to exist in FY 2006. If payment is not made 100 days after the effective date of the bill, the Department of Education (ODE) must refer any amounts remaining due and payable to the Attorney General for collection. | Same as the Executive. |
| Establishes the Early Learning Initiative (ELI), paid for with TANF funds and jointly administered by ODE and ODJFS, to provide early learning programs and child care to TANF-eligible children. | Same as the Executive, but specifies that in addition to being TANF-eligible, the children served must also come from families whose incomes do not exceed 185% of the federal poverty line. Once children begin receiving services they remain eligible until their families' incomes exceed 195% of the federal poverty line. |
| Specifies that the contract between ODE, ODJFS, and the early learning agency include: (1) the duties of each party to the contract; (2) requirements for use of Title IV-A funds; (3) requirement that administrative costs not exceed15% of the total costs; (4) reporting requirements; (5) reimbursement methodology; (6) audit requirements; (7) provisions for suspending, modifying, or terminating the contract. | Same as the Executive, but specifies that the contract also include a requirement that a child enrolled in Head Start Plus in FY 2005 be given priority to enroll in ELI. |

| As Introduced (Executive) | As Passed by the House |
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| Requires that ODJFS, jointly with ODE, adopt rules to implement ELI. Specifies that these rules include provisions regarding the establishment of co-payments for families and a definition of "weekly attendance rate" for the purposes of reimbursing early learning agencies. | Same as the Executive, but requires that the rules be adopted by ODJFS in consultation with ODE and exempts from co-payment requirements families whose income is equal to or less than 165% of the federal poverty line. |
| No provision. | Requires ODJFS, in consultation with ODE, to establish a caretaker employment eligibility requirement for participation in ELI. |
| Permits the Director of Budget and Management to transfer appropriation, as needed, from ODE appropriation item 200-663, Early Learning Initiative, (Fund 5W2) in the state special revenue fund group, to ODJFS appropriation item 600-689, TANF Block Grant, (Fund 3V6) in the federal special revenue fund group to support ELI. This provision also specifies that this transfer of appropriation is not to take place until at least 15 days after ODE has determined the number of children to be served by each approved agency. Specifies that ODJFS is to provide up to 10,000 slots in FY 2006 and up to 12,000 slots in FY 2007 of services in ELI. | Same as the Executive, but specifies that each county in the state be allocated at least 17 slots in each fiscal year. |
| Earmarks up to $94,380,000 in FY 2006 and $113,256,000 in FY 2007 from appropriation item 600-689, TANF Block Grant, for ELI. The funds are to be used for the reimbursement of early learning agencies. This provision also allows for any excess funds to be used to provide publicly funded child care. | Same as the Executive. |
| Earmarks up to $800,000 in FYs 2006 and 2007 from appropriation item 600-689, TANF Block Grant, for the administration of ELI. | Same as the Executive, but clarifies that the $800,000 earmark is for use by ODJFS. |

| As Introduced (Executive) | As Passed by the House |
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| Transfers up to $2.2 million in FYs 2006 and 2007 from Fund 3V6 (TANF Federal) to Fund 5W2 (Early Learning Initiative) and earmarks $2.2 million of appropriation item 200-663, Early Learning Initiative, in each fiscal year for administrative functions related to ELI. | Same as the Executive, but clarifies that the $2.2 million earmark is for use by ODE. |
| Specifies that, beginning in FY 2006, a preschool, school child, or early learning program is prohibited from receiving state funds unless at least 50% of the program's teachers are working toward an associate degree and, beginning in FY 2008, is prohibited from receiving state funds unless 100% of the program's teachers have attained an approved associate degree. | Same as the Executive. |
| Fiscal effect: The executive proposal recommends funding of up to $94,380,000 in FY 2006 and $113,256,000 in FY 2007 from appropriation item 600-689, TANF Block Grant (Fund 3V6), in the federal special revenue fund group under ODJFS, for the enrollment of up to 10,000 eligible children in FY 2006 and up to 12,000 eligible children in FY 2007 in the Early Learning Initiative. The funds are to be used for the reimbursement of early learning agencies. The proposal also allows for any excess funds to be used to provide publicly funded child care. (See the item entitled "Head Start and Early Learning Initiative" in the Department of Education). | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **467 (CD-827-JFS) Appropriation Item Restructuring** | |
| **Section:** ***206.66.03*** | **Section:** ***206.66.03*** |
| Specifies that if the directors of Job and Family Services and Budget and Management agree, the Director of Budget and Management may, in FYs 2006 and 2007, reduce appropriations in GRF appropriation items 600-321, Support Services, and 600-416, Computer Projects, by amounts equal to the federal share in each appropriation item. The total amount by which these appropriation items are reduced is appropriated to appropriation item 600-651, Federal General Operating (Fund 3AX), in the federal special revenue fund group | Same as the Executive. |
| Specifies that ODJFS may submit to the Office of Budget and Management (OBM) a plan to realign GRF appropriation items 600-321, Support Services, and 600-416, Computer Projects. The plan may include a request for the Director of Budget and Management to transfer appropriations from those appropriation items to any other ODJFS GRF appropriation items. If the plan is approved by OBM, the Director of Budget and Management is to transfer appropriations as requested in the plan. Dollars spent pursuant to appropriations transferred must be used for the same purposes for which the original appropriations were made. | |
| Requires that in FY 2007, ODJFS, with the approval of OBM, use a method for determining the payments from applicable appropriation items into the Support Services State Operating Fund (Fund 230). The method is to contain the characteristics of ease and uniform | |

| As Introduced (Executive) | As Passed by the House |
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| application. Payments to the Support Services State Operating Fund are to be made by intrastate transfer voucher. The bill specifies that the amounts transferred are appropriated to appropriation item 600-661, Support Services State Operating (Fund 230), in the general services fund group. | |
| Fiscal effect: Beginning in FY 2003, ODJFS restructured its GRF appropriation items by implementing a modified program budgeting structure. Under that structure, each program area has its own line item from which GRF-funded administrative expenses for that program are paid. According to ODJFS, this provision will allow the Department to move to a full program budgeting structure by allocating the GRF appropriation items that pay for support services (600-321) and computer projects (600-416) to specific program areas. The Department has not fully developed the plan for restructuring its appropriation items. If ODJFS decides to develop and go forward with a restructuring plan, the Department plans to begin operating under the new structure at the start of FY 2007. | Fiscal effect: Same as the Executive. |

**468 (CD-828-JFS) Governor's Office of Faith-Based and Community Initiatives**

| Section: *206.66.06* | Section: *206.66.06* |
|---|---|
| Specifies that in each fiscal year of the biennium, $312,500 of GRF appropriation item 600-321, Support Services, may be used to support activities of the Governor's Office of Faith-Based and Community Initiatives. | Same as the Executive. |
| Fiscal effect: Provides the GRF funding for the Governor's Office of Faith-Based and Community Initiatives. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **469 (CD-337-JFS) TANF Ohio Works First Cash Assistance Payments** | |
| **Section:** ***206.66.09*** | **Section:** ***206.66.09*** |
| Increases the cash assistance provided to recipients of benefits under the TANF Ohio Works First program by up to 10% as compared to the cash assistance provided prior to July 1, 2005. The increased TANF cash assistance benefit shall be effective October 1, 2005. | Same as the Executive. |
| Fiscal effect: Increases the funds provided to OWF recipients through appropriation items 600-410, TANF State; 600-658, Child Support Collections; and 600-689, TANF Block Grant. The average cash benefit per OWF combined assistance group in FY 2005 has been approximately $302. According to the ODJFS TANF spending plan for the FY 2006-2007 biennium, the 10% increase in cash assistance will require an additional $24.4 million in fiscal year 2006 and $32.5 million in fiscal year 2007. An increase in the funds dedicated to cash assistance reduces funds available for non-cash assistance, such as services provided under the Prevention, Retention, and Contingency program. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **470 (CD-400-JFS) Public Assistance Reconciliation** | |
| **Section:** ***206.66.15*** | **Section:** ***206.66.15*** |
| Permits the Director of Job and Family Services to transfer up to $30 million in each fiscal year from GRF appropriation item 600-442, Public Assistance Reconciliation, to Fund 5AX, Public Assistance Reconciliation Fund, to be used by ODJFS to reimburse Ohio's federal TANF Block Grant according to the process agreed to by ODJFS and the federal government. | Same as the Executive. |
| **471 (CD-502-JFS) TANF Transfers** | |
| **Section:** ***206.66.21*** | **Section:** ***206.66.21*** |
| Permits the transfer of up to $96 million from the GRF to Fund 5AX by the Director of Budget and Management, if the Director determines that the balance in the GRF is greater than the amounts assumed in H.B. 66. Reduces the availability of GRF funds for other purposes. | Same as the Executive. |
| **472 (CD-830-JFS) Health Care/ Medicaid** | |
| **Section:** ***206.66.24*** | |
| Specifies that GRF appropriation item 600-525, Health Care/Medicaid, is not to be limited by the provision of law governing expending of appropriations (R.C. 131.33). | No provision. |

| As Introduced (Executive) | As Passed by the House |
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| **473 (CD-392-JFS) Fiscal Year 2006 Medicaid Reimbursement Rate for Nursing Facilities** | |
| **Section:** ***206.66.27*** | **Section:** ***206.66.27*** |
| Provides for the fiscal year 2006 Medicaid reimbursement rate for nursing facilities (NF) with a 2003 Medicaid cost report to be based on that cost report and calculated, with certain modifications, in accordance with the method used to calculate nursing facilities' fiscal year 2005 Medicaid reimbursement rate. | Freezes the fiscal year 2006 Medicaid reimbursement rate for NFs at the fiscal year 2005 rate amount, less any amount of the 2005 rate that reflects reimbursement to NFs for the franchise permit fee. |
| Fiscal effect: This provision allows the Department to reduce the total amount paid to NFs by 3% in FY 2006. Approximately one-third of the NFs will get a 2% increase, one-third will get a 4% decrease, and the remaining one-third will get a 6% decrease. These categories are created based on efficiency rankings. The Executive estimates that the state could avoid costs totaling approximately $523.8 million all funds ($210.2 million state share) in FY 2006 as a result of this provision. | Fiscal effect: This provision increases NF reimbursement by $83.9 million all funds ($33.7 million state share) in FY 2006. |
| Provides that if a nursing facility has a valid Medicaid provider agreement on June 30, 2005, and is not required to file a cost report covering calendar year 2003, the facility's rate is to be 97% of the rate it was paid for nursing facility services provided on June 30, 2005. | No provision. |
| Includes special reimbursement provisions for nursing facilities that undergo a change of operator, begin participation in the Medicaid program, or add beds in fiscal year 2006. | Same as the Executive, but revises the wording to reflect that the Executive's provisions regarding a change of operator have been replaced with provisions regarding change of providers. |

| As Introduced (Executive) | As Passed by the House |
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| **474 (CD-394-JFS) Fiscal Year 2007 Medicaid Reimbursement Rate for Nursing Facilities** | |
| **Section:** ***206.66.30*** | **Section:** ***206.66.27*** |
| Freezes the fiscal year 2007 Medicaid reimbursement rate for nursing facilities (NF) at the fiscal year 2006 rate amount. | Freezes the fiscal year 2007 Medicaid reimbursement rate for NFs at the fiscal year 2005 rate amount, less any amount of the 2005 rate that reflects reimbursement to NFs for the franchise permit fee. |
| Fiscal effect: This provision allows the Department to maintain FY 2007 NF payments at the FY 2006 levels. The Executive estimates that the state could avoid costs totaling approximately $720.3 million all funds ($289.0 million state share) in FY 2007 as a result of this provision. | Fiscal effect: This provision increases NF reimbursement by $92.6 million all funds ($37.1 million state share) in FY 2007. |
| Includes special reimbursement provisions for nursing facilities that undergo a change of operator, begin participation in the Medicaid program, or add beds in fiscal year 2007. | Same as the Executive, but revises the wording to reflect that the Executive's provisions regarding a change of operator have been replaced with provisions regarding change of providers. |

| As Introduced (Executive) | As Passed by the House |
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| **475 (CD-395-JFS) Fiscal Years 2006 and 2007 Reimbursement Rate for ICFs/MR** | |
| **Section:** ***206.66.33*** | **Section:** ***206.66.28*** |
| Freezes the fiscal year 2006 and 2007 Medicaid reimbursement rate for intermediate care facilities for the mentally retarded (ICFs/MR) at the fiscal year 2005 rate amount. | Same as the Executive. |
| Fiscal effect: The Executive estimates that the state could avoid costs totaling approximately $32.5 million all funds ($13.0 million state share) in FY 2006 and approximately $51.2 million all funds ($20.5 million state share) in FY 2007 as a result of this provision. | |
| Includes special reimbursement provisions for ICFs/MR that undergo a change of operator, begin participation in the Medicaid program, or add beds in fiscal year 2006 or 2007. | Same as the Executive, but revises the wording to reflect that the Executive's provisions regarding a change of operator have been removed. |
| **476 (CD-957-JFS) Medicaid Care Management Working Group** | |
| | **Section:** ***206.66.43*** |
| No provision. | Requires the Department to establish the Medicaid Care Management Working Group to develop guidelines to govern managed care contracts under the Medicaid Program. |
| | Fiscal effect: The provision is silent on providing reimbursement for any necessary expenses for non-governmental members of the Work Group and any administrative support. The Department would likely be |

| As Introduced (Executive) | As Passed by the House |
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| | responsible for such costs. However, it is likely that such costs, if any, would be minimal. |

**477 (CD-379-JFS) Medicaid Coverage of Dental and Vision Services**

| **Section:** ***206.66.45*** | **Sections:** ***206.66.44, 206.66.45*** |
|---|---|
| Requires that the Department amend the state Medicaid plan to eliminate coverage of dental and vision care services for individuals age 21 or older for whom those services are not required by federal law. | Requires that the Medicaid program cover vision services for fiscal years 2006 and 2007 in at least the amount, duration, and scope currently in effect.<br>Requires that the Medicaid program cover dental services for fiscal years 2006 and 2007 as follows: (1) for Medicaid recipients under age 21, in at least the amount, duration, and scope currently in effect and (2) for Medicaid recipients age 21 or older, in an amount, duration, and scope specified in rules the Department must adopt. |
| Fiscal effect: The Executive estimates that the state could avoid costs totaling approximately (1) $49.8 million all funds ($20.0 million state share) in FY 2006 and $114.8 million all funds ($46.0 million state share) in FY 2007 by eliminating dental care; and (2) $6.5 million all funds ($2.6 million state share) in FY 2006 and $15.5 million all funds ($6.2 million state share) in FY 2007 by eliminating vision care. | Fiscal effect: This provision costs $6.5 million all funds ($2.6 million state share) in FY 2006 and $15.5 million all funds ($6.2 million state share) in FY 2007 for vision care. In addition, the provision costs $24.9 million all funds ($10.0 million state share) in FY 2006 and $57.4 million all funds ($23.0 million state share) in FY 2007 for dental care. |

| As Introduced (Executive) | As Passed by the House |
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| **478 (CD-1000-JFS) Disability Determination Consolidation Study** | |
| | **Section:** ***206.66.46*** |
| No provision. | Requires the Department of Job and Family Services to assess the feasibility of an interagency agreement with the Rehabilitation Services Commission whereby the Commission would perform disability determinations for certain programs and services offered by the Department or a county department of job and family services.<br><br>Fiscal effect: This provision will result in increased costs for ODJFS related to conducting the assessment.<br><br>(See the item entitled "Disability Determination Consolidation Study" in the Rehabilitation Services Commission.) |

| As Introduced (Executive) | As Passed by the House |
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| **479 (CD-1022-JFS) Medicaid Transition Council** | |
| | **Section:** ***206.66.52*** |
| No provision. | Creates the Medicaid Transition Council to oversee the future transfer of the Medicaid program from the Department to a new department and requires the Council to submit a written report of its findings to the Governor by not later than December 31, 2006.<br><br>(See the item entitled "Medicaid Transition Council" in Ohio Medicaid.)<br><br>Fiscal effect: The state agencies that are members of the Council will incur a negligible increase in costs associated with deliberating on the creation of a new department, overseeing the implementation of measures recommended by the Ohio Commission to Reform Medicaid, developing a business plan to direct transition of the Medicaid from the Department to the new department, securing resources required to implement the business plan, and writing a report of the Council's findings. |

| As Introduced (Executive) | As Passed by the House |
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| **480 (CD-1037-JFS) Medicare Part D** | |
| **Section:** ***206.66.54*** | |
| Allows appropriation item 600-526, Medicare Part D, to be used by ODJFS for the implementation and operation of the Medicare Part D requirements. Upon the request of ODJFS, the Director of Budget and Management may increase the state share of appropriations in either appropriation item 600-525, Health Care/Medicaid, or appropriation item 600-526, Medicare Part D, with a corresponding decrease in the state share of the other appropriation item to allow the Department to implement and operate the new Medicare Part D requirements. If the state share of appropriation item 600-525, Health Care/Medicaid, is adjusted, the Director of Budget and Management must adjust the federal share accordingly. | No provision. |
| **481 (CD-460-JFS) ODJFS Funds** | |
| **Section:** ***206.66.57*** | **Section:** ***206.66.57*** |
| Specifies that the Agency Fund Group and Holding Account Redistribution Fund Group be used to hold revenues until the appropriate fund is determined or until the revenues are directed to the appropriate governmental agency other than ODJFS. If it is determined that additional appropriation authority is necessary, such amounts are hereby appropriated. | Same as the Executive. |
| Fiscal effect: The provision is standard language that automatically increases the appropriations for these accounts should the agency experience more activity in | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| these funds than the appropriation will allow. | |

**482 (CD-832-JFS) Employer Surcharge**

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| **Section:** ***206.66.60*** | **Section:** ***206.66.60*** |
| Reinstates the ability of the Department to collect an employer surcharge assessed between calendar years 1988 and 1990. Prior law required contributing employers to pay a surcharge in order to generate revenues to meet the costs of automating the Bureau. Approximately $700,000 in revenues due from delinquent employers remains outstanding. | Same as the Executive. |
| Fiscal Impact: Of the $700,000 outstanding, the Department is unable to estimate how much of that revenue will be collected from delinquent employers in the next biennium. Any revenues collected will be deposited in the Unemployment Compensation Administrative Fund (Fund 4A9). Prior to 2001, revenues were deposited in the Benefit Automation Fund (Fund 5A5). | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **483 (CD-833-JFS) Funding for Institutional Facility Audits and the Ohio Access Success Project** | |
| **Section:** ***206.66.66*** | **Section:** ***206.66.66*** |
| Authorizes, in each fiscal year, the use of cash from Fund 4J5, Home and Community-Based Services for the Aged, in the state special revenue fund group, in excess of the amounts needed for transfers by ODJFS for the following purposes: (A) up to $1.0 million in each fiscal year to fund the state share of audits of Medicaid cost reports filed with ODJFS by nursing facilities and intermediate care facilities for the mentally retarded; and (B) up to $350,000 in fiscal year 2006 and up to $350,000 in fiscal year 2007 to provide one-time transitional benefits under the Ohio Access Success Project that the Director of ODJFS may establish under section 5111.88 of the Revised Code. | Same as the Executive.<br><br>(See the item entitled "PASSPORT Evaluation Panel" in Job and Family Services for new earmark of nursing facility franchise fee revenue) |
| **484 (CD-1027-JFS) PASSPORT Evaluation Panel** | |
| | **Section:** ***206.66.66*** |
| No provision. | Creates the PASSPORT Evaluation Panel to select an independent contractor to conduct an evaluation of the PASSPORT Program. |
| No provision. | Requires the PASSPORT Evaluation Panel to approve a final report not later than June 30, 2007. |

| As Introduced (Executive) | As Passed by the House |
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| **485 (CD-335-JFS) Ohio Association of Second Harvest Food Banks** | |
| **Section:** ***206.66.69*** | **Section:** ***206.66.69*** |
| Earmarks in appropriation item 600-620, Social Services Block Grant (Fund 396), $5,500,000 in each fiscal year for use in funding a grant agreement with the Ohio Association of Second Harvest Food Banks to reimburse it for the costs incurred in the purchase of food products and the distribution of those products to agencies participating in the emergency food distribution program. The Ohio Association of Second Harvest Food Banks may use 5% of those funds for administrative costs. | Same as the Executive. |
| **486 (CD-831-JFS) Transfer of Funds to the Department of Aging** | |
| **Section:** ***206.66.72*** | **Section:** ***206.66.72*** |
| Requires ODJFS to transfer, through intrastate transfer vouchers, cash from Fund 4J5, Home and Community-Based Services for the Aged, in the state special revenue fund group, to Fund 4J4, PASSPORT, in the state special revenue fund group, in the Department of Aging. The sum of the transfers is to be $33,268,052 in fiscal year 2006 and $33,263,984 in fiscal year 2007. The transfer may occur on a quarterly basis or on a schedule developed and agreed to by both departments. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **487 (CD-834-JFS) Transfer of Funds to the Department of Mental Retardation and Developmental Disabilities** | |
| **Section:** ***206.66.72*** | **Section:** ***206.66.72*** |
| Requires ODJFS to transfer, through intrastate transfer vouchers, cash from Fund 4K1, ICF/MR Bed Assessments, in the state special revenue fund group, to Fund 4K8, Home and Community-Based Services, in the state special revenue fund group, in the Department of Mental Retardation and Developmental Disabilities. The amount transferred shall equal $12,000,000 in fiscal year 2006 and $12,000,000 in fiscal year 2007. The transfer may occur on a quarterly basis or on a schedule developed and agreed to by both departments. | Same as the Executive. |
| **488 (CD-835-JFS) Funding for Habilitative Services** | |
| **Section:** ***206.66.75*** | **Section:** ***206.66.75*** |
| Authorizes, in each fiscal year, the use of cash from Fund 4K1, ICF/MR Bed Assessments, in the state special revenue fund group, in excess of the amounts needed for transfers to Fund 4K8, Home and Community-Based Services, in the state special revenue fund group, in the Department of Mental Retardation and Developmental Disabilities, by ODJFS to cover costs of care provided to participants in a waiver with an ICF/MR level of care requirement administered by ODJFS. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **489 (CD-524-JFS) Children's Trust Fund** | |
| **Section:** ***206.66.84*** | **Section:** ***206.66.84*** |
| Requires that in FY 2006, the Director of Budget and Management transfer $1.5 million from the Children's Trust Fund (Fund 198) to the Partnerships for Success Fund (Fund 5BH) in the Department of Youth Services (DYS). On or before January 1, 2007, the Director of Budget and Management is to transfer back to the Children's Trust Fund any amount of cash that remains unspent in the Partnerships for Success Fund. | Same as the Executive. |
| Fiscal effect: The Children's Trust Fund will be providing funding for the Partnerships for Success program in the DYS. This initiative provides seed capital to local family and children first councils to plan, develop, implement, and enhance programs, processes, and services to divert youth from the juvenile justice system. The program currently operates in 33 counties and is not likely to expand to other counties during the FY 2006–2007 biennium. | Fiscal effect: Same as the Executive. |
| **490 (CD-836-JFS) Hospital Care Assurance Match Fund** | |
| **Section:** ***206.66.84*** | **Section:** ***206.66.84*** |
| Requires that appropriation item 600-650, Hospital Care Assurance Match (Fund 3F0), in the federal special revenue fund, be used by ODJFS in accordance with the law governing distributing federal funds received as a result of the department distributing funds from the Hospital Care Assurance Program Fund to hospitals (R.C. 5112.18(B)). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **491 (CD-837-JFS) Health Care Services Administration** | |
| **Section:** ***206.66.87*** | **Section:** ***206.66.87*** |
| Requires that appropriation item 600-654, Health Care Services Administration (Fund 5U3), in the state special revenue fund group be used by ODJFS for costs associated with the administration of the Medicaid program. | Same as the Executive. |
| **492 (CD-838-JFS) Health Care Services Administration Fund** | |
| **Section:** ***206.66.90*** | **Section:** ***206.66.90*** |
| Requires that, of the amount received by ODJFS during fiscal year 2006 and fiscal year 2007 from the first installment of assessments paid under section 5112.06 of the Revised Code and intergovernmental transfers made under section 5112.07 of the Revised Code, the Director of ODJFS must deposit $350,000 in each fiscal year into the state treasury to the credit of the Health Care Services Administration Fund (Fund 5U3), in the state special revenue fund group. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **493 (CD-511-JFS) Child Support Collections** | |
| **Section:** ***206.66.93*** | **Section:** ***206.66.93*** |
| Requires that appropriation item 600-658, Child Support Collections, be used by ODJFS to meet the TANF maintenance of effort (MOE) requirements of Pub. L. No. 104-193. Once the state is assured that it will meet the MOE requirements, ODJFS may use the funds from appropriation item 600-658, Child Support Collections, to support public assistance activities. | Same as the Executive. |
| Fiscal effect: An obligee who is receiving cash assistance is required to assign to ODJFS any child support payments the person receives to cover part of their cash award. This provision requires ODJFS to use those funds received in child support collections toward the TANF MOE and once the MOE is met, this provision allows ODJFS to use the remaining funds for other public assistance activities. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **494 (CD-846-JFS) Medicaid Program Support Fund - State** | |
| **Section:** ***206.66.96*** | **Section:** ***206.66.96*** |
| Requires that appropriation item 600-671, Medicaid Program Support (Fund 5C9), in the general services fund group, be used by ODJFS to pay for Medicaid services and contracts. The Department may also deposit to Fund 5C9 revenues received from other state agencies for Medicaid services under the terms of interagency agreements between the Department and other state agencies, and all funds the Department recovers because the benefits a person received under the disability medical assistance program established in section 5115.10 of the Revised Code were determined to be covered by the medical assistance program established under Chapter 5111. of the Revised Code. | Same as the Executive. |
| **495 (CD-847-JFS) Transfers of IMD/DDH Cash to the Department of Mental Health** | |
| **Section:** ***206.66.99*** | **Section:** ***206.66.99*** |
| Requires ODJFS to transfer, through intrastate transfer voucher, cash from Fund 5C9, Medicaid Program Support, in the general services fund group, to the Department of Mental Health's Fund 4X5, OhioCare, in the state special revenue fund group, in accordance with an interagency agreement that delegates authority from ODJFS to the Department of Mental Health to administer specified Medicaid services. | Same as the Executive. |

| | As Introduced (Executive) | As Passed by the House |
|---|---|---|
| 496 | (CD-950-JFS) TANF Earmarks | |
| | | **Section:** ***206.67*** |
| | No provision. | Earmarks $1 million in each fiscal year from the TANF Block Grant, appropriation item 600-689 (Fund 3V6), for the Accountability and Credibility Together (ACT) program to provide welfare diversion services to TANF eligible individuals. |
| | No provision. | Earmarks $200,000 in each fiscal year from the TANF Block Grant, appropriation item 600-689 (Fund 3V6), to fund a multi-disciplinary child welfare training initiative. The funds are to be provided to the National Center for Adoption Law and Policy. |
| | No provision. | Earmarks $600,000 in each fiscal year from the TANF Block Grant, appropriation item 600-689 (Fund 3V6), to support expenditures of the Ohio Alliance of Boys and Girls Clubs. The Alliance must provide meals, snacks, educational, youth development, and career development services to TANF eligible children. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **497 (CD-503-JFS) Federal Unemployment Programs** | |
| **Section:** ***206.67.03*** | **Section:** ***206.67.03*** |
| Transfers appropriation of any unspent funds from FY 2005 in appropriation item 600-678, Federal Unemployment Programs, to ODJFS for administrative activities for the UI program, employment services, or any other allowable expenditures under section 903(d) of the Social Security Act. In the same manner, unspent funds from FY 2006 may be reappropriated to FY 2007. Limits the reappropriation to the balance of federal funds remaining after benefits are paid and obligated administrative expenditures are taken into account. | Same as the Executive. |
| **498 (CD-504-JFS) Workforce Development Grant Agreement** | |
| **Section:** ***206.67.06*** | **Section:** ***206.67.06*** |
| Permits the Director of ODJFS to use funds from appropriation item 600-688, Workforce Investment Act, to support workforce development activities included in grant agreements with local workforce development areas. | Same as the Executive. |
| Fiscal effect: The Revised Code permits the Director to enter into these grant agreements; this provision specifies the appropriation item to support those agreements. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **499 (CD-382-JFS) Employment Retention Incentive Program** | |
| **Section:** ***206.67.09*** | **Section:** ***206.67.10*** |
| Authorizes the Department to establish and administer the Employment Retention Incentive Program in fiscal year 2007 using funds available under the Temporary Assistance for Needy Families block grant. | Same as the Executive, but eliminates a requirement that assistance groups apply to a county department of job and family services and provides instead that assistance groups are to apply in accordance with rules the Department adopts. |
| Fiscal effect: The Department's TANF spending plan indicates that ODJFS plans to spend approximately $8.6 million in FY 2007 on the new program. Details of the program's administration, such as the amounts and duration of the cash payments, the eligibility criteria, and the county departments' administrative responsibilities are to be determined by the Department. | Fiscal effect: Shifts costs for the program from the county to the state level, if ODJFS determines that administrative actions such as eligibility determination or program enrollment is managed at the state level, rather than by county departments of job and family services. |
| **500 (CD-848-JFS) Prescription Drug Rebate Fund** | |
| **Section:** ***206.67.15*** | **Section:** ***206.67.15*** |
| Requires that appropriation item 600-692, Health Care Services (Fund 5P5), in the state special revenue fund, be used by ODJFS in accordance with state law that created the fund (R.C. 5111.081). Moneys recovered by the Department for either hospital settlements or pursuant to the Department's rights of recovery under section 5101.58 of the Revised Code, that are not directed to the Health Care Services Administration Fund (Fund 5U3) under section 5111.94 of the Revised Code, must also be deposited into Fund 5P5. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **501 (CD-1081-JFS) Waiver of Food Stamp Work Requirements** | |
| | **Section:** ***206.67.24*** |
| No provision. | Requires that the Department seek federal approval to waive federal work requirements during state fiscal years 2006 and 2007 for Food Stamp benefit recipients who reside in a county that the Department determines has an unemployment rate of over 10% or does not have a sufficient number of jobs to provide employment for the recipients. |
| | Fiscal effect: May protect the state from failing to meet federal work participation goals for food stamp recipients. |
| **502 (CD-482-JFS) Delay of Termination of Hospital Care Assurance Program** | |
| **Sections:** ***403.17, 403.18*** | **Sections:** ***403.17, 403.18*** |
| Delays the termination of the Hospital Care Assurance Program until October 16, 2007. | Same as the Executive. |
| Fiscal effect: The total appropriation for the Hospital Care Assurance Program is $575.1 million in both FY 2006 and FY 2007. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **503 (CD-354-JCO) State Council of Uniform State Laws** | |
| **Section:** ***206.72*** | **Section:** ***206.72*** |
| Earmarks up to $66,000 in FY 2006 and up to $68,000 in FY 2007 of the amounts appropriated to GRF appropriation item 018-321, Operating Expenses, to pay the expenses of the State Council of Uniform State Laws, including membership dues to the National Conference of Commissioners on Uniform State Laws. | Same as the Executive. |
| **504 (CD-360-JCO) Ohio Jury Instructions Fund** | |
| **Section:** ***206.72*** | **Section:** ***206.72*** |
| Specifies that: | |
| (1) The moneys deposited to the credit of the Ohio Jury Instructions Fund (Fund 403) consist of grants, royalties, dues, conference fees, bequests, devises, and other gifts received for the purpose of supporting costs incurred by the Conference in dispensing education and informational data to the state's judicial system; | (1) Same as the Executive. |
| (2) Those moneys be used by the Conference to pay expenses incurred in dispensing educational and informational data to the state's judicial system; | (2) Same as the Executive. |
| (3) If the moneys accruing to the fund in either of FYs 2006 or 2007 exceed the fund's appropriation authority in either of those fiscal years, $225,000 in each of FYs 2006 and 2007 under the executive budget, the fund's appropriation | (3) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| authority automatically increases to reflect that additional revenue; and | |
| (4) The Director of Budget and Management and the Controlling Board are prohibited from transferring moneys from Fund 403 to any other fund. | (4) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **505 (CD-530-JSC) Vehicle Allowance for Supreme Court Justices** | |
| **R.C.** ***141.04*** | **R.C.** ***141.04*** |
| Provides a $500 vehicle allowance per month for the chief justice and the justices of the Supreme Court.<br><br>Fiscal effect: According to the Court, for over 30 years the justices of the Supreme Court have been assigned Court-owned vehicles for travel purposes. By transitioning to a vehicle allowance method, the Court anticipates a cost savings of approximately $20,000 to $25,000 per year based on eliminating the costs of buying, maintaining, and fueling vehicles, as well as staff time in performing those tasks. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **506 (CD-533-JSC) Law-Related Education** | |
| **Section:** ***206.75*** | **Section:** ***206.75*** |
| 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. | Same as the Executive. |
| **507 (CD-562-JSC) Commission for Legal Education Opportunity** | |
| **Section:** ***206.75*** | **Section:** ***206.75*** |
| Requires GRF appropriation item 005-502, Commission for Legal Education Opportunity, be used to fund the activities of the Commission for Legal Education Opportunity created by the Chief Justice of the Supreme Court of Ohio for the purpose of assisting minority, low-income, and educationally disadvantaged college graduates in the transition to legal education, and also permits those appropriated moneys to be used to establish and provide an intensive course study for certain eligible college graduates, to provide annual stipends for certain students, and to pay the program's administrative costs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **508 (CD-542-JSC) Continuing Judicial Education** | |
| **Section:** ***206.75*** | **Section:** ***206.75*** |
| Specifies that: | |
| (1) The moneys deposited to the credit of the Continuing Judicial Education Fund (Fund 672) consist of fees paid by judges and court personnel for attending continuing education courses and other gifts and grants received for the purpose of continuing judicial education; | (1) Same as the Executive. |
| (2) The moneys appropriated to its related non-GRF appropriation item 005-601, Continuing Judicial Education, be used to pay expenses for continuing education courses for judges and court personnel; | (2) Same as the Executive. |
| (3) The Administrative Director of the Court may increase the appropriation item's appropriation authority if the Administrative Director deems it necessary; | (3) Same as the Executive. |
| (4) The Director of Budget and Management and the Controlling Board are prohibited from transferring moneys from Fund 672 to any other fund; and | (4) Same as the Executive. |
| (5) Any interest earned on the fund's moneys are credited to the fund. | (5) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **509 (CD-544-JSC) Federal Grants** | |
| **Section:** ***206.75*** | **Section:** ***206.75*** |
| Specifies that: | |
| (1) The moneys deposited to the credit of the Federal Grants Fund (Fund 3J0) consist of grants and other moneys awarded to the Court by the federal government or other entities that receive moneys directly from the federal government; | (1) Same as the Executive. |
| (2) Any moneys appropriated to its related non-GRF appropriation item 005-603, Federal Grants, be used in a manner consistent with the purpose of the grant or award; | (2) Same as the Executive. |
| (3) The Administrative Director of the Court may increase the appropriation item's appropriation authority if the Administrative Director deems it necessary; | (3) Same as the Executive. |
| (4) The Director of Budget and Management and the Controlling Board are prohibited from transferring moneys from Fund 3J0 to any other fund; and | (4) Same as the Executive. |
| (5) Any interest earned on the fund's moneys are to be transferred or credited to the state's GRF. | (5) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **510 (CD-545-JSC) Attorney Registration** | |
| **Section:** ***206.75*** | **Section:** ***206.75*** |
| Specifies that: | |
| (1) The Court may use the moneys appropriated to non-GRF appropriation item 005-605, Attorney Registration, to compensate employees and fund the appropriate activities of certain offices established by the Court pursuant to the Rules for the Government of the Bar of Ohio, as well as to fund other activities considered appropriate by the Court; | (1) Same as the Executive. |
| (2) The Administrative Director of the Court may increase the appropriation item's appropriation authority if the Administrative Director deems it necessary; | (2) Same as the Executive. |
| (3) The Director of Budget and Management and the Controlling Board are prohibited from transferring moneys from the Attorney Registration Fund (Fund 4C8) to any other fund; and | (3) Same as the Executive. |
| (4) Any interest earned on the fund's moneys are credited to the fund. | (4) Same as the Executive. |
| **511 (CD-547-JSC) Grants and Awards** | |
| **Section:** ***206.75*** | **Section:** ***206.75*** |
| Specifies that: | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (1) The moneys deposited to the credit of the Grants and Awards Fund (Fund 5T8) consist of grants and other moneys awarded to the Court by the State Justice Institute, the Division of Criminal Justice Services, or other entities; | (1) Same as the Executive. |
| (2) Any moneys appropriated to its related non-GRF appropriation item 005-609, Grants and Awards, be used in a manner consistent with the purpose of the grant or award; | (2) Same as the Executive. |
| (3) The Administrative Director of the Court may increase the appropriation item's appropriation authority if the Administrative Director deems it necessary; | (3) Same as the Executive. |
| (4) The Director of Budget and Management and the Controlling Board are prohibited from transferring moneys from Fund 5T8 to any other fund; and | (4) Same as the Executive. |
| (5) Any interest earned on the fund's moneys are to be transferred or credited to the state's GRF. | (5) Same as the Executive. |

**512 (CD-549-JSC) Supreme Court Admissions**

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|---|---|
| **Section:** ***206.75*** | **Section:** ***206.75*** |
| Specifies that: | |
| (1) The moneys appropriated to non-GRF appropriation item 005-606, Supreme Court Admissions, be used to compensate Court employees who are primarily responsible for administering the Attorney Admissions Program; | (1) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (2) Those moneys may be used to fund any other activities considered appropriate by the Court; | (2) Same as the Executive. |
| (3) The Administrative Director of the Court may increase the appropriation item's appropriation authority if the Administrative Director deems it necessary; | (3) Same as the Executive. |
| (4) The Director of Budget and Management and the Controlling Board are prohibited from transferring moneys from the Supreme Court Admissions Fund (Fund 6A8) to any other fund; and | (4) Same as the Executive. |
| (5) Any interest earned on the fund's moneys are credited to the fund. | (5) Same as the Executive. |

**513 (CD-550-JSC) Continuing Legal Education**

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|---|---|
| **Section:** ***206.75*** | **Section:** ***206.75*** |
| Specifies that: | |
| (1) The moneys appropriated to non-GRF appropriation item 005-607, Commission on Continuing Legal Education, be used to compensate employees of the Commission on Continuing Legal Education; | (1) Same as the Executive. |
| (2) Those moneys may be used to fund other activities of the Commission considered appropriate by the Court; | (2) Same as the Executive. |
| (3) The Administrative Director of the Court may increase the appropriation item's appropriation authority if the Administrative Director deems it necessary; | (3) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (4) The Director of Budget and Management and the Controlling Board are prohibited from transferring moneys from the Continuing Legal Education Fund (Fund 643) to any other fund; and | (4) Same as the Executive. |
| (5) Any interest earned on the fund's moneys are credited to the fund. | (5) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **514 (CD-257-LEC) Cash Transfer** | |
| **Section:** ***206.78*** | **Section:** ***206.78*** |
| Permits excess funds in the Lake Erie Resources Fund (Fund 5D8) to be transferred to the Lake Erie Protection Fund (Fund 4C0).<br><br>Fiscal effect: Potential increase in the Lake Erie Protection Fund (Fund 4C0), intended to bolster funds available for research and program grants. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **515 (CD-1087-JLE) Committee's Jurisdiction to Include Employees of the Capitol Square Review and Advisory Board** | |
| | **R.C.** ***102.01*** |
| No provision. | Designates the Joint Legislative Ethics Committee as the appropriate ethics commission for matters relating to the employees of the Capitol Square Review and Advisory Board (CSR).<br><br>Fiscal effect: As of this writing, the magnitude of the annual fiscal effect, if any, of what appears to be a broadening of the Committee's jurisdiction is uncertain.<br><br>(See the item entitled "Jurisdiction of the Joint Legislative Ethics Committee" in the Capitol Square Review and Advisory Board) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **516 (CD-943-LSC) Legislative Office of Education Oversight / Legislative Budget Office** | |
| | **Section:** ***206.87*** |
| No provision. | Requires the Legislative Office of Education Oversight to complete statutorily required studies by December 31, 2005. |
| | Eliminates funding for the Legislative Office of Education Oversight on January 1, 2006 and requires the Director of Budget and Management to transfer the unencumbered cash balance from GRF appropriation item 035-404, Legislative Office of Education Oversight, to GRF appropriation item 035-403, Legislative Budget Office. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **517 (CD-281-LIB) Ohio Public Library Information Network** | |
| **Section:** ***206.90*** | **Section:** ***206.90*** |
| Earmarks General Revenue Fund (GRF) appropriation item 350-400, Ohio Public Library Information Network, and 350-604, OPLIN Technology, (Fund 4S4) in the general services fund group to support OPLIN; specifies the authority and responsibilities of the OPLIN Board; requires the adoption of policies to limit access to obscene and illegal materials at OPLIN terminals; and requires OPLIN, INFOhio, and OhioLINK to coordinate and equally contribute to purchases of electronic databases to the extent feasible. | Same as the Executive. |
| **518 (CD-265-LIB) Ohioana Rental Payments** | |
| **Section:** ***206.90*** | **Section:** ***206.90*** |
| Earmarks the entire appropriation of $124,816 in each fiscal year in GRF appropriation item 350-401, Ohioana Rental Payments, to pay the rental expenses of the Martha Kinney Cooper Ohioana Library Association. | Same as the Executive. |
| **519 (CD-270-LIB) Regional Library Systems** | |
| **Section:** ***206.90*** | **Section:** ***206.90*** |
| Earmarks the entire appropriation of $1,010,441 in each fiscal year in GRF appropriation item 350-502, Regional Library Systems, to support the seven regional library systems eligible for funding. | Same as the Executive. |

| | As Introduced (Executive) | As Passed by the House |
|---|---|---|
| **520** | **(CD-268-LIB) Libraries for the Blind** | |
| | **Section:** ***206.90*** | **Section:** ***206.90*** |
| | Earmarks the entire appropriation of GRF appropriation items 350-501, Library for the Blind - Cincinnati, and 350-503, Library for the Blind - Cleveland, to be used to support the Regional Library for the Blind - Cincinnati and Regional Library for the Blind - Cleveland, respectively, to assist the blind and disabled through the Talking Book program. | Same as the Executive. |
| **521** | **(CD-898-LIB) Ohioana Library Association Operating Funds** | |
| | | **Sections:** ***206.90, 209.27*** |
| | No provision. | Increases GRF appropriation item 350-321, Operating Expenses, by $100,000 in each fiscal year and earmarks that amount for the operating expenses of the Ohioana Library Association.<br>(See the item entitled "Ohioana Library Consolidation with the State Library" in the Ohioana Library Association's entry for the fiscal effect on that agency)<br><br>Fiscal effect: An additional $100,000 in GRF appropriation item 350-321, Operating Expenses, which will be offset by expenditures to support the Ohioana Library Association. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **522 (CD-1051-LOC) Participation of Local Agencies in Self-Insurance Plans** | |
| | **R.C.** ***9.833*** |
| No provision. | Permits agencies and instrumentalities of political subdivisions to establish and participate in individual and joint self-insurance programs to provide health care benefits to officers and employees of the agency or instrumentality.<br><br>Fiscal effect: Uncertain. Insurance rates may decline, but these could be offset by increased administrative costs for such self-insured plans. Overall impact would depend on the level of coverage included and administrative overhead. |

| As Introduced (Executive) | As Passed by the House |
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**523 (CD-864-LOC) County, Township, Municipal and Department of Transportation Force Account Limits**

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|---|---|
| | **R.C.** ***117.162, 117.16*** |
| No provision. | Requires the Auditor of State, by no later than January 31 of each year, to adjust county, township, municipal and Department of Transportation force account limits by the percentage increase of the consumer price index (CPI) over the twelve month period ended on the last day of December of the immediately preceding year, and requires the Auditor to post these new limits on the web no later than January 31 each year. Specifies that limits shall be effective for the following twelve month period beginning on the first day of February. (See "County, Township, Municipal and Department of Transportation Force Account Limits" in Auditor of State and Department of Transportation for further description.)<br><br>Fiscal effect: No direct fiscal effect, but allows for force account limits to escalate at the rate of the CPI. |

**524 (CD-691-LOC) Changes to Procedures of Family and Children First County Councils**

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|---|---|
| **R.C.** ***121.37, 121.38, 121.381, 121.382*** | **R.C.** ***121.37, 121.38, 121.381, 121.382*** |
| Provides a new procedure for the county mechanisms, county comprehensive family service coordination plans, and dispute resolution processes of family and children first county councils. | Same as the Executive. |
| Fiscal effect: The county councils will likely experience an increase in costs to make changes to current county service coordination mechanisms, contract with mental | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| health professionals to conduct assessments and individuals to act as the decision maker in the dispute resolution process, and determine child support. The magnitude of the fiscal impact of the changes required by this provision may vary by county depending on the level at which the county council currently functions, the number of children with mental illness who enter the system via the county council, and the number of disputes that arise. Any additional costs will be borne by the local government entities represented on the council. | |

**525 (CD-1071-LOC) Family and Children First County Council Membership**

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|---|---|
| | **R.C.** ***121.37*** |
| No provision. | Permits certain members of a county family and children first council to appoint a designee to serve in the member's place.<br><br>Fiscal effect: None. |

**526 (CD-1006-LOC) Transfer of Administration of County Civil Service to Counties**

| | |
|---|---|
| **R.C.** ***124.07, 124.11, 124.14*** | **R.C.** ***124.07, 124.11, 124.14*** |
| Eliminates the duty of the Director of DAS to perform various functions with regard to officers and employees of, and to provide various services to, counties, state-supported colleges and universities, and general health districts under the Civil Service Law; instead, confers these duties and functions upon the entities mentioned above. | Same as the Executive, but clarifies the responsibilities of county appointing authorities and county personnel departments for administration of the county civil service under the bill's transfer of this administration from the Department of Administrative Services (DAS) to counties. |

| As Introduced (Executive) | As Passed by the House |
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| Defines for appointing authorities two of continuing law's bases for determining a lack of continued need that may result in the layoff of an employee: (1) A reorganization for the efficient operation of an appointing authority is to be based on the appointing authority's decision to restructure delivery of services, change organizational emphasis or organizational goals, or maintain productivity or effective services with diminished resources. And (2) reasons of economy generally must be based on the appointing authority's estimated amount of savings with respect to salary, benefits, and other matters associated with the abolishment of a position or positions (See item entitled "Responsibilities of DAS under the Civil Service Law" in the Department of Administrative Services). | Authorizes DAS to contract with political subdivisions to furnish DAS's services and facilities in the administration of functions related to human resources. |
| Fiscal effect: Potential increases in costs for those political subdivisions not currently performing these functions. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **527 (CD-997-LOC) Certification of Professional Design Contracts for County Building and Bridge Construction** | |
| | **R.C.** ***153.44, 153.692*** |
| No provision. | Requires a county contract for building or bridge construction that exceeds $1,000 to be certified by the prosecuting attorney as being in accordance with the Public Improvements Contract Law before it may have full force and effect. A public authority's contract for design services must be certified by the public authority's legal counsel as being in accordance with the professional design services contract law before that contract may have full force and effect.<br><br>Fiscal effect: No direct fiscal effect, but the provision may eliminate any contract disputes for such services which might otherwise arise. |

| As Introduced (Executive) | As Passed by the House |
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**528 (CD-720-LOC) Allowing Specified Public Authorities to Award Single-Prime Contracts**

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| **R.C.** ***153.50, 153.51, 153.52*** | |
| Allows specified public authorities (counties, municipal corporations, school districts, or any public institution belonging thereto) to choose between awarding separate and distinct contracts or single, aggregate contracts for improvements under the Public Improvements Law.<br><br>Fiscal effect: Allowing single prime contracts to be awarded could potentially lead to decreased costs for these public entities. The awarding of a single contract may result in a lower bid than the awarding of separate contracts. Also, there is a potential decrease in administrative costs for awarding one single contract versus undergoing a competitive bidding process for each individual contract. Public entities will then be able to determine and choose which method proves to be more cost effective. (See "Allowing Specified Public Authorities to Award Single-Prime Contracts" in Department of Education and Board of Regents for further fiscal effects.) | No Provision |

**529 (CD-695-LOC) Bid Bond Requirements**

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| **R.C.** ***307.88*** | **R.C.** ***307.88*** |
| Raises the bid amount under Competitive Bidding on County Purchases Law for which a bond or other specified form of bid guaranty is required from in excess of $10,000 to in excess of $25,000.<br><br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **530 (CD-737-LOC) Increase in Real Property Transfer Fee** | |
| **R.C.** ***319.54*** | **R.C.** ***319.54*** |
| Increases the fee that county auditors charge for transferring real property or used manufactured or mobile homes. Currently, the fee is $1, or $.10 for each $100 or fraction of $100, whichever is greater, of the value of the property being transferred. This provision increases the fee to the greater of $1, or $.20 for each $100 or fraction of $100 of the value. The bill also requires that the county auditor deposit the greater of $1 or one-half of the fee in the county treasury to the credit of the county general fund, and deposit the balance in the State Treasury to the credit of the General Revenue Fund (GRF). This deposit must be made by the fifteenth day of the month following the date the fee was received by the county auditor. If the auditor fails to make the deposit by that time, the Tax Commissioner may withhold Local Government Fund money allocated to the county until the deposit is made.<br><br>Fiscal effect: The increase in fees will increase the revenue to the counties' general funds as well as increase the contribution to the state GRF. | Changes the sunset date for the current law that allows the legislative authority of a municipal corporation, board of township trustees, or board of county commissioners to create incentive districts and declare improvements to real property within a district to be a public purpose and exempt from taxation. Current law allows such exemptions to be made through June 30, 2007. This provision changes that date to December 31, 2007, for municipal corporations, but leaves the date unchanged for townships and counties.<br><br>Fiscal effect: Same as the executive. |

| As Introduced (Executive) | As Passed by the House |
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| **531 (CD-1116-LOC) Authorization for County Auditors to Use Real Estate Assessment Funds for Estate Tax Enforcement** | |
| | **R.C.** ***325.31, 5731.41*** |
| No provision. | Authorizes county auditors to expend moneys in real estate assessment funds to defray costs incurred in enforcing estate taxes.<br><br>Fiscal effect: None. Any savings in the county treasury would be offset by the increased costs occurring in the real estate assessment fund. |
| **532 (CD-727-LOC) Payment for Necessary Medical Care of Jail Inmates at Medicaid Reimbursement Rate** | |
| **R.C.** ***341.192*** | **R.C.** ***341.192*** |
| Requires that necessary, nonelective medical care for a person confined in a county jail or in the custody of a law enforcement office prior to confinement that cannot be provided by the jail's regular physician be provided by a Medicaid provider and be paid for at or below Medicaid reimbursement rates.<br><br>Fiscal effect: Currently, county jails are paying the going market rate for the provision of medical care to jail inmates. Medicaid reimbursement rates are generally lower than the going market rate for such medical care. According to the Buckeye State Sheriffs' Association, this provision has the potential to significantly reduce annual county jail inmate medical care expenditures. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **533 (CD-984-LOC) Prohibition Against Regulation of Fertilizer and Seed by Political Subdivisions** | |
| | **R.C.** ***905.501, 907.111*** |
| No provision. | Prohibits political subdivisions from regulating or enacting legislation relating to the registration, packaging, labeling, sale, storage, distribution, use or application of fertilizer and from regulating or enacting legislation related to the registration, labeling, sale, storage, transportation, distribution, notification of use, use, or planting of seed. (See the item entitled "Prohibition Against Regulation of Fertilizer and Seed by Political Subdivisions" in Department of Agriculture).<br><br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
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**534 (CD-986-LOC) Election and Compensation of the Medina Municipal Court Clerk**

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| | **R.C.** ***1901.31*** |
| No provision. | Requires that the clerk of the Medina Municipal Court be elected, not appointed, and be compensated in the same manner as other elected clerks of municipal courts having a territory population of 100,000 or more.<br><br>Fiscal effect: As of this writing, the fiscal effect on the Medina Municipal Court's annual operating budget is uncertain. The Medina Municipal Court is a non-county operated municipal court with less than countywide jurisdiction. The Court's geographic jurisdiction includes the cities of Brunswick and Medina; the townships of Brunswick Hills, Chatham, Granger, Hinckley, Lafayette, Litchfield, Liverpool, Medina, Montville, Spencer, and York; and the villages of Chippewa Lake and Spencer. |

**535 (CD-1130-LOC) Methamphetamine, Ephedrine, Pseudoephedrine, and Phenylpropanolamine Control**

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| | **R.C.** ***2151.031, 2919.22, 2925.01, 2925.04, 2925.041, 2925.15, 3719.48*** |
| (1) No provision. | (1) Imposes restrictions on the sale of ephedrine, phenylpropanolamine, and pseudoephedrine products. |
| (2) No provision. | (2) Provides that a child exposed to methamphetamine or the "manufacture of drugs" involving methamphetamine or to a specified amount of an ephedrine, phenylpropanolamine, or pseudoephedrine product or "illegal assembly or possession of chemicals for the manufacture of drugs" involving such a product is an |

| As Introduced (Executive) | As Passed by the House |
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| | abused child. Expands the offense of "endangering children." |
| (3) No provision. | (3) Expands the offense of "endangering children." |
| (4) No provision. | (4) Includes specifically in the offense of "illegal assembly or possession of chemicals for the manufacture of drugs" the assembly or possession of any such product to manufacture methamphetamine or any other schedule I or II controlled substance and provide what constitutes prima-facie evidence of intent to use the product to commit that offense. |
| (5) No provision. | (5) Requires retailers, terminal distributors of dangerous drugs, pharmacies, prescribers, and wholesalers to report the theft or significant loss of more than six grams of any ephedrine, phenylpropanolamine, or pseudoephedrine product or products. |
| | Fiscal effect: As a result of this provision, additional offenders will in all likelihood be sentenced to prison and offenders who would have been sentenced to prison under current law will, in the future under similar circumstances, be sentenced to longer prison terms. Either outcome would increase the Department of Rehabilitation and Correction's annual GRF-funded incarceration costs, the magnitude of which is uncertain at this time. |
| | From a local perspective, the prohibited conduct appears to be largely illegal under the state's existing criminal law. Thus, the penalty enhancements and prohibitions will not likely create many new cases for county and municipal criminal justice systems to process, and can largely be |

| As Introduced (Executive) | As Passed by the House |
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| | seen as enhancing the level of sanctions that an offender would face under certain circumstances in the future. The magnitude of the fiscal effects on local criminal justice system expenditures (adjudication, prosecution, defense (if the offender is indigent), and sanction costs) is uncertain at this time. |

**536 (CD-1107-LOC) Payment of Maintenance and Other Expenses of District Detention Facility**

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| | **R.C.** ***2152.43*** |
| No provision. | Modifies how the joint board of county commissioners decides to pay for the maintenance and other expenses of district detention facilities, including other methods agreed upon by a unanimous vote that are not listed in the Revised Code (See "Payment of Maintenance and Other Expenses of District Detention Facilities" in Department of Youth Services for further description).<br><br>Fiscal effect: This provision would allow a joint board of county commissioners to develop alternative methods of paying for detention facilities. Such methods may deter the need to propose a tax levy, or use county treasury funds to pay for such facilities. |

| As Introduced (Executive) | As Passed by the House |
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| **537 (CD-1144-LOC) Regulation and Control of Ephedrine, Phenylpropanolamine, and Pseudoephedrine Products** | |
| | **R.C.** ***2925.15, 2927.30, 3719.47*** |
| No provision. | Harmonizes and makes consistent three sections that currently are included in the bill and that pertain to the regulation and control of ephedrine products, phenylpropanolamine products, and pseudoephedrine products.<br><br>Fiscal effect: None.<br><br>(See the item entitled "Regulation and Control of Ephedrine, Phenylpropanolamine, and Pseudoephedrine Products" in the State Board of Pharmacy) |
| **538 (CD-736-LOC) Law Library Associations and Associated County Financial Obligations** | |
| **R.C.** ***3375.48, 3375.49, 3375.54, 3375.55*** | **R.C.** ***3375.48, 3375.49, 3375.54, 3375.55, 501.03*** |
| Transfers the power to fix the compensation of a librarian and assistant librarian for a law library association from the judges of the court of common pleas to the association's board of trustees. Apportionments for the payment of these employees, as well as costs for any furniture or fixtures, will be on a graduated scale from FY 2006-2009. Beginning in FY 2010, the association's board of trustees must assume all costs from the board of county commissioners. | Same as the Executive, but reapportions the graduated responsibility of payment from beginning in FY 2006 to beginning in calendar year 2007. |
| No provision. | Creates the Task Force on Law Library Associations, which must study the structure, funding, and administration of the associations' law libraries and by June 30, 2006 report its |

| As Introduced (Executive) | As Passed by the House |
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| | findings and recommendations to the Speaker and Minority Leader of the House of Representatives, the President and Minority Leader of the Senate, and the Chief Justice of the Supreme Court. After submitting this report, the task force will cease to exist. |
| Fiscal effect: Currently, all costs for such libraries are paid from the county treasury. This provision will gradually decrease costs for counties until the association's board of trustees assumes full financial responsibility in FY 2010. However, counties will continue to provide office space and utilities. | Fiscal effect: Delays impact of savings six months until the graduated rate of responsibility begins in calendar year 2007. Recommendations of the task force that are adopted could reduce costs for counties as they continue to pay on a graduated scale. |

**539 (CD-1049-LOC) Services from Free Public Libraries**

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| | **R.C.** ***3375.40*** |
| No provision. | Permits the boards of trustees of school district public libraries, county free public libraries, township free public libraries, municipal free public libraries, county library districts, and regional library districts to assess fees for services other than the circulation of printed materials.<br><br>Fiscal effect: Increases revenue for these entities. The revenue increase will be dependent upon the amount and type of fees imposed. |

| As Introduced (Executive) | As Passed by the House |
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| **540 (CD-1012-LOC) Board of County Commissioners: Spending Authority and Health Benefits** | |
| | **R.C.** ***3501.141, 3501.17*** |
| No provision. | Limits the authority of county boards of elections to contract, purchase, or procure and pay all or any part of group insurance policies to circumstances in which the board of county commissioners, by resolution, denies coverage to full time employees of the board of elections and subjects that authority to the approval of the board of county commissioners. If a board of county commissioners fails to appropriate an amount sufficient to provide for the necessary and proper expenses of the board of elections, the board of elections is no longer permitted to apply to the court of common pleas within the county for the needed appropriation amount. Specifies that boards of county elections may only transfer funds as provided in sections 5705.14 to 5705.16 of the Revised Code.<br><br>Fiscal effect: Boards of county elections may experience increased costs if a board of county commissioners denies medical coverage to full-time board of elections employees. By prohibiting the county boards of elections from seeking funds elsewhere, this will presumably force them to reduce operating costs in other areas if they wish to provide health care benefits to their full-time staff. |

| As Introduced (Executive) | As Passed by the House |
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| **541 (CD-694-LOC) Fee Increases for Birth Certificates, Death Certificates, and Divorce or Dissolution of Marriage Decrees** | |
| **R.C.** ***3705.242, 3705.24*** | **R.C.** ***3705.242, 3705.24*** |
| Increases the fees charged for birth and death certificates by $1.50 and the fees for divorce and dissolution of marriage filings by $5.50. For birth and death certificates, local health districts may retain up to 3% of the fee increase. For divorce and dissolution filings, the county clerk of courts may retain up to 3% of the new fee. All additional revenue from the fees is to be credited to the Family Violence Prevention Fund created by the bill and used by the Director of Public Safety for grants to family violence shelters.<br><br>Fiscal effect: Increase in fee revenue for birth certificates, death certificates, divorce, and dissolution of marriage decrees. These fees are collected on the local level, with a portion retained, and then forwarded to the treasurer of state to the credit of the Family Violence and Prevention Fund. (See Family Violence Prevention Fund in Department of Public Safety for further fiscal effects.) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **542 (CD-692-LOC) General Health District Office Space and Utilities** | |
| **R.C.** ***3709.34, 3709.29*** | **R.C.** ***3709.34, 3709.29*** |
| Requires counties to provide office space and utilities to their general health district's board of health through fiscal year 2005. Requires counties to pay in FYs 2006-2009 specified decreasing proportions of the cost of office space and utilities, and specifies that counties have no obligation to provide or pay for the office space after FY 2009.<br><br>Fiscal effect: This will result in a cost savings in future years for counties. General health districts will experience increases in costs, but these costs can be offset as this section provides that a general health district levy can be used to cover the costs of office space and utilities. (See entry entitled "General Health District Office Space and Utilities" in the Department of Health Section for further description.) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **543 (CD-941-LOC) Motor Vehicle Collision Repair Registration Board Collaboration with Local Fire and Building Departments** | |
| | **R.C.** ***4775.04*** |
| No provision. | Requires the Motor Vehicle Collision Repair Registration Board to work with local fire and building departments to locate places of business being operated by persons who do not possess a registration certificate as a motor vehicle collision repair operator (See the item entitled "Motor Vehicle Collision Repair Registration Board Collaboration with Local Fire and Building Departments" in the Motor Vehicle Collision Repair Registration Board).<br><br>Fiscal effect: Uncertain, as the Motor Vehicle Collision Repair Registration Board will develop by rule how it will work with local fire and building departments to locate unregistered motor vehicle collision repair operators. |

| As Introduced (Executive) | As Passed by the House |
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| **544 (CD-1038-LOC) Jurisdiction over Medicaid Payments** | |
| | **R.C.** ***5111.026*** |
| No provision. | Provides generally the Franklin County Court of Common Pleas with exclusive, original jurisdiction over any action or proceeding for declaratory or injunctive relief regarding payments under the Medicaid program.<br><br>Fiscal effect: Presumably, certain civil actions or proceedings will be filed and adjudicated in the Franklin County Court of Common Pleas rather than in one of the state's 87 other courts of common pleas as might have occurred under current law and practice. As a result, the Franklin County Court of Common Pleas Court will likely experience an increase in its civil docket and certain other courts of common pleas will likely realize some reduction in their respective civil dockets. It would seems likely that the annual operating budget of the Franklin County Court of Common Pleas would increase, and the annual operating budgets of the other affected courts of common pleas might decrease. As of this writing, the magnitude of these potential expenditure effects is uncertain. |

| As Introduced (Executive) | As Passed by the House |
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| **545 (CD-1052-LOC) Annual Local Government Inventory and Road Report** | |
| | **R.C.** ***5549.01, 5573.13*** |
| No provision. | Eliminates the specific requirement for a county engineer to file an annual inventory of tools, machinery, other equipment and conveyances with the board of county commissioners. General law already requires such a report be filed by each county officer. This provision also eliminates a requirement that a township file an annual report to the county engineer, on blanks prepared by the county engineer, concerning township highways, bridges, and culverts detailing such information and in such form as prescribed by the county engineer.<br><br>Fiscal effect: Decrease in administrative costs in preparing and disseminating such reports to the required offices. |

| As Introduced (Executive) | As Passed by the House |
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| **546 (CD-546-LOC) County Commissioners' Authority to Adopt a Quarterly Spending Plan** | |
| **R.C.** ***5705.392*** | **R.C.** ***5705.392*** |
| Expands the authority of county commissioners to adopt a quarterly spending plan for any appropriations from any county fund. The board of county commissioners is also required to give each office, department, or division for which it intends to provide a spending plan, or amended spending plan, written notice at least thirty days before the adoption of appropriation resolution or amended appropriation resolution. The office, department, or division may meet with the board during any regular session to discuss the plan or amended plan.<br><br>Fiscal effect: None, although, the ability to set forth a quarterly spending plan, or amended spending plan for all county funds will better enable county commissioners to more closely control spending outside of the general fund. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **547 (CD-1115-LOC) Sunset of Tax Increment Financing Agreements** | |
| | **R.C.** ***5709.40, 5709.73, 5709.78*** |
| No provision. | Eliminates the provision in current law that states a legislative authority of a municipal corporation, board of township trustees, or board of county commissioners may by ordinance or resolution, create incentive districts and declare improvements to real property within a district to be a public purpose and exempt from taxation. Current law allows for such exemptions to be made until June 30, 2007. This provision changes that date to December 31, 2007 (See "Sunset of Tax Increment Financing Agreements" in Tax Provisions for further description).<br><br>Fiscal effect: Sunsetting tax increment financing agreements may generate additional revenue for political subdivisions for any such public improvements that would be made after December 31, 2007 that would otherwise have been given a tax exemption. |

| As Introduced (Executive) | As Passed by the House |
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| **548 (CD-1010-LOC) Phase Out Taxation of Fixtures and Furniture** | |
| | **R.C.** ***5711.22, 5751.20, 5751.21, 5751.22*** |
| No provision. | Phases out the taxation of business tangible personal property that the introduced bill does not already propose a phase-out for, such as business fixtures and furniture, over five years, beginning in 2006. Accordingly, all forms of tangible personal property would become exempted under the bill except public utility property and business property used incidentally to supply electricity to others (See the item entitled "Phase-out of Tax on Some Tangible Personal Property" in the Department of Education).<br><br>Fiscal effect: Compensates school districts and other local taxing units for the phased-out taxes from furniture and fixtures through transfers of $10,010,000 in FY 2006 and $70,210,000 in FY 2007 from the GRF to appropriation item 200-900, School District Property Tax Replacement - Business (Fund 047) and $4,290,000 in FY 2006 and $30,090,000 in FY 2007 from the GRF to appropriation item 110-900, Local Government Property Tax Replacement - Business (Fund 081) |

| As Introduced (Executive) | As Passed by the House |
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| **549 (CD-1009-LOC) Local Government Services Collaboration Grant Fund** | |
| | **Sections:** ***209.78.06, 557.12*** |
| No provision. | Establishes the Local Government Services Collaboration Grant Fund (Fund 088) and requires the Director of Development to use the fund to administer a grant program that will provide local governments (counties, municipal corporations, townships, and fire/ambulance districts) with funding to conduct feasibilities studies that address how political subdivisions may combine provisions of local government services. Grants are to be awarded on a competitive basis according to rules and guidelines developed by the Department of Development. Grants will be awarded according to a graduated scale; for a total of three political subdivisions, a grant award shall be equal to 50% of the total cost of the feasibility study; for a total of eight or more political subdivisions, a grant award shall be equal to 100% of the total cost of the feasibility study. (See "Local Government Services Collaboration Grant Fund" in Department of Development for further description).<br><br>Fiscal effect: Those political subdivisions receiving a grant of 50% of the cost of the study will incur a slight cost increase, which may be offset by any future cost savings that are the result of findings of the study. Those political subdivisions that receive a grant of 100% may incur future cost reductions based upon findings of the study. |

| As Introduced (Executive) | As Passed by the House |
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| **550 (CD-859-LOC) Income Tax Distribution To Counties** | |
| **Section:** ***303.18*** | **Section:** ***303.18*** |
| Provides sufficient funds to counties to make any payment required under section 5747.03 of the Revised Code.<br><br>Fiscal effect: Provides revenues to counties as stated in section 9 of Article XII of the Ohio Constitution. (See "Income Tax Distribution to Counties" in Department of Taxation for further fiscal effects). | Same as the Executive. |
| **551 (CD-1117-LOC) Local Government and Library Financing and Support Committee** | |
| | **Section:** ***503.12*** |
| No provision. | Creates the Local Government and Library Financing and Support Committee. The committee consists of eight legislative members to study potential sources of state funding for the Local Government Fund, the Library and Local Government Support Fund, and Local Government Revenue Assistance Fund. The committee must report its recommendations and suggested implementing legislation to the Governor and General Assembly. The first report is due by June 1, 2006. The committee will then cease to exist.<br><br>Fiscal effect: Potential revenue gain for local governments dependent upon the findings of the committee and the subsequent adoption of those findings. |

**As Introduced (Executive)**

**552 (CD-725-LOC) Temporary Adjustment to Local Government Funds**

**Section:** ***557.12***

Suspends the statutory funding methods and distribution formulas to the three local government funds - Local Government Fund (Fund 069), Local Government Revenue Assistance Fund (Fund 064), and Library and Local Government Support Fund (Fund 065) in FY 2006 and FY 2007. The bill "freezes" and reduces the amounts of state revenues that will be deposited and distributed to the funds. The deposits in July through November 2005 and the distributions in August through December 2005 are "frozen" at the same level as the deposits in July to November 2004 and distributions in August to December 2004. Beginning in December 2005 to June 2007 the deposits are reduced by 20%. In January 2006 to July 2007, the distributions to Fund 064 and Fund 069 are reduced by 20% while the distributions to Fund 065 are reduced by 5%. In addition, the bill guarantees that each county receives 90% of its total distributions to townships and villages in CY 2005 from the county undivided local government fund (CULGF) and county undivided local government revenue assistance fund (CULGRAF). Additional revenue from personal income tax will be credited to the funds to compensate for these "guarantee" amounts. Direct distributions from the local government fund (Fund 069) are reduced by 20 % to cities and 10% to villages. Prior to FY 2002, state revenues (from personal income tax, sales and use tax, corporation franchise tax, public utility excise tax, and kilowatt-hour tax) that were credited and distributed to these three funds were based on the statutory shares in the Ohio Revised Code. (See

**As Passed by the House**

**Sections:** ***557.12, 209.78***

Same as the Executive, except provides that the proposed 20% reduction in Local Government Fund (LGF) and Local Government Revenue Assistance Fund (LGRAF) distributions be specifically targeted at cities and other subdivisions (except townships and villages), and that the 10% reduction be specifically targeted at villages and townships. Under the introduced bill, it would be possible for the reductions to be reallocated among cities, villages, and townships, and other subdivisions in a county through a change in the county allocation formula, so that individual villages and townships could receive more than a 10% reduction, and individual cities and other subdivisions (except townships and villages) could receive less than a 20% reduction. The amendment precludes such a reallocation within a county.

Adjusts the amounts to be credited monthly to the LGF and LGRAF from the public utility excise tax and from the kilowatt-hour tax (generally lowering those amounts).

Changes the percentage cut in local government fund money to a county from 20% to 10% if the county submits a report to the Auditor of State by October 1, 2005, outlining past savings that have occurred from the consolidation of services or through regional cooperation and details future plans for the consolidation of services or additional/expanded regional cooperation. Also, see subject item "Local Government Services Collaboration Grant Program" in DEV.

| As Introduced (Executive) | As Passed by the House |
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| RDF subject item "Additional Appropriations").<br><br>Fiscal effect: Estimated to increase revenue to the GRF and decrease the state revenue that will be credited and distributed to the three local government funds by approximately $280 million and $400 million in FY 2006 and FY 2007, respectively. Funds 064 and 069 provide revenues to counties, townships, municipalities, and park districts while Fund 065 primarily provides revenues to libraries in Ohio. | Fiscal effect: Increases appropriation item 110-900, Local Government Fund (Fund 069) in the Revenue Distribution Fund, by approximately $14 million in FY 2006 and $22 million in FY 2007 to fund the provision that changes the percentage cut in local government fund money to a county from 20% to 10% if the county submits a report to the Auditor of State by October 1, 2005, outlining past savings that have occurred from the consolidation of services or through regional cooperation and details future plans for the consolidation of services or additional/expanded regional cooperation. Cities, townships, villages, and libraries are not eligible by this consolidation of services plan. |

| As Introduced (Executive) | As Passed by the House |
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| **553 (CD-629-LOT) Creation of the Charitable Gaming Oversight Fund** | |
| **R.C.** ***3770.061*** | **R.C.** ***3770.061*** |
| Creates in the state treasury the Charitable Gaming Oversight Fund in which the State Lottery Commission must deposit money it receives from the Attorney General under agreement between the two agencies for the Commission to carry out certain duties under the Charitable Gaming Law on the Attorney General's behalf.<br><br>Authorizes money in the Fund not necessary for the Commission to perform the charitable gaming oversight, licensing, and monitoring functions to be transferred by the Office of Budget and Management to the Lottery Profits Education Fund. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **554 (CD-1109-MHC) Increased Appropriation Through Controlling Board** | |
| | **Section:** ***206.99*** |
| No provision. | Allows the Manufactured Homes Commission to seek Controlling Board approval for an increase of $356,250 in appropriation item 996-609, Operating Expenses (Fund 4K9) in the general services fund group, in FY 2006.<br><br>Fiscal effect: Upon Controlling Board approval, increases the amount available for operating expenses in FY 2006. |

| As Introduced (Executive) | As Passed by the House |
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| **555 (CD-427-MHC) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Manufactured Homes Commission, the Commission will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Commerce).<br><br>Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **556 (CD-1024-DOM) Medicaid Transition Council** | |
| | **Section:** ***206.66.52*** |
| No provision. | Creates the Medicaid Transition Council to (1) initiate, guide, and oversee the implementation of measures recommended by the Ohio Commission to Reform Medicaid, (2) devise a centralized financing function to coordinate the activities of all executive agencies that deliver Medicaid services, and (3) oversee the future transfer of the Medicaid program from the Department of Job and Family Services to a new department. (See the item entitled "Medicaid Transition Council" in Job and Family Services.) |
| **557 (CD-1039-DOM) Medicaid Appropriations** | |
| | **Section:** ***209.01.03*** |
| No provision. | Requires that appropriation items 450-425, Office of Ohio Health Plans, 450-525, Health Care/Medicaid, and 450-526, Medicare Part D, be used by the Department of Job and Family Services for the Ohio Medicaid program. |
| **558 (CD-1040-DOM) Health Care/Medcaid** | |
| | **Section:** ***209.01.06*** |
| No provision. | Requires that appropriation item 450-525, Health Care/Medicaid, not be limited by section 131.33 of the Revised Code. |

| As Introduced (Executive) | As Passed by the House |
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| **559 (CD-1041-DOM) Medicare Part D** | |
| | **Section:** ***209.01.09*** |
| No provision. | Allows that appropriation item 450-526, Medicare Part D, be used by ODJFS for the implementation and operation of the Medicare Part D requirements. Upon the request of ODJFS, the Director of Budget and Management may increase the state share of appropriations in either appropriation item 450-525, Health Care/Medicaid, or appropriation item 450-526, Medicare Part D, with a corresponding decrease in the state share of the other appropriation item to allow the Department to implement and operate the new Medicare Part D requirements. If the state share of appropriation item 450-525, Health Care/Medicaid, is adjusted, the Director of Budget and Management shall adjust the federal share accordingly. |

| As Introduced (Executive) | As Passed by the House |
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| **560 (CD-586-MED) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Sections:** ***315.03, 209.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Medical Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Removes the State Medical Board from the proposal to consolidate certain regulatory boards into the departments of Commerce, Health, and Public Safety. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Establishes appropriations for FY 2007 at FY 2006 recommended levels. |

| As Introduced (Executive) | As Passed by the House |
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| **561 (CD-551-AMB) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| (1) Expresses the intent to consolidate the Board into the Department of Public Safety not later than July 1, 2006, (2) creates a transition team to develop a plan to ensure the smooth and timely transition of the Board into the Department, including the submission of a report containing recommendations to certain parties, and (3) expresses the intent to introduce a bill in FY 2006 that will include the necessary statutory changes to effect the consolidation and include revised appropriations for FY 2007.<br><br>Fiscal effect: As of this writing, the fiscal effects of this proposed consolidation on the Board and the Department of Public Safety are uncertain.<br><br>(See the item entitled "Consolidation of Regulatory Boards" in the Department of Public Safety) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **562 (CD-975-DMH) Behavioral Health Exclusion from Medicaid Care Management** | |
| | **R.C.** ***5111.16*** |
| No provision. | Excludes alcohol, drug addiction, and mental health services covered by Medicaid as rehabilitative services from being included in any component of the Medicaid care management system, but permits recipients of such services to be included in the system for purposes of receiving other Medicaid services.<br><br>Fiscal effect: This provision would likely not change how these services are currently provided. However, there is a related item under which the Department could experience a minimal increase in administrative costs related to developing interagency agreements.<br><br>(See also the item entitled "Medicaid Interagency Agreements for Coverage of Behavioral Health Services" in the Department of Job and Family Services.) |

| As Introduced (Executive) | As Passed by the House |
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| **563 (CD-285-DMH) Inpatient Billing Methodology** | |
| **R.C.** ***5121.30, 3923.27, 5121.01, 5121.02, 5121.03, 5121.04, 5121.05, 5121.06, 5121.061, 5121.07, 5121.08, 5121.09, 5121.10, 5121.11, 5121.12, 5121.21, 5121.31, 5121.32, 5121.33, 5121.34, 5121.35, 5121.36, 5121.37, 5121.38, 5121.39, 5121.40, 5121.41, 5121.42, 5121.43, 5121.44, 5121.45, 5121.46, 5121.47, 5121.49, 5121.50, 5121.51, 5121.52, 5121.53, 5121.54, 5121.55, 5122.03. 5122.31, 5123.701*** | **R.C.** ***5121.30, 3923.27, 5121.01, 5121.02, 5121.03, 5121.04, 5121.05, 5121.06, 5121.061, 5121.07, 5121.08, 5121.09, 5121.10, 5121.11, 5121.12, 5121.21, 5121.31, 5121.32, 5121.33, 5121.34, 5121.35, 5121.36, 5121.37, 5121.38, 5121.39, 5121.40, 5121.41, 5121.42, 5121.43, 5121.44, 5121.45, 5121.46, 5121.47, 5121.49, 5121.50, 5121.51, 5121.52, 5121.53, 5121.54, 5121.55, 5122.03. 5122.31, 5123.701*** |
| Revises the method of determining the amount a patient, patient's estate, or liable relative is to be charged for inpatient care or treatment at an institution, hospital, or other place the Department establishes, controls, or supervises. | Same as the Executive. |
| Fiscal effect: Currently patients at ODMH are billed for their hospitalization according to the ORC, which provide the rules for calculating charges and applying a sliding fee scale to patients with low income. Upon review of patient incomes, ODMH found that 99% of the payments received come from patients whose income falls below 150% of the Federal Poverty Guideline (FPG). Patients are reported to the Attorney General for non-payment.<br>According to the Department, this change will provide monetary relief to approximately 1,000 low income patients, with no implementation cost to ODMH. Staff time and efforts will decrease in calculating billing charges, responding to patient inquiries, and gathering information and documentation for further Attorney General efforts that often do not result in payment. The proposed changes will allow staff to focus their payment collection efforts on | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| patients and other payers who do have the ability to pay. The methodology used to develop the new sliding fee scale is based on Federal Poverty Guidelines, which are updated on an annual basis. The design of the sliding fee scale will automatically adjust the discount as the FPG changes and eliminates the need for periodic adjustments to the scale. | |

**564 (CD-1089-DMH) Tobacco Cessation Programs Providing Tobacco Cessation Counseling to Minors**

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| | **R.C.** ***5122.04*** |
| No provision. | Permits a person working for or on behalf of a tobacco cessation program to provide tobacco cessation counseling, without the use of medication and without the need for parental or guardian knowledge or consent, to a minor age 14 or older.<br><br>Fiscal effect: Permissive. This provision allows a counselor to provide tobacco cessation counseling to a minor. It does not require the services. |

| As Introduced (Executive) | As Passed by the House |
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| **565 (CD-439-DMH) Forensic Services** | |
| **Section:** ***209.06*** | **Section:** ***209.06*** |
| Restricts how funds in GRF appropriation item 322-401, Forensic Services, are to be used as follows:<br>(1) To provide psychiatric services to courts of common pleas;<br>(2) Funds to be allocated through community mental health boards to certified community agencies in accordance with administrative rule and may also be used for forensic training to community mental health boards and to forensic psychiatric residency programs in state psychiatric hospitals and to provide psychiatric evaluations of patients of forensic status in DMH facilities prior to conditional release to the community;<br>(3) May be used to support projects involving mental health, substance abuse, courts, and law enforcement to identify and develop appropriate alternative services to institutionalization for non-violent mentally ill offenders, and to provide linkages to community services for severely mentally disabled offenders released from Department of Rehabilitation and Correction institutions; and<br>(4) May also be used to provide forensic monitoring and tracking in addition to community programs serving persons of forensic status on conditional release or probation. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **566 (CD-440-DMH) Residency Traineeship Programs** | |
| **Section:** ***209.06*** | **Section:** ***209.06*** |
| Requires that GRF appropriation item 333-402, Resident Trainees, be used to fund training agreements entered into by DMH for the development of curricula and the provision of training programs to support public mental health services. | Same as the Executive. |
| **567 (CD-441-DMH) Pre-Admission Screen Expenses** | |
| **Section:** ***209.06*** | **Section:** ***209.06*** |
| Requires that GRF appropriation item 333-403, Pre-Admission Screening Expenses, be used to pay for costs to ensure that uniform statewide methods for pre-admission screening are in place to perform assessments for persons in need of mental health services or for whom institutional placement in a hospital or in another inpatient facility is sought. | Same as the Executive. |
| **568 (CD-442-DMH) Lease-Rental Payments** | |
| **Section:** ***209.06*** | **Section:** ***209.06*** |
| Sets an aggregate limit of $49.1 million that ODMH may pay to the Ohio Public Facilities Commission from GRF appropriation item 333-415, Rental Payments OPFC, pursuant to leases and agreements made under section 154.20 of the Revised Code. | Same as the Executive, but reduces the limit on the aggregate amount the Department may expend to $47,129,800 to match the biennial appropriations total in the bill. |

| As Introduced (Executive) | As Passed by the House |
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| **569 (CD-445-DMH) Community Mental Health Board Risk Fund** | |
| **Section:** ***209.06.03*** | **Section:** ***209.06.03*** |
| Requires that appropriation item 334-636, Community Mental Health Board Risk Fund, (Fund 692) in the state special revenue fund group, be used to make payments pursuant to section 5119.62 of the Revised Code. | Same as the Executive. |
| **570 (CD-450-DMH) Community Medication Subsidy** | |
| **Section:** ***209.06.09*** | **Section:** ***209.06.09*** |
| Requires that GRF appropriation item 335-419, Community Medication Subsidy, be used to provide subsidized support for psychotropic medication needs of indigent citizens in the community to reduce unnecessary hospitalization because of lack of medication. It also may be used to provide subsidized support for methadone costs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **571 (CD-452-DMH) Local Mental Health Systems of Care** | |
| **Section:** ***209.06.09*** | **Section:** ***209.06.09*** |
| Requires that GRF appropriation item 335-505, Local Mental Health Systems of Care, be used for mental health services provided by community mental health boards in accordance with a community mental health plan submitted pursuant to section 340.03 of the Revised Code and as approved by the Department. Earmarks an amount of not less than $34,818,917 in each fiscal year to be distributed by ODMH on a per capita basis to community mental health boards. Earmarks $100,000 in each fiscal year to fund family and consumer education and support. | Same as the Executive. |
| **572 (CD-449-DMH) Behavioral Health Medicaid Services** | |
| **Section:** ***209.06.09*** | **Section:** ***209.06.09*** |
| Requires the Department to administer specified Medicaid services as delegated by the Department of Job and Family Services in an interagency agreement, and permits ODMH to use funds in appropriation item 333-607, Behavioral Health Medicaid Services, (Fund 4X5) in the state special revenue fund group, to make payments for free-standing psychiatric hospital inpatient services. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **573 (CD-463-DMH) Behavioral Health - Children** | |
| **Section:** ***209.06.09*** | **Section:** ***209.06.09*** |
| Requires that appropriation item 335-404, Behavioral Health Services - Children, be used to provide behavioral health services for children and their families. Behavioral health services include mental health and alcohol and other drug treatment services and other necessary supports. The provision earmarks up to $5 million in FY 2006 and $6 million in FY 2007 to be distributed to local ADAMHS, ADAS, and CMH Boards based upon an approved plan developed and endorsed by the local Family and Children First Council. It requires that plans be clearly connected to the county services coordination mechanism as defined in section 121.37 of the Revised Code and that the plans address all of the following as determined by a team of state and local stakeholders appointed by the Ohio Family and Children First Cabinet Council: providing services to children with behavioral health disorders, particularly those with intensive needs, and their families, across all child-serving systems, including child welfare and juvenile justice and for those youth whose parents would otherwise have to relinquish custody to obtain needed behavioral health services; assuring that families are included in all services planning activities and have access to advocates to assist them if they choose; implementation of home-based services and other alternatives to out-of-home placement; assuring that all individual service plans for children and their families address the academic achievement of the child; coordinating the most efficient and effective use of federal, state, and local funds to meet the needs of children and | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| their families. It identifies the following services for which the funds may be used: mental health services provided by the Ohio Department of Mental Health certified agencies and alcohol and other drug services provided by the Department of Alcohol and Drug Addiction Services certified agencies; services and supports for children and their families that further the implementation of their individual service plans; treatment services in out-of-home settings, including residential facilities, when other alternatives are not available or feasible; and administrative support for efforts associated with this initiative. It states that these funds are not to be used to supplant existing efforts. This team is also responsible for designing a mechanism to provide technical assistance to local communities, monitoring the plans, and may, as part of the monitoring role, conduct site visits.<br>The provision also earmarks up to $1 million in each fiscal year of the biennium to be used to support at least three demonstration projects, as determined by the Ohio Family and Children First cabinet Council, in select areas around the state to focus on improving behavioral health services for children involved in the child welfare and juvenile justice systems. It requires that at least one of these demonstration projects focus on services for adolescent girls that are involved in or at risk of involvement with the juvenile justice system. | |

| As Introduced (Executive) | As Passed by the House |
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| **574 (CD-880-DMH) Community Assistance Projects** | |
| | **Section:** ***401.05*** |
| No provision. | Moves $100,000 in funding for the Cleveland Christian Home from capital appropriation item CAP-989, Cleveland Christian Home, to capital appropriation item CAP-479, Community Assistance Projects, and earmarks those funds. |

| As Introduced (Executive) | As Passed by the House |
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| **575 (CD-308-DMR) Community Alternative Funding System Terminated** | |
| **R.C.** ***5111.041 (repealed), 127.16, 140.01, 3323.021, 3702.51, 3721.01, 3722.01, 3722.02, 5111.042, 5123.01, 5123.041 (repealed), 5123.046, 5123.047, 5123.048 (repealed), 5123.01, 5123.041 (repealed), 5123.046, 5123.047, 5123.048 (repealed), 5123.049, 5123.0412, 5123.34, 5123.71, 5123.76, 5126.01, 5126.035, 5126.042, 5126.054, 5126.055, 5126.056, 5126.057, 5126.12, 5705.091, Sections 206.66.78, 209.09.09*** | **R.C.** ***5111.041 (repealed), 127.16, 140.01, 3323.021, 3702.51, 3721.01, 3722.01, 3722.02, 5111.042, 5123.01, 5123.041 (repealed), 5123.046, 5123.047, 5123.048 (repealed), 5123.01, 5123.041 (repealed), 5123.046, 5123.047, 5123.048 (repealed), 5123.049, 5123.0412, 5123.34, 5123.71, 5123.76, 5126.01, 5126.035, 5126.042, 5126.054, 5126.055, 5126.056, 5126.057, 5126.12, 5705.091, Sections 206.66.78, 209.09.09*** |
| Repeals, effective July 1, 2005, a requirement that the Medicaid program cover habilitation center services. (The system by which the Medicaid program covers habilitation center services is often referred to as the Community Alternative Funding System (CAFS).) | Same as the Executive. |
| Repeals state law governing the certification of habilitation centers. | Same as the Executive. |
| Fiscal effect: The federal government recently found the CAFS program to be out of compliance with federal Medicaid requirements pertaining to comparability of services, free choice of provider, and overall service eligibility. The federal government informed the Ohio Department of Job and Family Services (ODJFS) and the Ohio Department of Mental Retardation and Developmental Disabilities (ODMR/DD) that it would no longer provide federal Medicaid reimbursement for the CAFS program effective July 1, 2005. As a result, approximately $206 million in federal Medicaid | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| reimbursement is in jeopardy. According to ODMR/DD, making CAFS compliant with federal requirements is not fiscally possible. As a state Medicaid plan option, CAFS services are an entitlement available to any Medicaid-eligible individual needing CAFS services. Thus, the state's potential fiscal liability grows since neither the number of providers or the number of individuals served can be controlled. Currently, local county boards of mental retardation and developmental disabilities (MR/DD) and school districts are statutorily responsible for the nonfederal match. According to ODMR/DD, this runs counter to the Executive's priorities of cost containment within the Medicaid program. The termination of the CAFS program will affect county boards of MR/DD, participating school districts, private providers, ODMR/DD, ODJFS, and the individuals receiving CAFS services. | |

**576 (CD-331-DMR) Administrative Fee Increase for Medicaid Paid Claims**

| R.C. *5123.0412* | R.C. *5123.0412* |
|---|---|
| Increases the administrative fee county boards of MR/DD are charged for Medicaid paid claims for case management services and home and community-based services the Department administers to 1.5% (from1%) of the total value of paid claims. | Same as the Executive. |
| Clarifies what services are subject to the fee. | Same as the Executive. |
| Changes how ODMR/DD and ODJFS are to use the fees. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| Fiscal effect: The additional revenue collected from the administration fee will be used to offset some of the lost revenue associated with the 4% fee charged on all CAFS claims. The CAFS fee will no longer be received when the program is terminated at the end of FY 2005. The Department collects approximately $7.0 million annually from the 4.0% CAFS fee. In FY 2004, the Department paid $5.1 million in nonfederal matching funds for CAFS services. Thus, the net revenue gain from the 4% CAFS fee was $1.9 million in FY 2004. In FY 2004, ODMR/DD collected $3.2 million from the 1.0% fee. With the proposed increase, the Department would generate approximately $1.6 million in additional revenue. Thus, the net effect of losing the CAFS fee and increasing the administration fee would be a revenue loss of approximately $300,000. According to the Department, to absorb the revenue loss, central office will undergo a comprehensive reassessment of jobs, which will end with layoffs, early retirements, and job abolishment. | Fiscal effect: Same as the Executive. |

**577 (CD-944-DMR) Residential Facilities I and II**

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| | **R.C.** ***5123.19, 5123.196, 5123.1910, 5123.20*** |
| No provision. | Differentiates between residential facilities that are not intermediate care facilities for the mentally retarded (ICFs/MR) and residential facilities that are ICFs/MR for licensure purposes by designating non-ICF/MR residential facilities as residential facilities I and residential facilities that are ICFs/MR as residential facilities II. |
| No provision. | Establishes special staffing requirements for residential facilities II. |

| As Introduced (Executive) | As Passed by the House |
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| No provision. | Revises the limitation on the issuance of residential facility licenses by applying the limitation only to residential facility II licenses and providing that the maximum number of licensed residential facility II beds cannot exceed, with certain exceptions, 7,656. |
| No provision. | Fiscal effect: Under current law, all residential facilities receive the same license. However, current law allows the rules for residential facilities that are ICFs/MR to differ from those for other residential facilities. The bill mandates a licensing system that differentiates between residential facilities that are ICFs/MR and residential facilities that are not ICFs/MR. The Department may see an increase in administrative costs associated with developing and implementing the new licenses (e.g., rules promulgation). However, since both entities are currently licensed by the Department, any increase in costs are not expected to be significant.<br><br>The bill removes the current moratorium for residential facilities that are not ICFs/MR. This may result in an increase in residential facility license applications, which would increase administrative costs to the Department. However, any such increase is unlikely to be significant.<br><br>The bill also requires facilities that receive residential facility II licensure to employ certain medical professionals. This may increase costs to ODJFS and the Department to the extent to which current ICFs/MR do not employ these individuals. |

| As Introduced (Executive) | As Passed by the House |
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**578 (CD-334-DMR) Rules Governing Service Contracts**

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| **R.C.** ***5126.035*** | **R.C.** ***5126.035*** |
| Eliminates a requirement that the Department adopt rules governing contracts between county boards of MR/DD and a provider of services to individuals with MR/DD. | Same as the Executive. |
| Fiscal effect: None. The federal government has raised concerns about requiring an additional service contract other than a Medicaid provider agreement. Furthermore, a lawsuit, Thompson v. Hayes et. al, was filed in the Franklin County Court of Common Pleas against the Ohio Department of Job and Family Services, ODMR/DD, and some county boards concerning the legality of these contracts. The change is in response to a temporary restraining order issued in the case. | Fiscal effect: Same as the Executive. |

**579 (CD-333-DMR) County Boards' Waiting Lists for Services**

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| **R.C.** ***5126.042*** | **R.C.** ***5126.042*** |
| Authorizes a county board of MR/DD, through the next biennium, to give priority for services to no more than 400 individuals under age 22 who have service needs of an unusual scope or intensity due to a mental or physical condition. | Same as the Executive. |
| Authorizes a county board to continue to use, until December 31, 2007, criteria specified in rules to determine, when two or more individuals qualify for priority on a waiting list for home and community-based services the Department administers, the order in which the individuals | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| will be given priority. | |
| Fiscal effect: These provisions simply extend current practices through the next biennium. Thus, there would be no fiscal effect. | Fiscal effect: Same as the Executive. |

**580 (CD-319-DMR) Medicaid Case Management Services**

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| **R.C.** ***5126.055, 5111.042, 5123.047, 5126.057, Section 209.09.10*** | **R.C.** ***5126.055, 5111.042, 5123.047, 5126.057, Section 209.09.24*** |
| Eliminates state law giving county boards of MR/DD Medicaid local administrative authority regarding Medicaid case management services. | Same as the Executive. |
| Eliminates a requirement that the Department pay the nonfederal share of Medicaid case management services if the services are provided by an agency with which the Department has contracted to provide protective services. | Same as the Executive. |
| Provides that a certified habilitation center may provide Medicaid case management services until the earlier of (1) the federal government approving an amendment to the state Medicaid plan that provides that only county boards of MR/DD may provide Medicaid case management services and (2) the habilitation center ceases to meet the certification requirements. | Same as the Executive. |
| Fiscal effect: Certified habilitation centers not only provide CAFS services, but are also the sole provider of Medicaid targeted case management (TCM) and service coordination. The Department will seek an amendment to the state Medicaid plan that would eliminate service coordination as a separate service. Individuals currently receiving service coordination through CAFS could access | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| these services through county boards of MR/DD. In FY 2004, $25 million in nonfederal match was paid for case management services. Of that total, county boards of MR/DD paid approximately $22 million. The Department paid private providers approximately $2.1 million in service coordination matching funds. If county boards do become the sole provider of TCM services, the boards may be responsible for an additional $2.1 million per year in match currently paid by ODMR/DD. | |

| As Introduced (Executive) | As Passed by the House |
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| **581 (CD-179-DMR) Lease-Rental Payments** | |
| **Section:** ***209.09.03*** | **Section:** ***209.09.03*** |
| Requires GRF appropriation item 320-415, Lease-Rental Payments, be used to meet all required payments under to leases and agreements made under section 154.20 of the Revised Code, but limited to the aggregate amount of $47,129,800. | Same as the Executive. |
| **582 (CD-180-DMR) Residential and Support Services** | |
| **Section:** ***209.09.06*** | **Section:** ***209.09.06*** |
| Designates GRF appropriation item 322-413, Residential and Support Services, for supports needed to fulfill the requirements of a consent decree in Sermak v. Manuel and earmarks up to $1,000,000 in each fiscal year for other Medicaid-reimbursed programs other than home and community-based waiver services that enable individuals with MR/DD to live in the community. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **583 (CD-181-DMR) Waiver State Match** | |
| **Section:** ***209.09.06*** | **Section:** ***209.09.06*** |
| Designates GRF appropriation item 322-416, Waiver State Match, be used for home and community-based waiver services, services contracted by county boards of MR/DD, and to pay the nonfederal share of the cost of one or more new ICF/MR beds in a county where the county board does not initiate or support the development of such beds.<br><br>Allows the Department to designate a portion of this appropriation item to support county boards that have a low percentage of residential and support service development when compared to the number of individuals with MR/DD living in the county.<br><br>Earmarks $9,850,000 of this appropriation item in each fiscal year to be distributed to county boards to support existing RFW and IO waivers.<br><br>Allows up to $3,000,000 in each fiscal year in appropriation item 322-416 to be used for program management, up to $4,200,000 in each fiscal year to implement health and welfare requirements, and not less than $2,650,000 shall be used to recruit and retain direct care staff.<br><br>Mandates that the Department use the method utilized in FY 2005 to determine each Residential Facilities Waiver and Individual Options waiver provider's allocation of funds for FY 2006 and FY 2007. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **584 (CD-182-DMR) Supported Living** | |
| **Section:** ***209.09.06*** | **Section:** ***209.09.06*** |
| Designates GRF appropriation item 322-417, Supported Living, for supported living services contracted by county boards and to pay the nonfederal share of the cost of one or more new ICF/MR beds in a county where the county board does not initiate or support the development or certification of such beds. | Same as the Executive. |
| **585 (CD-184-DMR) Other Residential and Support Service Programs** | |
| **Section:** ***209.09.06*** | **Section:** ***209.09.06*** |
| Allows the Department to use GRF appropriation items 322-413, Residential and Support Services; 322-416, Waiver State Match; or 322-417, Supported Living, to develop residential and support service programs that enable individuals with MR/DD to live in the community.<br><br>Allows the Department to waive the support collection requirements of Chapter 5121. and section 5123.122 of the Revised Code for persons enrolled in programs pursuant to this section.<br><br>Requires the Department to adopt rules in accordance with Chapter 119. of the Revised Code or use existing rules to implement such programs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **586 (CD-185-DMR) Family Support Services** | |
| **Section:** ***209.09.06*** | **Section:** ***209.09.06*** |
| Designates GRF appropriation item 322-451, Family Support Services, to assist individuals with MR/DD and their families who are living in the community and to pay the nonfederal share of the cost of one or more new ICF/MR beds in a county where the county board initiates or supports the development of such beds. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **587 (CD-186-DMR) Service and Support Administration** | |
| **Section:** ***209.09.06*** | **Section:** ***209.09.06*** |
| Requires GRF appropriation item 322-452, Service and Support Administration, be allocated to county boards of MR/DD to provide service and support administration services and to assist in bringing state funding for service and support administrators within the level authorized in division (C) of section 5126.15 of the Revised Code.<br><br>Allows the Department to request Controlling Board approval to transfer any unobligated appropriations from other GRF line items to meet the statutory funding levels.<br><br>Requires that subject to funding in GRF appropriation item 322-452, Service and Support Administration, no county may receive less than its FY 1995 allocation.<br><br>Replaces case management services, wherever it is referred to in any law, contract, or other document, with service and support administration.<br><br>Allows the Department to use GRF appropriation item 322-452, Service and Support Administration, to pay the nonfederal share of the cost of one or more new ICF/MR beds in a county where the county board initiates or supports the development or certification of such beds. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **588 (CD-187-DMR) State Subsidies to MR/DD Boards** | |
| **Section:** ***209.09.06*** | **Section:** ***209.09.06*** |
| Requires that GRF appropriation item 322-501, County Boards Subsidies, be distributed to county boards of MR/DD under section 5126.12 of the Revised Code to the limit of the lesser required by that section or, if the appropriation is less than the required subsidy, prorated to all county boards of MR/DD.<br><br>Allows the Department to use funds in this line item to pay the nonfederal share of the cost of one or more new ICF/MR beds in a county where the county board initiates or supports the development of such beds. | Same as the Executive. |
| **589 (CD-188-DMR) Waiver-Match** | |
| **Section:** ***209.09.06*** | **Section:** ***209.09.06*** |
| Allows the Department to use appropriation item 322-604, Waiver-Match, (Fund 4K8) in the state special revenue fund group as state matching funds for home and community-based Medicaid waivers. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **590 (CD-190-DMR) County Board Waiver Match** | |
| **Section:** ***209.09.06*** | **Section:** ***209.09.06*** |
| Requires the Department to transfer cash from any allowable GRF appropriation item to Fund 5Z1, appropriation item 322-624, County Board Waiver Match, in the state special revenue fund group reflecting the amounts that county boards pledge from their state GRF allocations to cover the cost of providing the nonfederal match for waiver services. | Same as the Executive. |
| **591 (CD-191-DMR) Developmental Center Program to Develop a Model Billing for Services Rendered** | |
| **Section:** ***209.06.12*** | **Section:** ***209.09.12*** |
| Allows developmental centers to provide services to individuals with MR/DD living in the community or to providers of services to these persons.<br><br>Allows the Department to develop a method for recovery of all costs associated with the provision of these services. | Same as the Executive. |
| **592 (CD-192-DMR) Transfer to Funds for Developmental Center Pharmacy Programs** | |
| **Section:** ***209.06.15*** | **Section:** ***209.09.15*** |
| Requires the Department to pay the ODJFS the nonfederal share of Medicaid prescription drug claim costs for all developmental centers paid by ODJFS. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **593 (CD-193-DMR) Nonfederal Share of Additional ICF/MR Beds** | |
| **Section:** ***209.06.21*** | **Section:** ***209.09.21*** |
| Requires the Department to transfer specific funds to the ODJFS to pay the nonfederal share of the cost under Medicaid for newly certified Intermediate Care Facility for the Mentally Retarded (ICF/MR) beds.<br><br>Allows the Department to use GRF appropriation items 322-416, Waiver State Match, or 322-417, Supported Living, to pay the nonfederal share of new ICF/MR certified beds if a county board opposes the addition.<br><br>Allows the Department to use GRF appropriation items 322-451, Family Support Services; 322-452, Service and Support Administration; or 322-501, County Boards Subsidies, to pay the nonfederal share of new ICF/MR certified beds if a county board of MR/DD initiates or supports the addition. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **594 (CD-568-MIH) Lupus Program** | |
| **Section:** ***209.12*** | **Section:** ***209.12*** |
| Requires that GRF appropriation item 149-502, Lupus Program, be used to provide grants to programs in patient, public, and professional education on the subject of systemic lupus erythemtosus; to encourage and develop local centers on lupus information gathering and screening; and to provide outreach to minority women. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **595 (CD-914-CRB) Motor Vehicle Collision Repair Registration Board Collaboration with Local Fire and Building Departments** | |
| | **R.C.** ***4775.04*** |
| No provision. | Requires the Motor Vehicle Collision Repair Registration Board to work with local fire and building departments to locate places of business being operated by persons who do not possess a registration certificate as a motor vehicle collision repair operator. (See the item entitled "Motor Vehicle Collision Repair Registration Board Collaboration with Local Fire and Building Departments" in the Local Government Provisions section of this document).<br><br>Fiscal effect: Potential increase in revenue to the Motor Vehicle Collision Repair Registration Fund (Fund 5H9), as the enhanced enforcement efforts may lead to an increase in registrants. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **596 (CD-423-CRB) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Motor Vehicle Collision Repair Registration Board, the Board will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Commerce).<br><br>Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **597 (CD-212-DNR) Dissemination of Information from Certain Computer Databases Maintained by Division of Water** | |
| **R.C.** ***149.43, 1521.151*** | |
| Establishes the authority of the chief of the Division of Water to establish terms and conditions, including rates to be charged, for the dissemination of information from any computer database that consists of geographic information and that is maintained by the Division of Water, and exempts from certain provisions in the Public Records Law the dissemination of public records that are contained in such a computer database. | No provision. |
| Fiscal effect: This provision will allow the Division to charge fees for the information it produces. Over the years, the Department has experienced an increasing number of requests for this detailed information from private firms. With this new revenue source, the Department would expand and enhance its database and information services to meet the public's demand. The Department estimates the new fees may generate approximately $43,000 annually. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **598 (CD-209-DNR) State Payment of Estimated Taxes for Acquired Property** | |
| **R.C.** ***319.20*** | **R.C.** ***319.20*** |
| Allows the state, when it acquires property, to pay estimated taxes on the property at the time of acquisition rather than subsequent to the acquisition as in current law.<br><br>Fiscal effect: This provision will improve payment timing and improve cash management activities. | Revises the Executive recommendation to indicate that the state need not pay estimated tax for that part of the year during which the property would be exempt from tax because of state ownership or possession.<br><br>Fiscal effect: No fiscal effect beyond that of the Executive. |
| **599 (CD-208-DNR) Fees and Charges for Use of State Forests and Services Provided Under Division of Forestry** | |
| **R.C.** ***1503.01*** | |
| Allows the Chief of the Division of Forestry to adopt rules establishing fees and charges for the use of state forests and for any service that is provided under a program administered by the Division.<br><br>Fiscal effect: Currently, the Department does not have an estimate of the number, type, or fee rate for fees that may be established. The plan is to establish fees for horse riders and APV riders on state forest trails. The Department is modeling these fees on the fees charged in the Wayne National Forest. The fee revenue will help provide materials and supplies for volunteer crews who perform a large part of trail maintenance. | No provision. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **600 (CD-222-DNR) State Solid Waste Disposal Fee; Recycling and Litter Prevention Fund; Corporate Franchise Tax** | |
| **R.C.** ***1502.02, 3734.57, 5733.122 (repealed)*** | **R.C.** ***1515.14, 3714.073, 3734.57, 3734.901, 3734.9010, 206.27, 209.18, 209.18.09*** |
| Eliminates the crediting of the corporate franchise tax on litter stream products to the Recycling and Litter Prevention Fund (Fund 532) in the state special revenue fund group, establishes an additional fee of $1.00 per ton on the disposal of solid wastes, the proceeds of which must be credited to the Recycling and Litter Prevention Fund (Fund 532) in the Division of Recycling and Litter Prevention and makes technical changes in the statute governing solid waste disposal fees. | Replaces the $1 per-ton solid waste disposal fee with a $1.00 increase in the state tire sale fee, and requires the proceeds to be credited to the Recycling and Litter Prevention Fund (Fund 532). |
| No provision. | Establishes a new $0.25 per-ton fee on the disposal of construction and demolition debris, and requires the proceeds of the fee to be credited to the newly created Soil and Water Conservation District Assistance Fund (Fund 5BV) to be used to provide matching funding for soil and water conservation district projects. |
| No provision. | Specifies that not more than $1,500,000 in each fiscal year may be used for the administration of the Recycling and Litter Prevention Program; and creates appropriation item 725-683, Soil and Water Districts (Fund 5BV), in the state special revenue fund group to be used for the same purposes as GRF appropriation item 725-502, Soil and Water Districts. |
| Fiscal effect: DNR's share of the $1.00 solid waste disposal fee will generate between $12 million to $14 million annually and will be used to continue the Department's recycling and litter prevention programs. The | Fiscal effect: By using the $1.00 tire fee, generates approximately $6.9 million for the Recycling and Litter Prevention Fund (Fund 532), a decrease of $4.6 million in FY 2006 and $4.7 million in FY 2007 for local government |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| fee replaces DNR's share of the corporate franchise tax as the revenue source for this program. | recycling and litter prevention programs. Additional $0.25 fee for construction and demolition debris, flowing to the newly-created Soil and Water Conservation District Assistance Fund (Fund 5BV), increases state matching funds for local Soil and Water Districts to provide technical and informational services to local landowners by $1.85 million in both fiscal years. |

**601 (CD-200-DNR) Old Woman Creek National Estuarine Research Reserve**

| R.C. *1517.02* | R.C. *1517.02* |
|---|---|
| Eliminates the authorization for the chief of the Division of Natural Areas and Preserves to enter into an agreement with the United States Department of Commerce for the purpose of receiving grants to continue the management, operation, research, and programming at Old Woman Creek National Estuarine Research Reserve because oversight of the Reserve has been transferred to the Division of Wildlife.<br><br>Fiscal effect: The transfer will provide more long term funding stability for the reserve and greater serviceability for the Department's research partners and educational opportunities. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **602 (CD-210-DNR) Exemption for Property in Nature Preserves from Special Assessments** | |
| **R.C.** ***1517.052, 1525.11, 1525.12, 6111.034*** | |
| Exempts real property that is within a nature preserve from special assessments for sewer, water, or electrical service; establishes recording requirements for county auditors regarding the exemptions; and authorizes a board of county commissioners, legislative authority of a municipal corporation, or other governing board of any other public entity to apply to the Water and Sewer Commission for an advance of money from the Water and Sewer Fund in an amount equal to the portion of the costs of a water or sewer improvement that is to be financed by assessments on real property within a nature preserve whose collection is prohibited under the bill, and requires that money to be repaid to the Commission if the assessments subsequently are collected. | No provision. |
| Fiscal effect: This provision exempts nature preserves from paying special assessments and will save the Department money. The actual amount of savings is unknown. | |

| As Introduced (Executive) | As Passed by the House |
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**603 (CD-213-DNR) Privatization of Inspection of Certain Dams**

| | |
|---|---|
| **R.C.** ***1521.062*** | **R.C.** ***1521.062*** |
| Requires the chief of the Division of Water to adopt rules designating classes of dams that are to be inspected periodically by registered professional engineers hired by the dam owners rather than being inspected by the Chief, and requires the rules to establish standards and procedures governing such private inspections. | Same as the Executive. |
| Fiscal effect: This provision will allow the dam owner to contract with a private firm to perform inspections on Class II and Class III dams. Currently the Department only has the resources to perform Class I inspections. This will allow all dams to be inspected and ensure the public's safety. | |

**604 (CD-199-DNR) Division of Wildlife's Sources of Funding for Payments to School Districts**

| | |
|---|---|
| **R.C.** ***1531.27*** | **R.C.** ***1531.27*** |
| Changes one of the funding sources that the Division of Wildlife uses to pay school districts in which land owned by the state and administered by the Division is located from federal wildlife restoration funds to fines, penalties, and forfeitures credited to the existing Wildlife Fund (Fund 015) in the Wildlife Fund Group. | Same as the Executive. |
| Fiscal effect: Broadens available revenue sources to pay school districts instead of relying on federal funds. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **605 (CD-198-DNR) Youth Hunting Licenses; Fur Taker Permits** | |
| **R.C.** ***1533.10, 1533.11, 1533.111*** | **R.C.** ***1533.10, 1533.11, 1533.111*** |
| Specifies that persons under the age of 18 qualify for a youth hunting license, special youth deer or wild turkey permit, and youth fur taker permit rather than persons under the age of 16 as in current law; allows nonresident youths to obtain a youth fur taker permit; eliminates the requirement that a person carry the person's fur taker permit affixed to the person's hunting license and instead requires only that the person carry the fur taker permit; and eliminates the requirement that a person's signature be written across the face of a fur taker permit and instead requires that the signature be written on the permit.<br><br>Fiscal effect: The Department estimates the change in youth hunting license age requirements will result in a loss of approximately $351,400 annually. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **606 (CD-935-DNR) Resident Hunting and Fishing Licenses for Certain Military Personnel** | |
| | **R.C.** ***1533.10, 1533.11, 1533.111, 1533.112, 1533.32*** |
| No provision. | Requires a person who is on active duty in the Armed Forces of the United States and is stationed in this state and who wishes to hunt, trap, or fish, be required to obtain the requisite license, permit, or stamp, regardless of whether the person qualifies as a resident of this state, and to present a card or other identifying evidence that the person is on active duty in the Armed Forces and stationed in this state.<br><br>Fiscal effect: Potential increase in hunting and fishing license fee revenue. |
| **607 (CD-201-DNR) Nuisance Animal Control Permits** | |
| **R.C.** ***1533.122, 1533.99*** | |
| Prohibits the trapping, capturing, removal, relocation, or control of nuisance native or nonnative wildlife without an annual $100 nuisance animal control permit issued by the division of wildlife, and requires the adoption of rules establishing procedures for the issuance of the permits and for record-keeping pertaining to the permits.<br><br>Fiscal effect: The Department estimates the new permit will generate approximately $7,500 annually. | No provision. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **608 (CD-205-DNR) Ginseng Permit and Ginseng Dealer Permit** | |
| **R.C.** ***1533.881*** | |
| Eliminates the annual registration permit issued by the chief of the Division of Wildlife for buying or otherwise acquiring or conveying ginseng, and instead requires a person harvesting or otherwise collecting ginseng to obtain an annual ginseng collector permit and a person buying, selling, or otherwise conveying ginseng for resale or export to obtain an annual ginseng dealer permit; specifically adds harvesting ginseng as one of the activities requiring a permit; establishes a resident ginseng collector permit fee of $24, a nonresident ginseng collector permit fee of $125, and a ginseng dealer permit fee of $75; and specifies that a ginseng collector permit is not required if a landowner, or the landowner's spouse or child, is harvesting or otherwise collecting ginseng on land that is owned by the landowner.<br><br>Fiscal effect: The Department estimates the new fees will generate approximately $45,000 annually. | No provision. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**609 (CD-224-DNR) State Park Parking Permits; Recreational Immunity**

| R.C. *1541.03* | R.C. *1541.03* |
|---|---|
| Specifies that a waiver, discount, or reduction in the fee for a state park parking permit issued pursuant to rules adopted by the Division of Parks and Recreation is not available unless otherwise provided by Division rule, and establishes that a fee to purchase a state park parking permit is not an admission fee or a fee or consideration paid to the owner, lessee, or occupant of the premises for purposes of the Recreational Immunity Statutes.<br><br>Fiscal effect: Currently, the Department has the authority to implement a parking fee. This provision will limit litigation between the Department and park users who pay the parking fee. | Replaces the Executive provision with a provision that prohibits the Division of Parks and Recreation from adopting rules establishing a fee for parking a motor vehicle in a state park or for admission to a state park, and eliminates related provisions.<br><br>Fiscal effect: No net effect, but replaces the $3 million in foregone park fee revenue with $3 million in GRF funding. The additional $3 million in each fiscal year will allow the Department to maintain and update current state park facilities. |

**610 (CD-220-DNR) State Parks Discount Program for Park Services and Rentals for Golden Buckeye Card Holders**

| R.C. *1541.03* | R.C. *1541.03* |
|---|---|
| Requires the Division of Parks and Recreation to adopt rules establishing a discount program for park services and rentals, but not for the purchase of merchandise, for all persons who are issued a Golden Buckeye Card.<br><br>Fiscal effect: This provision will affect revenues based on the number of services and rentals purchased at a discount, possibly reducing income from these sources. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **611 (CD-197-DNR) Elimination of Depreciation Reserve Fund** | |
| **R.C.** ***1541.221, repealed, Section 209.18.09*** | **R.C.** ***1541.221, repealed, Section 209.18.09*** |
| Eliminates the Depreciation Reserve Fund (Fund 161) in the general service fund group, which is currently used to maintain revenue-producing facilities of the Division of Parks and Recreation in DNR. | Same as the Executive, but changes the date by which the remaining cash balance in the Depreciation Reserve Fund (Fund 161) shall be transferred to the State Park Fund (Fund 512), from June 30, 2005 to July 31, 2005. |
| | Fiscal effect: None. |
| Transfers the remaining cash balance in Fund 161 to the State Parks Operations Fund (Fund 512) in the state special revenue fund group and appropriates it under a new line item, 725-680, Park Facilities Maintenance, (Fund 512) in the state special revenue fund group, prior to June 30, 2005. | |
| Fiscal effect: Once the transfer is made, the remaining cash balance will be appropriated under appropriation item 725-680 in the State Park Fund (Fund 512). The new line item will retain the same purpose as the former line item in the former Depreciation Reserve Fund (Fund 161). The revenue source will be the same: 10% of the receipts from revenue producing facilities of the Division of Parks and Recreation. This will give the Department more flexibility in transferring the 10% within Fund 512 rather than across funds, which requires Controlling Board approval. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **612 (CD-223-DNR) Watercraft Revolving Loan Fund** | |
| **R.C.** ***1547.721, 1547.722, 1547.723, 1547.724, 1547.725, 1547.726, Section 209.18.09*** | **R.C.** ***1547.721, 1547.722, 1547.723, 1547.724, 1547.725, 1547.726, Section 209.18.09*** |
| Establishes the Watercraft Revolving Loan Fund (Fund 5AW) in the waterways safety fund group consisting of money appropriated to it, money from the repayment of loans, and money from other specified sources; authorizes DNR to use money in the fund to make loans for marine recreational facilities or projects related to the use of light draft vessels (including refuge harbors); and establishes procedures and requirements pertaining to the program. | Same as the Executive. |
| Requires OBM to transfer an amount not to exceed $3,000,000 in FY 2006 and not to exceed $1,000,000 in FY 2007 from the Waterways Safety Fund (Fund 086) in the Waterways Safety Fund Group to the Watercraft Revolving Loan Fund (Fund 5AW) in the Waterways Safety Fund Group. | |
| Fiscal effect: These moneys will capitalize the Department's new Watercraft Revolving Loan Fund (Fund 5AW) to make loans for marinas and other boating facilities. The Department anticipates the revolving loan will attract private moneys to improve boating access and boating facilities. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **613 (CD-948-DNR) Exemption for Coal Mining From Section 401 Water Quality Certification Fees.** | |
| | **R.C.** ***3745.114*** |
| No provision. | Exempts coal mining and reclamation operations from the new section 401 water quality certification fees. (See the item entitled "Surface Water Protection Fee" in the Environmental Protection Agency section for further detail).<br><br>Fiscal effect: None on DNR. |
| **614 (CD-195-DNR) Nonresident Operation of All-Purpose and Other Special Vehicles** | |
| **R.C.** ***4519.02, 4519.09*** | **R.C.** ***4519.02, 4519.09*** |
| Requires every nonresident owner or operator of a snowmobile, off-highway motorcycle, or all-purpose vehicle to obtain a $5 temporary operating permit and eliminates registration reciprocity.<br><br>Fiscal effect: Currently the Department does not have an estimate of how much revenue the permit may generate. Revenues will be used to improve recreational trails. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**615 (CD-202-DNR) All-Purpose and Other Special Vehicle Registration Fee**

| R.C. *4519.04* | |
|---|---|
| Increases the three-year registration fee for a snowmobile, off-highway motorcycle, or all-purpose vehicle from $5 to $15. | No provision. |
| Fiscal effect: The Department estimates the increased registration fee will generate approximately $140,000 annually. | |

**616 (CD-211-DNR) Department of Natural Resources Real Property Tax Exemption**

| R.C. *5713.08* | R.C. *5713.08* |
|---|---|
| Requires that real property acquired by the Department of Natural Resources (DNR) for which an application for tax exemption has been filed be removed from the county tax list and duplicate and cannot accrue taxes or penalties while the application for tax exemption is being processed. | Same as the Executive. |
| Fiscal effect: Unknown savings for the Department as taxes and or penalties will not be accrued while tax exemption application is being processed. | |

| As Introduced (Executive) | As Passed by the House |
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**617 (CD-207-DNR) Exemption from Tax Savings Recoupment Charges of Certain Conversions of Agricultural Property by the Departme**

**R.C.** ***5713.34***

| | |
|---|---|
| Creates a new exemption from the tax savings recoupment charges that are levied on land that is converted from an agricultural use to a non-agricultural use. Exempts from the recoupment charges only conversions performed by certain specified divisions of DNR. Applies only to converted land that is used exclusively for a public purpose and that remains principally undeveloped. | No provision. |

Fiscal effect: Potential unknown savings.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **618 (CD-221-DNR) Distribution of Money from Severance Tax on Coal** | |
| **R.C.** ***5749.02*** | **R.C.** ***5749.02*** |
| Requires the Tax Commissioner, rather than the Treasurer of State as in current law, to credit 14.2% of the money collected from the severance tax on coal to the Coal Mining Administration and Reclamation Reserve Fund (Fund 526) in the State Special Revenue Fund Group rather than the Reclamation Forfeiture Fund (Fund 531) in the State Special Revenue Fund Group when the balance in the Fund 526 drops below $2 million during a fiscal year. | Same as the Executive. |
| Fiscal effect: None. Only changes the crediting authority from the Treasurer of State to the Tax Commissioner. Crediting severance tax revenues to Fund 526 will allow DNR to continue complying with federal surface mining grant guidelines. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **619 (CD-753-DNR) Central Support Indirect** | |
| **Section:** ***209.18.03*** | **Section:** ***209.18.03*** |
| Requires DNR, with the approval of the Director of OBM, to utilize a methodology for determining each divisions' payments into the Central Support Indirect Fund (Fund 157) within the general services fund group. The methodology used shall contain the characteristics of administrative ease and uniform application in compliance with federal grant requirements. It may include direct cost charges for specific services provided. Payments to the Central Support Indirect Fund shall be made using an intrastate transfer voucher. | Same as the Executive. |
| Fiscal effect: Establishes a way for the Department to assess its divisions for central support expenses. Direct charges will be developed and tracked by each division's specific usage. | |
| No provision. | Requires that GRF appropriation item 725-401, Wildlife--GRF Central Support, appropriated at $250,000 in each fiscal year, be used to pay the Division of Wildlife's share of departmental central support costs. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **620 (CD-754-DNR) Fountain Square** | |
| **Section:** ***209.18.06*** | **Section:** ***209.18.06*** |
| Updates the relevant period of time for rental payments to the Ohio Building Authority from July 1, 2005 to June 30, 2007 and updates the aggregate amount of rental payments to $2,117,300 in GRF appropriation item 725-404, Fountain Square Rental Payments-OBA. This provision also distinguishes that appropriation item 725-664, Fountain Square Facilities Management (Fund 635) in the general services fund group is used for payments associated with maintenance of the buildings. | Same as the Executive. |
| Fiscal effect: Fountain Square is the building complex that houses the administrative offices for the Department and is located in north Columbus. This provision allows for continued payments and increases in rents. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **621 (CD-755-DNR) Lease Rental Payments** | |
| **Section:** ***209.18.06*** | **Section:** ***209.18.06*** |
| Updates the relevant period of time payments shall be made to the Ohio Public Facilities Commission from July 1, 2005 to June 30, 2007 and increases the allowable aggregate amount of payments by $17,599,100 to a maximum of $50,375,100 in GRF appropriation item 725-413, OPFC Lease Rental Payments.<br><br>Fiscal effect: Allows for continued lease payments and accounts for increased rent costs. | Same as the Executive. |
| **622 (CD-756-DNR) Natural Resources General Obligation Debt Service** | |
| **Section:** ***209.18.06*** | **Section:** ***209.18.06*** |
| Updates language that mandates the payment of debt service and financing costs to the Office of the Sinking Fund from GRF appropriation item 725-903, Natural Resources General Obligation Debt Service, during the period July 1, 2005 to June 30, 2007.<br><br>Fiscal effect: Allows for continued debt service payments on capital improvements for land and water recreational facilities, soil and water protection equipment and facilities, and other improvements related to the state's natural resources programs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **623 (CD-758-DNR) Canal Lands** | |
| **Section:** ***209.18.09*** | **Section:** ***209.18.09*** |
| Retains temporary language that requires a transfer from GRF appropriation item 725-456, Canal Lands, to the Canal Lands Fund (Fund 430) in the general service fund group for the State Canal Lands Program.<br><br>Fiscal effect: Allows for continued services and cash management flexibility in the State Canal Lands program. | Same as the Executive. |
| **624 (CD-763-DNR) Clean Ohio Operating Expenses** | |
| **Section:** ***209.18.09*** | **Section:** ***209.18.09*** |
| Requires appropriation item 725-405, Clean Ohio Operating (Fund 061) in the Clean Ohio fund group to be used by DNR in administering recreational trail development activities under the Clean Ohio Program. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **625 (CD-760-DNR) Fund Consolidation** | |
| **Section:** ***209.18.09*** | **Section:** ***209.18.09*** |
| Requires the Director of OBM to transfer an amount certified by the Director of DNR from the Central Support Indirect Fund (Fund 157) in the general services fund group to the Law Enforcement Administration Fund (Fund 223) in the general services fund group and the Information Services Fund (Fund 204) in the general services fund group to implement a direct cost recovery plan. | Same as the Executive. |
| **626 (CD-762-DNR) Oil and Gas Well Plugging** | |
| **Section:** ***209.18.09*** | **Section:** ***209.18.09*** |
| Requires that funds from appropriation item 725-677, Oil and Gas Well Plugging (Fund 518) in the state special revenue fund group, shall be used exclusively for plugging wells and to properly restore the land surface of idle and orphan oil and gas wells. No funds shall be used for the following: salaries, maintenance, equipment, or other administrative purposes, except for costs that are directly attributed to the plugging of an idle or orphan well. Appropriation authority from this appropriation item shall not be transferred to any other fund or line item. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **627 (CD-766-DNR) Parks Capital Expenses Fund** | |
| **Section:** ***209.18.09*** | **Section:** ***209.18.09*** |
| Creates the Parks Capital Expenses Fund (Fund 227) in the General Services Fund Group to be used to pay for design, engineering and planning costs incurred by the Department for park capital projects. Expenses paid from Fund 227 will be reimbursed by the Parks & Recreation Improvement Fund (Capital Fund 035) by intrastate transfer voucher. | Same as the Executive. |
| Fiscal effect: Creates appropriation item 725-406, Parks Projects Personnel (Fund 227) in the general services fund group, and appropriates $175,000 in FY 2006 and $110,000 in FY 2007 for park capital projects. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **628 (CD-759-DNR) Soil and Water Districts** | |
| **Section:** ***209.18.09*** | **Section:** ***209.18.09*** |
| Retains temporary language that 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.<br><br>Fiscal effect: Potential annual revenue increase up to $30,000 to an approved soil and water conservation district in addition to a district's annual subsidy from GRF appropriation item 725-502, Soil and Water Districts. | Same as the Executive, but also earmarks $25,000 each fiscal year for the Conservation Action Project.<br><br>Fiscal effect: Reduces the amount of state funds available to soil and water conservation districts by $25,000 in each fiscal year. |
| No provision. | Creates the new Soil and Water Conservation District Assistance Fund (Fund 5BV) and earmarks the following from new appropriation item 725-683, Soil and Water Districts:<br><br>(1) $200,000 in each fiscal year for the Heidelberg College Water Quality Laboratory<br><br>(2) $100,000 in each fiscal year for the Indian Lake Watershed in Logan County,<br><br>(3) $100,000 in each fiscal year for the Muskingum Watershed Conservancy |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **629 (CD-764-DNR) Watercraft Marine Patrol** | |
| **Section:** ***209.18.09*** | **Section:** ***209.18.09*** |
| Requires that no more than $200,000 in each fiscal year from appropriation item 739-401, Division of Watercraft (Fund 086) in the Waterways Safety Fund Group, be used to purchase equipment for marine patrols that qualify for funding from DNR. | Same as the Executive. |
| **630 (CD-757-DNR) Wildlife License Reimbursement** | |
| **Section:** ***209.18.09*** | **Section:** ***209.18.09*** |
| Updates temporary language dealing with the reimbursement to the Wildlife Fund (Fund 015) in the Wildlife Fund Group from the GRF for discounts on hunting and fishing licenses permits, and stamp fees provided to senior citizens. | Same as the Executive. |
| Fiscal effect: Increases expenditures to GRF appropriation item 725-425, Wildlife License Reimbursement to provide reimbursements to the Wildlife Fund (Fund 015). The reimbursement levels are not likely to be as high as in the past since the last budget bill eliminated free senior licenses. The Department does not have an estimate of the amount of reimbursement for the biennium. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **631 (CD-933-DNR) Capital Appropriations - The Wilds Carnivore Center** | |
| | **Section:** ***401.05*** |
| No provision. | Moves capital appropriation item CAP-085, The Wilds Carnivore Center, from Fund 031 to Fund 035 in Am. Sub. H.B. 16 of the 126th General Assembly. CAP-085 was appropriated $1,000,000 in Am. Sub. H.B. 16. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **632 (CD-939-DNR) Maintenance of State Park Roads by the Department of Transportation** | |
| | **Sections:** ***401.13, 401.11, 401.12*** |
| No provision. | Requires the Director of Transportation, after conferring with the Director of Natural Resources, to construct, repair, and maintain all roads and bridges within the state parks during fiscal years 2006 and 2007, but limits the amount that can be expended for the purpose to $5 million in a fiscal year.<br><br>Increases an earmark in Am. Sub. H.B. 68, the FY 2006-2007 transportation budget act of the 126th General Assembly, by requiring the Department of Transportation to use $5,000,000 in FY 2006 and FY 2007 of appropriation item 772-421, Highway Construction - State (Fund 002), in the highway operating fund group, for the construction and maintenance of public access roads to and within state facilities operated by the Department of Natural Resources. The earmark in Am. Sub. H.B. 68 is $4,517,500 in each fiscal year. (See the item entitled "Maintenance of State Park Roads" in the Department of Transportation for the fiscal effect on that agency).<br><br>Fiscal effect: None on DNR. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **633 (CD-235-NUR) Medication Aide Pilot Program** | |
| **Section:** ***209.21*** | **Section:** ***209.21*** |
| Requires that the Board establish and conduct the Medication Aide Pilot Program under which medication aides may administer limited types of medications pursuant to a nurse's delegation to residents of nursing homes and residential care facilities. | Same as the Executive, but eliminates the requirement that a nursing home be free of deficiencies as a condition of participating in the pilot program. |
| Creates the Medication Aide Pilot Program Council. | Same as the Executive, but adds a representative of the Department of Job and Family Services to the Council. |
| Fiscal effect: The Board estimates that two full-time employees will be needed to implement this program at a cost of $134,000 (including salary and fringe benefits). Total costs to implement the pilot program will be $158,500 per fiscal year. Costs in future years may be offset by medication aide license fee revenues. | Fiscal effect: There should be no fiscal effect. The Council members do not receive compensation. If Council members receive reimbursement for necessary expenses there could be minimal costs associated with the additional representative. However, as the additional representative is from Job and Family Services, it is unlikely that the representative will be reimbursed for necessary expenses. |
| **634 (CD-487-NUR) Nursing Special Issues** | |
| **Section:** ***209.21*** | **Section:** ***209.21*** |
| Requires that appropriation item 884-601, Nursing Special Issues, (Fund 5P8) in the general services fund group, must be used to pay the costs the Board incurs implementing ORC section 4723.062. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **635 (CD-587-NUR) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Sections:** ***315.03, 209.21*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Board of Nursing, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team is required to submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Removes the State Board of Nursing from the proposal to consolidate certain regulatory boards into the departments of Commerce, Health, and Public Safety. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Establishes appropriations for FY 2007 at FY 2006 recommended levels. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **636 (CD-689-PYT) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Occupational Therapy, Physical Therapy, and Athletic Trainers Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **637 (CD-902-OLA) Ohioana Library Association Consolidation with the State Library** | |
| | **Sections:** ***209.27, 206.90*** |
| No provision. | Eliminates GRF appropriation item 355-501, Library Subsidy, the Ohioana Library's Association lone appropriation item and merges the Ohioana Library Association into the State Library. Increases the State Library's GRF appropriation item 350-321, Operating Expenses, by $100,000 in each fiscal year to fund the Ohioana Library Association.<br>(See the item entitled "Ohioana Library Association Operating Funds" in the entry for the State Library for the fiscal effect on that agency)<br><br>Fiscal effect: Ohioana's lone appropriation item, 355-501, Library Subsidy, was appropriated $202,134 in each fiscal year in the Executive budget. Thus, this change results in a decrease of approximately $100,000 in operating funds for Ohioana in each fiscal year. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **638 (CD-589-ODB) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Ohio Optical Dispensers Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **639 (CD-590-OPT) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Board of Optometry, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **640 (CD-591-OPP) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Board of Orthotics, Prosthetics, and Pedorthics, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **641 (CD-338-PBR) Transcript and Other** | |
| **Section:** ***209.39*** | **Section:** ***209.39*** |
| States that appropriation item 124-601, Transcript and Other, may be used to defray the costs of producing an administrative record. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **642 (CD-1085-PRX) Pseudoephedrine Sales** | |
| | **R.C.** ***2927.30, 3719.47*** |
| No provision. | Restricts the sale and provision of excessive amounts of pseudoephedrine products to individuals and regulates the manner in which pseudoephedrine products may be displayed, sold, or provided.<br><br>Fiscal effect: As the provision's prohibitions carry no explicit criminal penalties, it would appear that there would not be any state or local fiscal effects. That said, it is possible that existing state and local criminal justice system authority in the enforcement of Ohio's Controlled Substance Act could be utilized to investigate, regulate, and prosecute conduct in violation of those prohibitions. As of this writing, the potential state or local fiscal effects of that possibility are uncertain.<br><br>(See the item intitled "Regulation and Control of Ephedrine, Phenylpropanolamine, and Pseudoephedrine Products" in Local Government Provisions) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **643 (CD-717-PRX) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | |
| (1) Expresses the intent to consolidate the Board into the Department of Health not later than July 1, 2006, (2) creates a transition team to develop a plan to ensure the smooth and timely transition of the Board into the Department, including the submission of a report containing recommendations to certain parties, and (3) expresses the intent to introduce a bill in FY 2006 that will include the necessary statutory changes to effect the consolidation and include revised appropriations for FY 2007.<br><br>Fiscal effect: As of this writing, the fiscal effects of this proposed consolidation on the Board are uncertain.<br><br>(See the item entitled "Consolidation of Regulatory Boards" in the Department of Health) | No provision. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **644 (CD-739-PSY) Consolidation of Regulatory Boards** | |
| **R.C.** ***315.03*** | **R.C.** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the State Psychology Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team is to develop a plan for the smooth and timely consolidation of the boards and also address the details of the consolidation. The team is to submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **645 (CD-816-PUB) County Representation Billing Rate** | |
| **R.C.** ***120.06, 120.13, 120.23*** | **R.C.** ***120.06, 120.13, 120.23*** |
| (1) Requires a county, when the State Public Defender provides legal representation for an indigent person, to pay the state public defender legal fees in an amount equal to 100% of the legal fees less the current state reimbursement rate instead of the required payment of 50% of the actual cost of representation as stipulated in current law; and | (1) Same as the Executive. |
| (2) Requires a county to pay the State Public Defender 100% of expenses and costs of investigation and mitigation services and then seek reimbursement of those amounts from the State Public Defender as provided under existing law. | (2) Same as the Executive. |
| Fiscal effect: This provision will require counties to pay the same percentage share whether they appoint a state public defender to a case or utilize one of the other local mechanisms for providing indigent defense services. If enacted, this provision would generate approximately $60,000 in additional revenues to the state in each of FYs 2006 and 2007. In addition, the Commission would be allowed to bill counties for 100% of the cost for mitigation, investigation, experts, and expenses, and then allow the counties to seek reimbursement back from the state at the current reimbursement rate. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **646 (CD-817-PUB) Application Fee for Indigent Defendants** | |
| **R.C.** ***120.36*** | **R.C.** ***120.36*** |
| (1) Requires that, if a person who is a defendant in a criminal case requests or is provided a state public defender, a county or joint county public defender, or any other counsel appointed by the court, the court in which the criminal case is filed must assess, unless the application fee is waived or reduced, a nonrefundable application fee of $25; | (1) Same as the Executive, but removes the provision that permits the court to consider a person's willful failure to pay the application fee as an enhancement factor when imposing sentencing, clarifies that the provision applies to all trial courts, and includes definitions for the terms "clerk of court" and "county-operated municipal court." |
| (2) Requires the clerk of courts to deposit all application fees with the county treasurer; | (2) Same as the Executive. |
| (3) Requires the county to retain 80% of the application fees to offset the costs of providing legal representation to indigent persons, and requires the county auditor each month to remit the remaining 20% to the State Public Defender for deposit to the credit of the Client Payment Fund (Fund 408); and | (3) Same as the Executive. |
| (4) Requires the clerk of courts of each county to annually report certain information to the State Public Defender and the State Auditor. | (4) Same as the Executive. |
| Fiscal effect: This application fee will potentially generate a total of around $2.2 million in additional revenue in each of FYs 2006 and 2007. Assuming that were true, then counties statewide would collect $1.76 million in each year and the remainder, or $440,000, would be remitted to the state. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **647 (CD-825-PUB) Legal Aid Fund** | |
| **R.C.** ***120.52*** | **R.C.** ***120.52*** |
| Clarifies the Ohio Legal Assistance Foundation's ability to utilize its 4.5% administrative set aside for administering all filing fee surcharges and the IOTA program, in addition to already recognized IOLTA accounts.<br><br>Fiscal effect: As this is a clarifying provision, there would appear to be no discernible fiscal effect. | Same as the Executive. |
| **648 (CD-826-PUB) Ohio Legal Assistance Foundation** | |
| **R.C.** ***120.53*** | **R.C.** ***120.53*** |
| Establishes a 15% set-aside from moneys in the Legal Aid Fund (Fund 574) for the Legal Assistance Foundation Fund.<br><br>Fiscal effect: The fiscal effect of this provision on Fund 574 is uncertain. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**649 (CD-818-PUB) Ohio Legal Aid Filing Fee Surcharge**

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|---|---|
| **R.C.** ***1901.26, 1907.24, 2303.201*** | **R.C.** ***1901.26, 1907.24, 2303.201*** |
| Increases the surcharge on civil actions not in a small claims division (from $15 to $25) and on civil actions in a small claims division (from $7 to $10), including that are used for the charitable purpose of providing financial assistance to legal aid societies.<br><br>Fiscal effect: It is anticipated that these filing fee increases will potentially generate up to $8 million in additional revenue in each of FYs 2006 and 2007 for deposit to the credit of Fund 745, Legal Aid Fund. The Commission passes through the additional revenue generated by the fee changes directly to the Ohio Legal Assistance Foundation for disbursements to legal aid societies. | Same as the Executive. |

**650 (CD-1008-PUB) Removal of the Right to Counsel for Indigents in Certain Civil Juvenile Proceedings**

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|---|---|
| | **R.C.** ***2151.352*** |
| No provision. | Removes, for certain civil matters only, an indigent person's statutory right to appointed counsel when the person is a party to a proceeding in juvenile court.<br><br>Fiscal effect: As a result of the provision's restriction on the use of appointed counsel in certain juvenile court matters, theoretically at least, (1) counties may realize a decrease in the amount of money spent annually on legal assistance, and (2) the state may realize a decrease in the amount of money that it reimburses counties annually for the provision of indigent defense legal services. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **651 (CD-819-PUB) Indigent Defense Office** | |
| **Section:** ***209.48*** | **Section:** ***209.48*** |
| Requires moneys appropriated to GRF appropriation item 019-404, Trumbull County - State Share, and non-GRF appropriation item 019-610, Trumbull County - County Share, be used to support an indigent defense office for Trumbull County.<br><br>Fiscal effect: This provision reflects on ongoing program wherein the Commission maintains a branch office in the City of Warren that provides indigent defense services in Trumbull County. Funding for the Trumbull office is drawn solely from these two appropriation items. Trumbull County's contribution to the indigent defense office is deposited in the state treasury to the credit of Fund 4X7 (appropriation item 019-610, Trumbull County - County Share). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **652 (CD-820-PUB) Multi-County Office** | |
| **Section:** ***209.48*** | **Section:** ***209.48*** |
| Requires moneys appropriated to GRF appropriation item 019-403, Multi-County: State Share, and non-GRF appropriation item 019-601, Multi-County: County Share, (Fund 4C7) be used to support the Commission's Multi-County Branch Office Program.<br><br>Fiscal effect: This provision reflects on ongoing program wherein the Commission provides indigent defense services to a ten-county region that covers the south and southeastern part of Ohio, including Adams, Athens, Brown, Fayette, Jackson, Meigs, Pickaway, Pike, Ross, and Washington counties. The program's regional office is located in Athens County, with branch offices situated in Ross and Washington counties. Funding for the Multi-County Branch Office Program is drawn solely from these two appropriation items. The local contribution provided by each of the ten participating counties is deposited in the state treasury to the credit of Fund 4C7 (appropriation item 019-601, Multi-County: County Share). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **653 (CD-821-PUB) Training Account** | |
| **Section:** ***209.48*** | **Section:** ***209.48*** |
| Requires moneys appropriated to GRF appropriation item 019-405, Training Account, be used to provide legal training programs at no cost for private appointed counsel who represent at least one indigent person at no cost (pro bono), and for state and county public defenders and attorneys who contract with the Ohio Public Defender to provide indigent defense services.<br><br>Fiscal effect: This GRF appropriation item essentially supports the Commission's Pro Bono Training Program that uses contracts with private and non-profit training companies to provide continuing legal education (CLE) certified seminars to attorneys who practice criminal indigent defense law. | Same as the Executive. |
| **654 (CD-822-PUB) Federal Representation** | |
| **Section:** ***209.48*** | **Section:** ***209.48*** |
| Requires federal appropriation item 019-608, Federal Representation, serve as the depository for reimbursement payments received by the Ohio Public Defender from the federal courts for providing legal representation in federal court cases at the request of the federal courts.<br><br>Fiscal effect: This provision continues existing practice with regard to the handling of federal court reimbursement payments. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **655 (CD-580-DHS) Abolishes Office of Criminal Justice Services and Creates Division of Criminal Justice Services** | |
| **R.C.** ***181.52 (5502.62), 108.05, 109.91, 141.011, 181.251 (5502.63), 181.53, 181.51 (5502.61), 181.54 (5502.64), 181.55 (5502.65), 181.56 (5502.66), 2152.74, 2901.07, 2923.25, 3793.09, 4112.12, 5120.09, 5120.51, 5139.01, and 5502.01*** | **R.C.** ***181.52 (5502.62), 108.05, 109.91, 141.011, 181.251 (5502.63), 181.53, 181.51 (5502.61), 181.54 (5502.64), 181.55 (5502.65), 181.56 (5502.66), 2152.74, 2901.07, 2923.25, 3793.09, 4112.12, 5120.09, 5120.51, 5139.01, and 5502.01*** |
| (1) Abolishes the Office of Criminal Justice Services and transfers its personnel and functions to, and creates, the Division of Criminal Justice Services in the Department of Public Safety; | (1) Same as the Executive. |
| (2) Requires the Director of Public Safety, with the concurrence of the Governor, to appoint an executive director of the Division to serve at the pleasure of the Director; | (2) Same as the Executive. |
| (3) Requires the executive director, subject to the control of the Director of Public Safety, to appoint the Division's staff and enter into any agreements necessary to perform the Division's functions; | (3) Same as the Executive. |
| (4) Repeals the authority of the Governor to appoint advisory committees to assist the Office of Criminal Justice Services; and | (4) Same as the Executive. |
| (5) Makes appropriate changes in the Revised Code to reflect the abolition of the Office and creation of the Division, including the renumbering of sections. | (5) Same as the Executive. |
| Fiscal effect: According to the Office of Criminal Justice Services, its merger within the Department of Public Safety as the Division of Criminal Justice Services will likely result | |

| As Introduced (Executive) | As Passed by the House |
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| in a reduction of 14 funded positions. Both the Office of Criminal Justices and the Department of Public Safety have indicated that an effort would be made to reassign Criminal Justice Services staff to other departmental programs. As the potential merger of the Office of Criminal Justice Services within the Department of Public Safety is still a "work in progress," the staffing levels in FYs 2006 and 2007 for what will become the Division of Criminal Justice Services are uncertain. | |
| (See the item entitled "Abolishes Office of Criminal Justice Services and Creates Division of Criminal Justice Services" in the Office of Criminal Justice Services) | |

**656 (CD-600-DHS) Family Violence Prevention Fund**

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| **R.C.** ***3705.24, 3705.242*** | **R.C.** ***3705.24, 3705.242*** |
| (1) Creates new fees for copies of vital records as follows to provide funds for grants for family violence shelters: (a) $1.50 for each certified copy of a birth certificate, certification of birth, or death certificate, and (b) $5.50 on the filing for a divorce or dissolution of marriage; | (1) Same as the Executive. |
| (2) Permits a local commissioner of health, a local registrar of vital statistics, or the county clerk of courts to retain an amount of each additional fee collected, not to exceed 3% of the amount of the additional fee, to be used for costs directly related to the collection of the fee and the forwarding of the fee to the Treasurer of State; | (2) Same as the Executive. |
| (3) Directs the fees collected, but not retained, for deposit in the state treasury to the credit of the Family Violence Prevention Fund, which the bill creates; | (3) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| (4) Establishes, in addition to the fees, a penalty equal to 10% of the fees if a person or government entity fails to forward the fees in a timely manner, as determined by the Treasurer of State; | (4) Same as the Executive. |
| (5) Requires all earnings from investment of the fund be credited to the fund, except that actual administration costs incurred by the Treasurer of State in administering the fund may be deducted from earnings from investments, not to exceed 3% of the total amount of fees credited to the fund in each year; and | (5) Same as the Executive. |
| (6) Requires the Director of Public Safety to use money credited to the fund to provide grants to family violence shelters. | (6) Same as the Executive. |
| Fiscal effect: According to the Department of Health, the fee increase for birth certificates and death certificates could generate a total of over $1 million annually statewide, while the amount of revenue that could be generated annually by the fee increase for divorce and dissolution decrees is uncertain. | |
| (See the item entitled "Fees for Vital Records" in the Department of Health) | |

| As Introduced (Executive) | As Passed by the House |
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| **657 (CD-938-DHS) Homeland Security Funds** | |
| | **R.C.** ***5502.03*** |
| No provision. | Requires the Division of Homeland Security and the Department of Public Safety to distribute any homeland security funds on a county basis and prohibits the distribution of the funds on a regional basis.<br><br>Fiscal effect: As of this writing, the magnitude of the fiscal effect of this provision, if any, on local governments from what might otherwise have occurred under current law and practice is uncertain. |

| As Introduced (Executive) | As Passed by the House |
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| **658 (CD-577-DHS) Ohio Task Force One - Urban Search and Rescue Unit** | |
| **Section:** ***209.51*** | **Section:** ***209.51*** |
| Earmarks $200,000 in each fiscal year of the amount appropriated to GRF appropriation item 763-403, Operating Expenses - EMA, to fund the Ohio Task Force One - Urban Search and Rescue Unit and other urban search and rescue programs around the state to create a stronger search and rescue capability statewide. | Same as the Executive. |
| **659 (CD-579-DHS) Individual and Households Grants State Match** | |
| **Section:** ***209.51*** | **Section:** ***209.51*** |
| Requires that GRF appropriation item 763-507, Individual and Households Program - State, be used to fund the state share of costs to provide grants to individuals and households in cases of disaster. | Same as the Executive. |
| **660 (CD-618-DHS) Transfer of the Office of Criminal Justice Services to the Department of Public Safety** | |
| **Section:** ***209.51*** | **Section:** ***209.51*** |
| Provides for the transfer of the employees, assets, rules, business, and determinations of the Office of Criminal Justice Services to the Division of Criminal Justice Services.<br><br>(See item entitled "Transfer of the Office of Criminal Justice Services to the Department of Public Safety " in the Office of Criminal Justice Services) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **661 (CD-1088-DHS) State Fire Marshal's Fund Cash Transfers for Public Safety Services** | |
| | **Section:** ***209.51*** |
| No provision. | Transfers cash totaling $100,000 in FY 2006 and $200,000 in FY 2007 from the Department of Commerce's State Fire Marshal's Fund (Fund 546) to the Department of Public Safety's Public Safety Services Fund (Fund 5CC) and designates those moneys to be awarded in the form of a grant to the City of Warren for the purpose of assisting in the provision of essential public safety services to its citizens.<br><br>(See the item entitled "State Fire Marshal's Fund Cash Transfers for Public Safety Services" in the Department of Commerce) |
| **662 (CD-620-DHS) Utility Radiological Safety Board Assessments** | |
| **Section:** ***306.03*** | **Section:** ***306.03*** |
| Caps the maximum amount that may be assessed per fiscal year against nuclear utilities by the Utility Radiological Safety Board for the purpose of enabling the Emergency Management Agency to fulfill its authority and duties under the statutes related to nuclear safety or the Utility Radiological Safety Board, or under agreements with the Nuclear Regulatory Commission, at $1,260,000 in each of FYs 2006 and FY 2007.<br><br>(See the item entitled "Utility Radiological Safety Board Assessments" in the Public Utilities Commission of Ohio) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **663 (CD-573-DHS) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| (1) Expresses the intent to consolidate the Medical Transportation Board into the Department of Public Safety not later than July 1, 2006, (2) creates a transition team to develop a plan to ensure the smooth and timely transition of the Board into the Department, including the submission of a report containing recommendations to certain parties, and (3) expresses the intent to introduce a bill in FY 2006 that will include the necessary statutory changes to effect the consolidation and include revised appropriations for FY 2007.<br><br>Fiscal effect: As of this writing, the fiscal effects of this proposed consolidation on the Board and the Department of Public Safety are uncertain.<br><br>(See the item entitled "Consolidation of Regulatory Boards" in the Medical Transportation Board) | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **664 (CD-218-PUC) Payment of Annual Assessment** | |
| **R.C.** ***4905.10*** | **R.C.** ***4905.10*** |
| Revises the schedule by which PUCO collects assessments from some railroads and utilities beginning in calendar year 2006. Currently PUCO assesses railroads and utilities on or before October 1 each year and the money is typically received in October. The current system requires the Director of Management and Budget to transfer money from the GRF to Fund 5F6 at the beginning of each fiscal year to cover operating expenses until receipts from the assessment are received, at which time the amounts transferred are returned to the GRF. This provision would require PUCO to assess companies half the amounts they were assessed on October 1 by the following May 15 if the company paid more than $1,000 in assessments for that fiscal year, with the amount assessed due by June 20. The remainder of the assessment would be payable on the current schedule. This section also increases the minimum annual assessment against a railroad or utility from $50 to $100.<br>Fiscal effect: This provision accelerates payment of a portion of the assessment, which has the effect of increasing the amount of assessment paid in FY 2006 by up to $15 million due solely to the timing change. The amount of assessment collected in subsequent fiscal years remains essentially unchanged. The acceleration in payment of the assessment would end the need for temporary transfers from the GRF to Fund 5F6. The increase in the minimum assessment increases the share of the total assessment paid by small companies and correspondingly reduces the share of the total assessment | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| paid by large companies. | |
| **665 (CD-960-PUC) Call Center for Consumer Complaints** | |
| | **R.C.** ***4905.261*** |
| No provision. | Requires the PUCO to operate a telephone call center for consumer complaints. (The bill also prohibits the Office of Consumer Counsel from operating a telephone call for residential consumer complaints which reduces expenditures from Fund 5F5 by $650,000 per year; CD-1005-OCC)<br>Fiscal effect: Increases expenditures from the Public Utilities Fund (Fund 5F6) by approximately $650,000 per year. |

| As Introduced (Executive) | As Passed by the House |
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| **666 (CD-217-PUC) Increase in Railroad and Public Utility Forfeitures** | |
| **R.C.** ***4905.54*** | **R.C.** ***4905.54*** |
| Increases the maximum amount the PUCO may assess for violations of statutes or orders by railroads and public utilities from $1,000 for each violation to $10,000. Specifies that the forfeitures collected are to be deposited into the GRF.<br>Fiscal effect: May increase revenue to the GRF, depending on compliance with railroad and utility statutes and orders. During FY 2004 PUCO assessed approximately $1.1 million in forfeitures on utilities, railroads, and gas pipeline operators. In the past PUCO has seldom assessed the maximum amount that it was authorized to assess under this section. The increase in the maximum could increase revenue to the GRF indirectly, however, by strengthening the negotiating position of PUCO in negotiations with regulated companies over their violations. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **667 (CD-215-PUC) Increase in Maximum Forfeiture for Gas Pipeline Safety Violations** | |
| **R.C.** ***4905.95*** | **R.C.** ***4905.95*** |
| Increases the amount the PUCO can assess for gas pipeline safety violations from $10,000 for each day of violation to $100,000, and increases the cap that can be assessed for a series of violations from $500,000 to $1,000,000. Any forfeiture amount collected as a result of these assessments is deposited into the GRF.<br>Fiscal effect: May increase revenue to the GRF, depending on compliance with gas pipeline safety law. In the past PUCO has seldom assessed the maximum amount that it was authorized to assess under this section. The increase in the maximum could increase revenue to the GRF indirectly, however, by strengthening the negotiating position of PUCO in negotiations with regulated companies over their violations. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **668 (CD-229-PUC) Commercial Vehicle Information Systems and Networks Project** | |
| **Section:** ***209.54*** | **Section:** ***209.54*** |
| Creates the Commercial Vehicle Information Systems and Networks Fund in the state treasury to receive funding from a federal grant conferred by the U.S. Department of Transportation. These funds are to be used to deploy the Ohio Commercial Vehicle Information Systems and Networks Project.<br>Fiscal effect: Continues in effect a fund that was originally established in temporary law by Am. Sub. H.B. 94 of the 124th General Assembly; no other fiscal effect. | Same as the Executive. |
| **669 (CD-693-PUC) Utility Radiological Safety Board Assessments** | |
| **Section:** ***306.03*** | **Section:** ***306.03*** |
| Specifies the maximum amounts that may be assessed against nuclear electric utilities under division (B)(2) of section 4937.05 of the Revised Code by the Utility Radiological Safety Board on behalf of each of four state agencies. The maximum assessment on behalf of the Department of Agriculture is $73,059 in both FY 2006 and FY 2007. The maximum assessment for the Department of Health is $850,000 in each fiscal year, the maximum assessment for the Environmental Protection Agency is $286,114 in each fiscal year, and the maximum assessment for the Emergency Management Agency of the Department of Public Safety is $1,260,000 in each fiscal year. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **670 (CD-770-PWC) Conservation General Obligation Debt Service** | |
| **Section:** ***209.57*** | **Section:** ***209.57*** |
| Requires that GRF appropriation item 150-904, State Capital Improvements General Obligation Debt Service, be use to pay all debt service and related financing costs of the Clean Ohio Conservation Program (COCP) over the biennium. Also, requires the Office of the Sinking Fund or OBM to make the required debt service payment by intrastate voucher.<br><br>Fiscal effect: Will allow debt service payments to be made on time. | Same as the Executive. |
| **671 (CD-771-PWC) State Capital Improvements General Obligation Debt Service** | |
| **Section:** ***209.57*** | **Section:** ***209.57*** |
| Requires that GRF appropriation item 150-907, State Capital Improvements General Obligation Debt Service, be used to pay all debt service and related financing costs of the State Capital Improvements Program (SCIP) over the biennium. It also requires the Office of the Sinking Fund or OBM to make the required debt service payment by intrastate voucher.<br><br>Fiscal effect: Will allow debt service payment to be made on time. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **672 (CD-772-PWC) Reimbursement to the General Revenue Fund** | |
| **Section:** ***209.57*** | **Section:** ***209.57*** |
| Requires that on or before June 1, 2007 the PWC certify to OBM any excess investment earnings credited to the Clean Ohio Conservation Fund (Fund 056) in the Clean Ohio Fund Group and transfer the excess investment earnings to GRF appropriation item 700-409, Farmland Preservation within the Department of Agriculture.<br><br>Fiscal effect: The PWC is currently doing this. In FY 2003, the PWC transferred $178,600 from Fund 056 to the GRF for the Department of Agriculture's Farmland Preservation Program. FY 2006-2007 transfer amounts would depend on the amount of excess investment earnings certified. | Same as the Executive. |
| **673 (CD-773-PWC) Clean Ohio Operating Expenses** | |
| **Section:** ***209.57*** | **Section:** ***209.57*** |
| Requires appropriation item 150-403, Clean Ohio Operating Expenses (Fund 056) within the Clean Ohio Fund Group, be used for Clean Ohio operating expenses. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**674 (CD-931-BOR) Study on the Feasibility of Multiple Life and Medical Plans**

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| | **R.C.** ***9.901*** |
| No provision. | Requires the BOR to report to the Governor, the Speaker of the House of Representatives, and the President of the Senate within 18 months after the effective date of this bill on the feasibility of designing multiple life and medical plans to cover employees at the various state institutions of higher education.<br>Fiscal effect: Potential minimal, one-time increase in expenditures from the staff-time and resources necessary to conduct the study. |

**675 (CD-434-BOR) Local Administration Competency Certification Program**

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| **R.C.** ***123.17*** | **R.C.** ***123.17*** |
| Directs the State Architect to establish the Local Administration Competency Certification Program by December 30, 2005. The program is to certify public institutions of higher education to administer their own building projects without oversight by the Department of Administrative Services (DAS). This program was authorized by Am. Sub. H.B. 16 of the 126th General Assembly, the capital budget act. | Same as the Executive. |
| Specifies that certification remains valid as long as the State Architect determines that the institution (1) employs a sufficient number of personnel who have completed the certification program and (2) conducts biennial audits of its self-administered building projects. Authorizes the State Architect to revoke the certification of an institution if the | |

| As Introduced (Executive) | As Passed by the House |
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| institution has failed to comply with these requirements.<br><br>Subjects the State Architect's authority to set fees for the program to the approval of the Director of Budget and Management. Specifies that the fees are to cover the costs of implementing the program. (See also the item entitled "Local Administration Competency Certification Program for State Universities and Community Colleges" under DAS.)<br><br>Fiscal effect: None for the BOR. | |

**676 (CD-1043-BOR) State Fleet Management Law Changes**

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| | **R.C.** ***125.832, 125.831*** |
| No provision. | Requires state institutions of higher education to use the DAS's vehicle fleet management software system, DAS's fuel card program to pay for fuel and vehicle maintenance, and DAS's bulk fuel purchases contract to make bulk fuel purchases. (See also the item entitled "Changes to Fleet Management Law " under DAS.)<br><br>Fiscal effect: Presumably, this provision could lead to some savings to the colleges and universities in the long-run. |

| As Introduced (Executive) | As Passed by the House |
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**677 (CD-436-BOR) Allowing Specified Public Authorities to Award Single-prime Contracts**

| **R.C.** ***153.50, 153.51, 153.52*** | |
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| Authorizes specified public authorities, including the state and its public institutions, to choose between awarding separate and distinct (multiple-prime) contracts or single, aggregate (single-prime) contracts for capital projects under the Public Improvements Law. (See also the items entitled "Allowing Specified Public Authorities to Award Single-prime Contracts" under Department of Education and Local Government Provisions.) | No provision. |

**678 (CD-104-BOR) Fees for Degree Authorization and Annual Report Reviews**

| **R.C.** ***1713.03*** | **R.C.** ***1713.03*** |
|---|---|
| Requires the BOR to adopt a rule establishing fees to fund the cost of (1) reviews of applications for certificates of authorization to award degrees at nonpublic institutions and (2) reviews determined necessary upon examining a nonpublic institution's annual report.<br>Fiscal effect: Possible increase in General Revenue Fund revenues (if the fee revenues are assigned to the GRF) or reduction of GRF expenditures (if the fee revenues are assigned to a non-GRF fund). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **679 (CD-105-BOR) Financial Aid Audits** | |
| **R.C.** ***3333.047*** | **R.C.** ***3333.047*** |
| Requires the BOR to conduct audits to determine the validity of information provided by students regarding eligibility for financial aid and requires the institution of higher education to adjust a student's financial aid award where the BOR determines appropriate.<br>Fiscal effect: Possible increase in General Revenue Fund expenditures for the audits. | Same as the Executive. |
| Requires the BOR to conduct audits to ensure that institutions of higher education are complying with the BOR's financial aid rules, and specifies that the institutions are fully liable to reimburse the BOR for the unauthorized use of financial aid funds.<br>Fiscal effect: Possible increase in General Revenue Fund expenditures for the audits. | |

| As Introduced (Executive) | As Passed by the House |
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| **680 (CD-108-BOR) Ohio Instructional Grants** | |
| **R.C.** ***3333.12*** | **R.C.** ***3333.12*** |
| Phases out the Ohio Instructional Grant program by limiting participation to students who enroll in an undergraduate program before July 1, 2006. Students first enrolling after that date will receive grants from the new Ohio College Opportunity Grant program.<br>Fiscal effect: The phase-out of the Ohio Instructional Grants program will reduce its appropriation for FY 2007 by approximately $29.7 million, while the phase-in of the Ohio College Opportunity Grant program will add an appropriation of $58.1 million. The net effect, including the reduction of $3.9 million from analogous phase-out of the Part-time Student Instructional Grants program, would be an increase of $24.5 million. | Same as the Executive. |
| **681 (CD-245-BOR) State Need-based Financial Aid Reconciliation Fund** | |
| **R.C.** ***3333.121*** | **R.C.** ***3333.121*** |
| Specifies that refunds of payments made under the new Ohio College Opportunity Grant Program be paid into the Instructional Grant Reconciliation Fund (in addition to refunds of Ohio Instructional Grant payments as under current law) and changes the name of the fund to the State Need-based Financial Aid Reconciliation Fund.<br>Fiscal effect: Possible gain in revenues to the State Need-based Financial Aid Reconciliation Fund (Fund 5Y5); these revenues would otherwise have returned to the General Revenue Fund. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **682 (CD-107-BOR) Ohio College Opportunity Grant** | |
| **R.C.** ***3333.122, 3315.37, 3332.092, 3333.04, 3333.044, 3333.12, 3333.27, 3333.28, 3333.38, 3345.32, 5107.58*** | **R.C.** ***3333.122, 3315.37, 3332.092, 3333.04, 3333.044, 3333.12, 3333.27, 3333.28, 3333.38, 3345.32, 5107.58*** |
| Creates the Ohio College Opportunity Grant program, a need-based financial aid program that will eventually replace the Ohio Instructional Grants and Part-time Student Instructional Grants programs. The phase-in will begin for students who first enroll in an undergraduate program after July 1, 2006. The grant awards are determined according to the federally determined "Expected Family Contribution" criterion.<br>Fiscal effect: The phase-out of the Ohio Instructional Grants and Part-time Student Instructional Grants programs will reduce their appropriations for FY 2007 by approximately $29.7 million and $3.9 million, respectively, while the phase-in of the Ohio College Opportunity Grant program will add an appropriation of $58.1 million; the net effect would be an increase of $24.5 million. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **683 (CD-106-BOR) Transfer of Career-Technical Education Coursework to State Institutions of Higher Education** | |
| **R.C.** ***3333.162*** | **R.C.** ***3333.162*** |
| Expands the scope of the current articulation and transfer system to include career-technical institutions by requiring the BOR to develop policies and procedures by April 1, 2007, to ensure that students may transfer technical courses to state institutions of higher education.<br>Fiscal effect: The executive budget provides $2.9 million in each year to GRF appropriation item 235-406, Articulation and Transfer, to cover the costs of development of the system and other related activities. | Same as the Executive, but adds technical courses taken at public secondary career-technical institutions to the group of technical courses that students are to be able to transfer to a state institution of higher education. Clarifies that technical courses taken at an adult or public secondary career-technical education institution are required to be transferable only to a state institution of higher education that offers such programs. |
| **684 (CD-1055-BOR) Kent State University's Columbus Program in Intergovernmental Issues** | |
| | **R.C.** ***3333.36*** |
| No provision. | Requires, rather than permits as under current law, the BOR to allocate up to $70,000 for scholarships for students enrolled in the Columbus Program in Intergovernmental Issues at Kent State University if there are sufficient funds available from GRF appropriations made to the BOR that are unencumbered and unexpended. Also specifies that the BOR may use any GRF funds instead of any funds available for the program. |

| As Introduced (Executive) | As Passed by the House |
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| **685 (CD-1136-BOR) Award of Printing Contracts by State Colleges and Universities Pursuant to Buy Ohio** | |
| | **R.C.** ***3345.10*** |
| No provision. | Requires state colleges and universities to award printing contracts under the Buy Ohio provisions that govern the award of contracts for goods and services by DAS and other state agencies. (See also the item entitled "Award of Printing Contracts by State Colleges and Universities Pursuant to Buy Ohio" under DAS.)<br>Fiscal effect: Most likely none, though there is the possibility of a potential decrease in expenditures since current law generally requires institutions to award printing contracts to vendors with manufacturing facilities within Ohio. |

| As Introduced (Executive) | As Passed by the House |
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| **686 (CD-1125-BOR) Real Property Tax Exemption for Certain Buildings and Lands of a State University** | |
| | **R.C.** ***5709.07, Section 557.14*** |
| No provision. | Clarifies that the real property tax exemption for buildings and lands of any of 13 state universities, not used for profit, extends to those used for housing-related facilities, or for other purposes related to the university's educational purpose, and lands used for common space, walkways, and green space; that are under control of a charitable organization with which the university has a joint agreement entitling its students, faculty, or employees to use the lands or buildings; and for which the university has agreed to make payments to the organization sufficient to maintain required debt service coverage ratios on bonds related to the lands or buildings. Leasing of housing in such buildings shall not be considered a profit-making activity under this division. (See also the item entitled "Real Property Tax Exemption for Certain Buildings and Lands of a State University" under Tax Provisions.)<br><br>Fiscal effect: Possible loss in tax revenues to local governments due to the property tax exemption. |

| As Introduced (Executive) | As Passed by the House |
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| **687 (CD-246-BOR) National Guard Scholarship Reserve Fund** | |
| **R.C.** ***5919.341*** | **R.C.** ***5919.341*** |
| Creates in the state treasury the National Guard Scholarship Reserve Fund (Fund 5BM) for purposes of paying scholarship obligations in excess of the GRF appropriations made for that purpose, and authorizes the Director of Budget and Management to transfer to the Reserve Fund an amount not exceeding the prior year's unencumbered balance of GRF appropriations made for purposes of the Ohio National Guard Scholarship Program. Fiscal effect: Possible gain in revenues to the National Guard Scholarship Reserve Fund; these revenues would otherwise have returned to the General Revenue Fund. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **688 (CD-109-BOR) Operating Expenses** | |
| **Section:** ***209.63.03*** | **Section:** ***209.63.03*** |
| Earmarks $150,000 in each fiscal year under GRF appropriation item 235-321, Operating Expenses, to be used in conjunction with funding provided to the Department of Education for Ohio's Partnership for Continued Learning. Authorizes the Director of Budget and Management to transfer any unencumbered balance in FY 2006 to FY 2007 to support the Partnership's activities. (See also the item entitled "Academic Standards" under the Department of Education) | Same as the Executive. |
| No provision. | Earmarks $250,000 in FY 2006 under GRF appropriation item 235-321, Operating Expenses, for the BOR to contract with an independent party to conduct an efficiency and productivity study. The study will examine the areas of study provided at each of the state universities, and the findings are to be reported to the General Assembly and the Governor by March 31, 2006. |
| **689 (CD-110-BOR) Lease Rental Payments** | |
| **Section:** ***209.63.06*** | **Section:** ***209.63.06*** |
| Requires the BOR to use GRF appropriation item 235-401, Lease Rental Payments, to make bonded debt service payments up to a maximum amount of $401,414,500 during the biennium. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **690 (CD-254-BOR) Sea Grants** | |
| **Section:** ***209.63.09*** | **Section:** ***209.63.09*** |
| Specifies that the funds in GRF appropriation item 235-402, Sea Grants, be disbursed to The Ohio State University, which are to be used to conduct research on fish in Lake Erie. | Same as the Executive. |
| **691 (CD-255-BOR) Articulation and Transfer** | |
| **Section:** ***209.63.12*** | **Section:** ***209.63.12*** |
| Specifies that the funds under GRF appropriation item 235-406, Articulation and Transfer, are to be used by the BOR to maintain and expand the work of the Articulation and Transfer Council to develop a system of transfer policies to ensure that students at state institutions of higher education can transfer and have coursework apply to their majors and degrees at any other state institution of higher education without unnecessary duplication or institutional barriers. | Same as the Executive. |
| Earmarks $200,000 in each fiscal year to support the work of the Articulation and Transfer Council. | |

| As Introduced (Executive) | As Passed by the House |
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| **692 (CD-256-BOR) Midwest Higher Education Compact** | |
| **Section:** ***209.63.15*** | **Section:** ***209.63.15*** |
| Requires that the BOR use GRF appropriation item 235-408, Midwest Higher Education Compact for paying membership fees. | Same as the Executive. |
| **693 (CD-258-BOR) Information System** | |
| **Section:** ***209.63.18*** | **Section:** ***209.63.18*** |
| Requires the BOR to use GRF appropriation item 235-409, Information System, for the operation of the Higher Education Information System. | Same as the Executive. |
| **694 (CD-260-BOR) State Grants and Scholarship Administration** | |
| **Section:** ***209.63.21*** | **Section:** ***209.63.21*** |
| Requires the BOR to use GRF appropriation item 235-414, State Grants and Scholarship Administration, for the administration of the student aid programs created by the General Assembly and those created by Congress, as well as for providing the fiscal services for the Ohio National Guard Scholarship Program and the Physician Loan Repayment Program. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **695 (CD-262-BOR) Jobs Challenge** | |
| **Section:** ***209.63.24*** | **Sections:** ***209.63.24, 209.63.57*** |
| Directs the distribution of funds under GRF appropriation item 235-415, Jobs Challenge, to state-assisted community and technical colleges, to university regional campuses, and to other EnterpriseOhio Network campuses to support non-credit job training. | Same as the Executive in FY 2006, but consolidates the funding under GRF appropriation item 235-415, Jobs Challenge, into GRF appropriation item 235-501, State Share of Instruction, in FY 2007. The distribution of the funds in item 235-501, State Share of Instruction, in FY 2007 is to be determined by a new formula to be developed by the General Assembly by January 15, 2006. (See also the item entitled "SSI Formula Revision" under the BOR.) |
| Makes the following earmarks under GRF appropriation item 235-415, Jobs Challenge: | |
| (1) Earmarks $2,770,773 in each fiscal year as performance grants to the EnterpriseOhio Network campuses based on BOR's criteria for increasing training services to public and private sector organizations. | |
| (2) Earmarks $2,819,345 in each fiscal year for the Targeted Industries Training Grant Program to attract, develop and retain industry important to the state's economy. | |
| (3) Earmarks $3,758,182 in each fiscal year for the Higher Skills Incentives Program to promote and deliver training to local employers and to reward successful EnterpriseOhio Network campuses. | |

| As Introduced (Executive) | As Passed by the House |
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| **696 (CD-264-BOR) Ohio Learning Network** | |
| **Section:** ***209.63.27*** | **Section:** ***209.63.27*** |
| Requires the BOR to use GRF appropriation item 235-417, Ohio Learning Network, for supporting the continued implementation of the Ohio Learning Network. | Same as the Executive. |
| **697 (CD-266-BOR) Access Challenge** | |
| **Section:** ***209.63.30*** | **Sections:** ***209.63.30, 209.63.57*** |
| Provides for the distribution of funds under GRF appropriation item 235-418, Access Challenge, to Ohio's state-assisted access colleges and universities. The access campuses are expected to reduce the student share of costs for resident undergraduates enrolled in lower division undergraduate courses by sustaining the tuition restraints that were achieved with Access Challenge allocations in prior years. | Same as the Executive in FY 2006, but consolidates the funding under GRF appropriation item 235-418, Access Challenge, into GRF appropriation item 235-501, State Share of Instruction, in FY 2007. The distribution of the funds in item 235-501, State Share of Instruction, in FY 2007 is to be determined by a new formula to be developed by the General Assembly by January 15, 2006. (See also the item entitled "SSI Formula Revision" under the BOR.) |
| Requires the subsidies for FY 2006 to be distributed by the BOR on the basis of each campus's share of FYs 2003 and 2004 all-terms subsidy-eligible General Studies full-time-equivalent (FTE) students. The FY 2007 allocation will be based on the FY 2004 and FY 2005 FTEs. | |
| Provides an adjustment for Cleveland State University's enrollments for use in the above distribution formula. | |

| As Introduced (Executive) | As Passed by the House |
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| **698 (CD-273-BOR) Success Challenge** | |
| **Section:** ***209.63.33*** | **Sections:** ***209.63.33, 209.63.57*** |
| Earmarks in each fiscal year 66.67% of GRF appropriation item 235-420, Success Challenge, for distribution to state-assisted university main campuses in proportion to each campus share of the total statewide bachelor's degrees granted by university main campuses to "at-risk" students, i.e., students eligible for need-based financial aid during the past ten years. Requires institutions to first submit plans addressing how the subsidies will be used to better serve at-risk students prior to receiving the subsidies. | Same as the Executive in FY 2006, but consolidates the funding under GRF appropriation item 235-420, Success Challenge, into GRF appropriation item 235-501, State Share of Instruction, in FY 2007. The distribution of the funds in item 235-501, State Share of Instruction, in FY 2007 is to be determined by a new formula to be developed by the General Assembly by January 15, 2006. (See also the item entitled "SSI Formula Revision" under the BOR.) |
| Earmarks the remaining 33.33% of the appropriation in each fiscal year for distribution to state-assisted university main campuses in proportion to each campus share of the total bachelor's degrees granted by university main campuses to undergraduate students who completed their bachelor's degrees in a "timely manner" (generally, four years) in the previous fiscal year. | |
| **699 (CD-276-BOR) Appalachian New Economy Partnership** | |
| **Section:** ***209.63.36*** | **Section:** ***209.63.36*** |
| Distributes the funds under GRF appropriation item 235-428, Appalachian New Economy Partnership, to Ohio University to continue a multi-campus and multi-agency effort to provide leadership in linking Appalachia to the new economy. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **700 (CD-277-BOR) Economic Growth Challenge** | |
| **Section:** ***209.63.39*** | **Sections:** ***209.63.39, 209.63.57*** |
| Requires the funds under GRF appropriation item 235-433, Economic Growth Challenge, to be used to enhance the basic research capabilities of Ohio's public institutions of higher education, support improved graduate programs, and promote the transfer of technology developed by colleges and universities to private industry. | Same as the Executive in FY 2006, but consolidates the funding under GRF appropriation item 235-433, Economic Growth Challenge, into GRF appropriation item 235-501, State Share of Instruction, in FY 2007. The distribution of the funds in item 235-501, State Share of Instruction, in FY 2007 is to be determined by a new formula to be developed by the General Assembly by January 15, 2006. (See also the item entitled "SSI Formula Revision" under the BOR.) |
| Requires each state-assisted doctoral degree-granting university to initiate in FY 2006 a comprehensive Innovation Incentive Plan designed to enhance doctoral programs, economic growth, and complement the Third Frontier Project. | |
| Makes the following earmarks under GRF appropriation item 235-433, Economic Growth Challenge: | |
| (1) Earmarks $18,000,000 in each fiscal year for the Research Incentive Program (formerly the Research Challenge) to enhance the basic research capabilities of public and private colleges and universities in pursuit of Ohio's economic development goals. The program matches all or part of the campuses' externally obtained research funds. The institutions' spending plans must include Third Frontier investments; for campuses with multiple Third Frontier grants, up to 10% of their Research Incentive funding may be invested in Third Frontier Project- | |

| As Introduced (Executive) | As Passed by the House |
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| related activities. | |
| (2) Earmarks $2,343,097 in FY 2006 and $4,686,194 in FY 2007 to match funds set aside by the universities for the new Innovation Incentive Program. The universities' funds will be those portions of their State Share of Instruction doctoral reserve allocations that they elect to set aside. The program will make competitive awards only to the participating campuses, which are to use the awards to restructure their arrays of doctoral programs. (See also the item entitled "SSI-Innovation Incentive Program" under the BOR) | |
| (3) Earmarks $500,000 in FY 2007 for the Technology Commercialization Incentive, which is to reward public and private colleges and universities for successful technology transfer to Ohio-based business and industry. Eligibility for awards will be determined by the Third Frontier Commission. | |

**701 (CD-283-BOR) College Readiness and Access**

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| **Section:** ***209.63.42*** | **Section:** ***209.63.42*** |
| Requires the BOR to use GRF appropriation item 235-434, College Readiness and Access, in order to support programs designed to improve the academic preparation and increase the number of students who enroll and succeed in higher education, as well as to support innovative statewide strategies that increase student access and retention for specialized populations. | Same as the Executive. |
| Makes the following earmarks under GRF appropriation item 235-434, College Readiness and Access: | Makes the following earmarks under GRF appropriation item 235-434, College Readiness and Access: |

| As Introduced (Executive) | As Passed by the House |
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| (1) Earmarks $798,684 in FY 2006 and $822,645 in FY 2007 for the Ohio Appalachian Center for Higher Education at Shawnee State University. | (1) Same as the Executive. |
| (2) Earmarks $169,553 in FY 2006 and $174,640 in FY 2007 for Miami University's Student Achievement in Research and Scholarship (STARS) program. | (2) Same as the Executive. |
| (3) Earmarks $1,574,535 in FY 2006 and $2,753,985 in FY 2007 to be used in conjunction with funding provided in the Ohio Department of Education budget to support the Early College High School Pilot Program. (See also the item entitled "School Improvement Initiatives" under the Department of Education). | (3) Same as the Executive. |

**702 (CD-284-BOR) Teacher Improvement Initiatives**

| Section: *209.63.45* | Section: *209.63.45* |
|---|---|
| Uses the funds under GRF appropriation item 235-435, Teacher Improvement Initiatives, to support programs such as OSI–Discovery and the Centers of Excellence in Mathematics and Science designed to raise the quality of mathematics and science teaching in primary and secondary education. | Same as the Executive. |
| Makes the following earmarks under GRF appropriation item 235-435, Teacher Improvement Initiatives: | Makes the following earmarks under GRF appropriation item 235-435, Teacher Improvement Initiatives: |
| (1) Earmarks $204,049 in each fiscal year for the Mathematics and Science Center in Lake County. | (1) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (2) Earmarks $81,619 in each fiscal year for the Ohio Mathematics and Science Coalition. | (2) Same as the Executive. |
| (3) Earmarks $100,000 in each fiscal year for the Teacher Quality Partnerships study. | (3) Same as the Executive. |
| (4) Earmarks $799,871 in each fiscal year for the Ohio Resource Center for Mathematics, Science, and Reading. The Center is prohibited from making available resources that are inconsistent with the K-12 science standards and policies adopted by the State Board of Education. | (4) Same as the Executive. |

**703 (CD-287-BOR) Eminent Scholars**

| | |
|---|---|
| **Section:** ***209.63.48*** | **Section:** ***209.63.48*** |
| Provides funds under GRF appropriation item 235-451, Eminent Scholars, to continue supporting the Eminent Scholars program, which invests educational resources to address problems that are of vital statewide significance while fostering the growth in eminence of Ohio's academic programs. | Same as the Executive. |
| Authorizes two endowment grants of approximately $685,494 each to public and private institutions of higher education to match non-state endowment gifts of the same amount. The grants are to be used to attract and sustain scholar-leaders of national or international prominence. All awards are to be associated with a Wright Center of Innovation, a Partnership Award from the Biomedical Research and Technology Transfer Trust Fund, or a Wright Capital Project. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **704 (CD-294-BOR) EnterpriseOhio Network** | |
| **Section:** ***209.63.51*** | **Section:** ***209.63.51*** |
| Provides funds under GRF appropriation item 235-455, EnterpriseOhio Network, to continue increasing the capabilities of the EnterpriseOhio Network to meet the ongoing training needs of Ohio employers through support of multi-campus collaboration, best-practice dissemination, and capacity-building projects. | Same as the Executive. |
| Earmarks $165,300 in each fiscal year for the Dayton Business/Sinclair College Jobs Profiling Program. | |
| **705 (CD-302-BOR) Area Health Education Centers** | |
| **Section:** ***209.63.54*** | **Section:** ***209.63.54*** |
| Requires the BOR to use GRF appropriation item 235-474, Area Health Education Centers Program Support, to support the medical school regional area health education centers' educational programs, which in turn support medical and other health professions' education and the Area Health Education Center Program. | Same as the Executive. |
| Earmarks $159,158 in each fiscal year for the Ohio University College of Osteopathic Medicine to operate a mobile health care unit to serve the southeastern area of the state. | |
| Earmarks $119,369 in each fiscal year for the Ohio Valley Community Health Information Network (OVCHIN) project. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **706 (CD-321-BOR) State Share of Instruction (SSI)** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Provides a system of formulas for allocating GRF appropriation item 235-501, State Share of Instruction, and allows the BOR to establish procedures for the formula, including the determination of the fee assumptions for the local contributions. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |
| **707 (CD-472-BOR) SSI–Lower Division Fee Differential** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Requires the BOR to adjust the fee assumptions for the General Studies and Technical curriculum models in order to maintain the relationship between these models and the Baccalaureate models if a local contribution of 37% had been used for allocating the SSI. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |
| **708 (CD-473-BOR) SSI–Aggregate Expenditure** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Provides the rates for the instruction and support services, student services, and the activity-based plant operation and maintenance (POM) allowances per subsidy-eligible full-time-equivalent (FTE) student for each of the fourteen non-doctoral curriculum models, and the rates per square foot for the square-foot-based POM allowance. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **709 (CD-474-BOR) SSI–Core Subsidy Entitlements** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Uses the greater of the two subsidy amounts generated by using the two-year and the five-year average FTE enrollments, the aggregate expenditures per FTE student, and the assumed local contributions. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |
| **710 (CD-475-BOR) SSI–Medical School Enrollment** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Uses a base enrollment for students in the Medical II model only, so that a medical school whose current-year enrollment is below its listed base enrollment will have a Medical II FTE enrollment equal to 65% of its base enrollment plus 35% of its current-year enrollment, while a medical school whose current-year enrollment is greater than its base enrollment will have a Medical II FTE enrollment equal to the sum of its base enrollment and the FTE for its repeating students. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. Also makes a technical correction that updates a reference to the Medical College of Ohio at Toledo to its new name, the Medical University of Ohio at Toledo. (See also the item "SSI Formula Revision" under the BOR.) |
| **711 (CD-476-BOR) SSI–Plant Operation and Maintenance (POM)** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Uses the greater of the activity-based POM subsidy and the square-foot-based POM subsidy. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **712 (CD-477-BOR) SSI–Doctoral Reserve** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Reserves a fixed percentage of no more than 10.34% of the SSI appropriation for doctoral programs. The funds are allocated to the universities in proportion to their shares of Doctoral I equivalent FTE students, based on the greater of the two-year or five-year average of FTE students for the period FY 1994 through FY 1998, as subsequently adjusted to reflect the effects of doctoral review and changes in Doctoral I equivalent enrollments. Defines Doctoral I equivalent enrollments as the number of Doctoral I FTE students plus 1.5 times the number of Doctoral II FTE students. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |
| **713 (CD-478-BOR) SSI–Innovation Incentive Program** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Requires the BOR to withhold 1.5% in FY 2006 and 3.0% in FY 2007 of a university's allocation of the doctoral reserve if the university elects to participate in the Innovation Incentive Program under appropriation item 235-433, Economic Growth Challenge. The withholding will continue to occur incrementally with a goal of setting aside 15% of the total doctoral reserve by FY 2016. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |
| Requires the BOR to make awards through a competitive process using the combined amount of the participating campuses' withholdings of portions of their doctoral reserve allocations and the state matching funds earmarked under appropriation item 235-433, Economic Growth Challenge. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Only the participating universities will be eligible for the awards and they are to use the awards to restructure their array of doctoral programs.<br><br>(See also the item entitled "Economic Growth Challenge" under the BOR) | |

**714 (CD-336-BOR) SSI–Annual Stop Loss**

| | |
|---|---|
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Provides that the amount of a campus's SSI allocation in each fiscal year will be no less than 95% of the prior year's SSI amount. | Increases the annual SSI funding stop loss from 95% to 97% of an institution's FY 2005 SSI amount in FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |

**715 (CD-339-BOR) SSI–Reduction in Earnings**

| | |
|---|---|
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Requires the BOR to proportionately reduce the SSI earnings for each campus by a uniform percentage if the total SSI earnings are greater than the total SSI appropriation. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **716 (CD-374-BOR) SSI–Capital Component Deduction** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Specifies that, after all other adjustments to a campus's SSI allocation have been made, the total SSI subsidy for the campus is to be reduced by the amount by which the debt service charged to the campus in Am. 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., H.B. 675 of the 124th G.A., and Am. Sub. H.B. 16 of the 126th G.A. for that campus exceeds the campus's capital component earnings. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |
| Requires the sum of all the above amounts deducted from campuses' SSI subsidies to be transferred to appropriation item 235-552, Capital Component, in each fiscal year. | |
| **717 (CD-479-BOR) SSI–Exceptional Circumstances** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Allows the BOR to make adjustments to the SSI payments in response to exceptional circumstances although these require approval by the Controlling Board. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **718 (CD-480-BOR) SSI–Mid-year Appropriation Reductions** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Requires the BOR to re-run the SSI formula if there is a mid-year appropriation reduction prior to the BOR's formal approval of a fiscal year's final allocation. Requires the BOR to proportionately reduce each campus's allocation by a uniform percentage if the appropriation reduction occurs after the BOR's formal approval of a fiscal year's final allocation. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |
| **719 (CD-481-BOR) SSI–Distribution** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Requires the SSI payments to the institutions to be distributed in substantially equal monthly amounts during a fiscal year. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |
| Requires the SSI payments to the institutions during the first six months of a fiscal year to be based on the BOR's enrollment estimates. Payments during the last six months are to be made after approval by the Controlling Board upon the request of the BOR. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **720 (CD-376-BOR) SSI–Law School Subsidy** | |
| **Section:** ***209.63.57*** | **Section:** ***209.63.57*** |
| Requires the SSI to state-supported universities for law-school students enrolled in fiscal years 2006 and 2007 to be calculated by using either the number of subsidy-eligible FTE law school students funded by state subsidy in FY 1995 or the actual number of subsidy-eligible FTE law school students at the institution in the given fiscal year, whichever is less. | Same as the Executive for FY 2006, but requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. (See also the item "SSI Formula Revision" under the BOR.) |
| **721 (CD-891-BOR) SSI Formula Revision** | |
| | **Section:** ***209.63.57*** |
| No provision. | Requires the General Assembly to develop a new SSI formula for FY 2007 by January 15, 2006. The new formula is to include a review of the allocation of courses to the Medical I and Medical II models. |
| | Consolidates the funding of the following GRF appropriation items into 235-501, State Share of Instruction for FY 2007, and appropriates the funds in anticipation of the new SSI formula and additional itemized appropriations for FY 2007: |
| | (1) 235-415, Jobs Challenge |
| | (2) 235-418, Access Challenge |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| | (3) 235-420, Success Challenge |
| | (4) 235-433, Economic Growth Challenge |
| | (5) 235-514, Central State Supplement |
| | (6) 235-520, Shawnee State Supplement |

**722 (CD-378-BOR) Higher Education–Board of Trustees**

| | |
|---|---|
| **Section:** ***209.63.60*** | **Section:** ***209.63.60*** |
| Allows 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 BOR. | Same as the Executive. |
| Requires the board of trustees at each institution to supplement state subsidies by establishing fees to be charged to students, including instructional and general fees to be charged for services assessed uniformly to all students. A board may also establish special purpose fees and service charges for individual or specific categories of students. Finally, except for Miami University, each board will establish a tuition surcharge to be paid by all students who are not residents of Ohio. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Continues to recognize the pilot tuition restructuring plan at Miami University. | Same as the Executive. |
| Limits the annual increase in instructional and general fees for in-state undergraduate students in each fiscal year to 6%. Also limits the board of trustees to a 6% increase in combined instructional and general fees in a single vote. | Same as the Executive, but applies the bill's 6% cap on tuition increases at state institutions for the 2005-2006 academic year to the tuition rates in effect on January 1, 2005 and, for the 2006-2007 academic year, to the tuition rates for the prior academic year. |
| Allows for an additional 3% increase of in-state undergraduate instructional and general fees in a separate vote by a board of trustees, although this increase may be used only for providing scholarships, to be known as Access Scholarship Grants, to low-income students. Requires the campus to submit to the BOR a financial aid report for the prior academic year and a plan for how the additional funds will be used, and to report performance against plan each academic year. | No provision. |
| Provides that the above limitations in instructional and general fee increases will not apply to increases required to comply with institutional covenants related to their obligations or to meet unfunded mandates or legally binding obligations incurred prior to the act's effective date and for which the fee increases had been identified as the source of funds. Also provides for the limitations to be modified by the BOR, with approval of the Controlling Board, in order to respond to exceptional circumstances. | Same as the Executive. |
| Prohibits the board of trustees of any state-assisted institution of higher education from authorizing a waiver or nonpayment of instructional and general fees for any student unless the waiver or nonpayment is authorized by law or approved by the Chancellor. Specifies that this | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| prohibition is not intended to limit Miami University in providing financial assistance to students under its pilot tuition restructuring plan. | |
| Requires each institution to specify separately the instructional fee, general fee, tuition charge, and tuition surcharge in its statement of charges. Makes an exception for Miami University in implementing its pilot tuition restructuring plan. | Same as the Executive. |
| 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. | Same as the Executive. |
| Requires that the authority of government vested by law in the boards of trustees of state-assisted institutions of higher education in fact be exercised by those boards, that administrative decisions are the exclusive prerogative of the boards, and that any delegation of authority by the board is to be accompanied by appropriate standards of guidance, and periodic review of the exercise of this delegated authority. | Same as the Executive. |

**723 (CD-111-BOR) Student Support Services**

| Section: *209.63.63* | Section: *209.63.63* |
|---|---|
| Requires the BOR to distribute GRF appropriation item 235-502, Student Support Services, to state-assisted colleges and universities that incur disproportionate costs in the provision of support services to disabled students. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **724 (CD-112-BOR) Ohio Instructional Grants** | |
| **Section:** ***209.63.66*** | **Section:** ***209.63.66*** |
| Specifies that the grant amounts for FY 2006 will be those listed in the tables under section 3333.12 of the Revised Code. | Same as the Executive. |
| Specifies that awards in FY 2007 will be made to students who have already attended college and completed coursework, excluding early college high school and post-secondary enrollment option students, prior to academic year 2006-2007. The grant amounts will be those listed in the tables under section 3333.12 of the Revised Code. | |
| Earmarks under GRF appropriation item 235-503, Ohio Instructional Grants, an amount in each fiscal year for reimbursement payments to public and private institutions for tuition waivers for children or spouses of public service officers killed in the line of duty. | |
| Requires the unencumbered balance at the end of FY 2006 to be transferred to FY 2007 under the same appropriation item for the same purpose. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **725 (CD-113-BOR) War Orphans Scholarships** | |
| **Section:** ***209.63.69*** | **Section:** ***209.63.69*** |
| Requires GRF appropriation item 235-504, War Orphans Scholarships, to be used to reimburse public institutions for waivers of instructional and general fees provided to war orphans, and provide grants to war orphans attending private non-profit institutions. | Same as the Executive. |
| **726 (CD-114-BOR) OhioLINK** | |
| **Section:** ***209.63.72*** | **Section:** ***209.63.72*** |
| Requires the BOR to use GRF appropriation item 235-507, OhioLINK, to support the state's electronic library information and retrieval system. | Same as the Executive. |
| **727 (CD-115-BOR) Air Force Institute of Technology** | |
| **Section:** ***209.63.75*** | **Section:** ***209.63.75*** |
| Directs that the funds under GRF appropriation item 235-508, Air Force Institute of Technology, are to be used to strengthen research and educational linkages between the Wright Patterson Air Force Base and institutions of higher education in Ohio. | Same as the Executive. |
| Makes the following earmarks under GRF appropriation item 235-508, Air Force Institute of Technology: | Makes the following changes to the earmarks under GRF appropriation item 235-508, Air Force Institute of Technology: |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (1) Earmarks $1,233,588 in each fiscal year for research projects that connect the Air Force Research Laboratories with university partners. The Air Force Institute of Technology will report annually to the Third Frontier Commission on current and future collaborations. | (1) Same as the Executive. |
| (2) Earmarks $446,952 in each fiscal year for the University of Dayton's chair in nanotechnology in support of the Wright Brothers Institute through the Miami Valley Economic Development Research Corporation. | (2) No provision. |
| (3) Earmarks $244,805 in each fiscal year for the Miami Valley Economic Development Research Corporation to support collaborative research among academia, industry and the Air Force for the Wright Brothers Institute and related initiatives in nanomaterials and advanced data management and analysis or other technology projects as determined by the Corporation. | (3) No provision. |
| (4) No provision. | (4) Earmarks $691,757 in each fiscal year for the Development Research Corporation to create or expand Ohio-based technology and commercial development collaborations in areas that are a priority in Ohio's Third Frontier initiative among industry, academia and government. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **728 (CD-116-BOR) Ohio Supercomputer Center** | |
| **Section:** ***209.63.78*** | **Section:** ***209.63.78*** |
| Requires the BOR to use GRF appropriation item 235-510, Ohio Supercomputer Center, to support the operation of the Ohio Supercomputer Center at The Ohio State University. The Center is to report on its services to industrial and other customers, and develop a plan for a computational science initiative with the Wright Centers of Innovation. | Same as the Executive. |
| **729 (CD-117-BOR) Cooperative Extension Service** | |
| **Section:** ***209.63.81*** | **Section:** ***209.63.81*** |
| Requires the BOR to disburse GRF appropriation item 235-511, Cooperative Extension Service, to The Ohio State University in monthly payments. | Same as the Executive. |
| Makes the following earmarks under GRF appropriation item 235-511, Cooperative Extension Service: | Makes the following earmarks under GRF appropriation item 235-511, Cooperative Extension Service: |
| (1) Earmarks $178,271 in each fiscal year for additional staffing for county agents for expanded 4-H activities. | (1) Same as the Executive. |
| (2) Earmarks $178,271 in each fiscal year for a public-private effort through the Enterprise Center for Economic Development to create and operate a small-business economic development program to enhance the development of alternatives to the growing of tobacco. | (2) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (3) Earmarks $55,179 in each fiscal year for farm labor mediation and educational programs. | (3) Same as the Executive. |
| (4) Earmarks $182,515 in each fiscal year for the Ohio State University Marion Enterprise Center. | (4) Same as the Executive. |
| (5) Earmarks $772,931 in each fiscal year for the Ohio Watersheds Initiative. | (5) Same as the Executive. |

**730 (CD-118-BOR) Ohio University Voinovich Center**

| | |
|---|---|
| **Section:** ***209.63.84*** | **Section:** ***209.63.84*** |
| Requires the BOR to use GRF appropriation item 235-513, Ohio University Voinovich Center, to support the operations of the Center. | Same as the Executive. |

**731 (CD-119-BOR) Central State Supplement**

| | |
|---|---|
| **Section:** ***209.63.87*** | **Sections:** ***209.63.87, 209.63.57*** |
| Requires Central State University to use GRF appropriation item 235-514, Central State Supplement, to keep undergraduate fees below the statewide average. | Same as the Executive in FY 2006, but consolidates the funding under GRF appropriation item 235-514, Central State Supplement, into GRF appropriation item 235-501, State Share of Instruction, in FY 2007. The distribution of the funds in item 235-501, State Share of Instruction, in FY 2007 is to be determined by a new formula to be developed by the General Assembly by January 15, 2006. (See also the item entitled "SSI Formula Revision" under the BOR.) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **732 (CD-120-BOR) Performance Standards for Medical Education** | |
| **Section:** ***209.63.90*** | **Sections:** ***209.63.90, 209.64.42*** |
| Requires the BOR to develop performance standards for medical education. The BOR is to attempt to ensure that at least 50% of the aggregate number of students enrolled in state-assisted medical colleges continue to enter residency as primary care physicians. The BOR is to monitor the medical schools' performances in relation to their plans for reaching the 50% standard. | Same as the Executive, but the language is moved to Section 209.64.42, Medical Support. |
| **733 (CD-121-BOR) Case Western Reserve University School of Medicine** | |
| **Section:** ***209.63.93*** | **Section:** ***209.63.93*** |
| Provides for the disbursement of GRF appropriation item 235-515, Case Western Reserve University School of Medicine, in accordance with agreements covered by section 3333.10 of the Revised Code on aid to private nonprofit medical, osteopathic and dental schools. The state support per full-time medical student is not to exceed that provided to full-time medical students at state universities. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **734 (CD-122-BOR) Shawnee State Supplement** | |
| **Section:** ***209.63.96*** | **Sections:** ***209.63.96, 209.63.57*** |
| Requires Shawnee State University to use GRF appropriation item 235-520, Shawnee State Supplement, for two purposes: To keep its undergraduate tuition below the statewide average; and to allow it to employ new faculty to develop and teach in new degree programs that meet the needs of Appalachia. | Same as the Executive in FY 2006, but consolidates the funding under GRF appropriation item 235-520, Shawnee State Supplement, into GRF appropriation item 235-501, State Share of Instruction, in FY 2007. The distribution of the funds in item 235-501, State Share of Instruction, in FY 2007 is to be determined by a new formula to be developed by the General Assembly by January 15, 2006. (See also the item entitled "SSI Formula Revision" under the BOR.) |
| **735 (CD-123-BOR) The Ohio State University Glenn Institute** | |
| **Section:** ***209.63.99*** | **Section:** ***209.63.99*** |
| Requires the BOR to use GRF appropriation item 235-521, The Ohio State University Glenn Center, to support the operations of the Center. | Same as the Executive. |
| **736 (CD-124-BOR) Police and Fire Protection** | |
| **Section:** ***209.64.03*** | **Section:** ***209.64.03*** |
| Requires that GRF appropriation item 235-524, Police and Fire Protection, be used to support police and fire services in the municipalities of Kent, Athens, Oxford, Fairborn, Bowling Green, Portsmouth, Xenia Township (Green County), Rootstown Township, and the City of Nelsonville, where state-affiliated campuses are located. | Same as the Executive, but makes a technical correction to clarify that the $5,000 minimum applies to each fiscal year. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Provides each participating municipality at least $5,000 in each year. Funds are to be distributed according to the method of the previous biennium. | |

**737 (CD-125-BOR) Geriatric Medicine**

| Section: *209.64.06* | Sections: *209.64.06, 209.64.42* |
|---|---|
| Requires the BOR to develop plans for the distribution of the funds under GRF appropriation item 235-525, Geriatric Medicine. | Same as the Executive in FY 2006, but funding is consolidated into GRF appropriation item 235-560, Medical Support, in FY 2007. The distribution of the funds is to be determined by a new formula to be developed by the General Assembly by January 15, 2006. (See also the item entitled "Clinical Teaching Support / Medical Support" under the BOR.) |

**738 (CD-126-BOR) Ohio Aerospace Institute**

| Section: *209.64.09* | Section: *209.64.09* |
|---|---|
| Requires the BOR to distribute GRF appropriation item 235-527, Ohio Aerospace Institute, under section 3333.042 of the Revised Code, which governs grants for aerospace research, education, and technology. | Same as the Executive. |
| Requires the BOR to consult with the Third Frontier Commission to develop a plan for the appropriate, value-added participation of the Ohio Aerospace Institute in Third Frontier Project proposals and grants. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **739 (CD-127-BOR) Academic Scholarships** | |
| **Section:** ***209.64.12*** | **Section:** ***209.64.12*** |
| Requires GRF appropriation item 235-530, Academic Scholarships, be used to provide scholarships to students under section 3333.22 of the Revised Code, which governs the awards by the Ohio Academic Scholarship Program. | Same as the Executive. |
| **740 (CD-128-BOR) Student Choice Grants** | |
| **Section:** ***209.64.15*** | **Section:** ***209.64.15*** |
| Requires that GRF appropriation item 235-531, Student Choice Grants, be used to support the Student Choice Grant Program pursuant to section 3333.27 of the Revised Code. | Same as the Executive. |
| Requires the unencumbered balance of the appropriation at the end of FY 2006 to be transferred to FY 2007 to maintain grant award amounts in FY 2007 equal to the awards provided in FY 2006. | |
| **741 (CD-129-BOR) Student Workforce Development Grants** | |
| **Section:** ***209.64.18*** | **Section:** ***209.64.18*** |
| Requires the BOR to use GRF appropriation item 235-534, Student Workforce Development Grants, to support the Student Workforce Development Grant Program. The size of each grant is to be determined by the BOR based on the funds available. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **742 (CD-130-BOR) Ohio Agricultural Research and Development Center** | |
| **Section:** ***209.64.21*** | **Section:** ***209.64.21*** |
| Requires the BOR to disburse GRF appropriation item 235-535, Ohio Agricultural Research and Development Center, to The Ohio State University in monthly payments. | Same as the Executive. |
| Exempts OARDC from remitting payment to The Ohio State University for cost reallocation assessments during the biennium. | Same as the Executive. |
| Requires OARDC to competitively allocate funding among programs based on demonstrated performance. | Same as the Executive. |
| Makes the following earmarks under GRF appropriation item 235-535, Ohio Agricultural Research and Development Center: | Makes the following earmarks under GRF appropriation item 235-535, Ohio Agricultural Research and Development Center: |
| (1) Earmarks $458,410 in each fiscal year for the purchase of equipment. | (1) Same as the Executive. |
| (2) Earmarks $806,463 in each fiscal year for the Piketon Agricultural Research and Extension Center. | (2) Same as the Executive. |
| (3) Earmarks $212,227 in each fiscal year for the Raspberry/Strawberry-Ellagic Acid Research program at The Ohio State University Medical College. | (3) Same as the Executive. |
| (4) Earmarks $42,445 in each fiscal year for the Ohio Berry Administrator. | (4) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (5) Earmarks $84,890 in each fiscal year for the development of agricultural crops and products not currently in widespread production in Ohio. | (5) Same as the Executive. |

**743 (CD-131-BOR) Part-time Student Instructional Grants**

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| **Section:** ***209.64.24*** | **Section:** ***209.64.24*** |
| Requires that GRF appropriation item 235-549, Part-time Student Instructional Grants, be used to support a grant program for part-time undergraduate students who are Ohio residents and who were enrolled in degree-granting programs prior to academic year 2006-2007. | Same as the Executive. |

**744 (CD-132-BOR) Capital Component**

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| **Section:** ***209.64.27*** | **Section:** ***209.64.27*** |
| Requires the BOR to distribute funds under GRF appropriation item 235-552, Capital Component, to each campus for which the estimated campus debt service attributable to new qualifying capital projects is less than the campus's formula-determined capital component allocation. The amount of each campus' payment is determined by subtracting the former amount from the latter. The campuses may use these payments only for capital projects. | Same as the Executive. |
| Requires the BOR to subtract from a campus's State Share of Instruction allocation in each fiscal year the amount by which the estimated campus debt service attributable to new qualifying capital projects exceeds the campus's formula-determined capital component allocation. The | |

| As Introduced (Executive) | As Passed by the House |
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| funds so subtracted are to be transferred to this appropriation item from GRF appropriation item 235-501, State Share of Instruction. | |

**745 (CD-133-BOR) Dayton Area Graduate Studies Institute**

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| **Section:** ***209.64.30*** | **Section:** ***209.64.30*** |
| Requires the BOR to use GRF appropriation item 235-553, Dayton Area Graduate Studies Institute, for support of the Institute, which is an engineering consortium of 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. | Same as the Executive. |
| Earmarks $417,053 in each fiscal year for the Miami Valley Economic Development Research Corporation to support collaborative research between academia, industry, and the Air Force for the Wright Brothers Institute and related initiatives in nanomaterials and advanced data management and analysis. | |

**746 (CD-134-BOR) Priorities in Collaborative Graduate Education**

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| **Section:** ***209.64.33*** | **Section:** ***209.64.33*** |
| Requires the BOR to use GRF appropriation item 235-554, Priorities in Collaborative Graduate Education, to support improvements in state-assisted universities' graduate programs that the BOR identifies as vital to the state's economic strategy. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| Earmarks up to $169,782 in each fiscal year to support collaborative efforts in graduate education in the above area. | |

**747 (CD-135-BOR) Ohio Academic Resources Network (OARNet)**

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| **Section:** ***209.64.36*** | **Section:** ***209.64.36*** |
| Requires that GRF appropriation item 235-556, Ohio Academic Resources Network, be used to support the operations of the OARNet, including support for Ohio's state-assisted colleges and universities in maintaining and enhancing network connections. | Same as the Executive. |
| Requires the OARNet to give priority to supporting the Third Frontier Network and allocating bandwidth to programs directly supporting Ohio's economic development. | |

**748 (CD-136-BOR) Long-term Care Research**

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| **Section:** ***209.64.39*** | **Sections:** ***209.64.39, 209.64.42*** |
| Requires that GRF appropriation item 235-558, Long-term Care Research, be disbursed to Miami University for long-term care research. | Same as the Executive in FY 2006, but funding is consolidated into GRF appropriation item 235-560, Medical Support, in FY 2007. The distribution of the funds is to be determined by a new formula to be developed by the General Assembly by January 15, 2006. (See also the item entitled "Clinical Teaching Support / Medical Support" under the BOR.) |

| As Introduced (Executive) | As Passed by the House |
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| **749 (CD-137-BOR) Clinical Teaching Support / Medical Support** | |
| **Section:** ***209.64.42*** | **Section:** ***209.64.42*** |
| The Executive contains this provision under "Performance Standards for Medical Education" in Section 209.63.90 of the As Introduced version of the bill. | Requires the BOR to develop performance standards for medical education. The BOR is to attempt to ensure that at least 50% of the aggregate number of students enrolled in state-assisted medical colleges continue to enter residency as primary care physicians. The BOR is to monitor the medical schools' performances in relation to their plans for reaching the 50% standard. |
| Requires GRF appropriation item 235-560, Clinical Teaching Support, to be used to support clinical teaching at Ohio's state-assisted colleges of medicine. | Same as the Executive, but changes the name to GRF appropriation item 235-560, Medical Support, and includes funding for other medical education programs as a result of the consolidation in FY 2007 of the Clinical Teaching funding with GRF appropriation items 235-525, Geriatric Medicine, 235-558, Long-term Care Research, and 235-562, Family Practice and Primary Care Residencies. |
| Requires the BOR to propose by March 1, 2006 a potential method to allocate the appropriation in future fiscal years. A new method, approved by the Office of Budget and Management, is to be implemented in FY 2007. | Requires the General Assembly to develop by January 15, 2006 a plan to provide itemized appropriations to the BOR for medical support programs for FY 2007. |
| Makes the following earmarks under GRF appropriation item 235-560, Clinical Teaching Support: | Makes the following earmarks under GRF appropriation item 235-560, Medical Support: |
| (1) Earmarks $13,565,885 for FY 2006 for The Ohio State University. | (1) Same as the Executive. |
| (2) Earmarks $11,157,756 for FY 2006 for the University of Cincinnati. | (2) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| (3) Earmarks $8,696,866 for FY 2006 for the Medical University of Ohio at Toledo. | (3) Same as the Executive. |
| (4) Earmarks $4,225,107 for FY 2006 for Wright State University, with $124,644 of that amount to be used for the University's Ellis Institute for Clinical Teaching Studies to operate the clinical facility to serve the Greater Dayton Area. | (4) Same as the Executive. |
| (5) Earmarks $4,084,540 for FY 2006 for Ohio University. | (5) Same as the Executive. |
| (6) Earmarks $4,200,945 for FY 2006 for the Northeastern Ohio Universities College of Medicine. | (6) Same as the Executive. |

**750 (CD-138-BOR) Bowling Green State University Canadian Studies Center**

| Section: *209.64.45* | Section: *209.64.45* |
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| Requires GRF appropriation item 235-561, Bowling Green State University Canadian Studies Center, to be used by the Center to study opportunities for Ohio and Ohio businesses to benefit from the Free Trade Agreement between the United States and Canada. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **751 (CD-139-BOR) Family Practice and Primary Care Residencies** | |
| **Section:** ***209.64.48*** | **Sections:** ***209.64.48, 209.64.42*** |
| Requires the BOR to develop plans for the distribution of GRF appropriation item 235-562, Family Practice and Primary Care Residencies. | Same as the Executive in FY 2006, but funding is consolidated into GRF appropriation item 235-560, Medical Support, in FY 2007. The distribution of the funds is to be determined by a new formula to be developed by the General Assembly by January 15, 2006. (See also the item entitled "Clinical Teaching Support / Medical Support" under the BOR.) |
| Makes the following earmarks under GRF appropriation item 235-583, Family Practice and Primary Care Residencies: | |
| Earmarks $4,548,470 in each fiscal year for Family Practice programs. | |
| Earmarks $2,245,688 in each fiscal year for Primary Care Residencies. If an institution does not have an approved primary care residency plan, it will receive 5% less funding per student than it normally would have received. | |

| As Introduced (Executive) | As Passed by the House |
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| **752 (CD-140-BOR) Ohio College Opportunity Grant** | |
| **Section:** ***209.64.51*** | **Section:** ***209.64.51*** |
| Requires the BOR to use GRF appropriation item 235-563, Ohio College Opportunity Grant, to begin in FY 2007 to award needs-based financial aid to students who enroll in an institution of higher education for the first time (excluding early college high school and post-secondary enrollment option participants) in academic year 2006-2007 based on each student's Expected Family Contribution (EFC) as calculated by the United States Department of Education, and the tables under section 3333.122 of the Revised Code. | Same as the Executive. |
| **753 (CD-141-BOR) The Ohio State University Clinic Support** | |
| **Section:** ***209.64.54*** | **Section:** ***209.64.54*** |
| Directs the BOR to distribute the funds under GRF appropriation item 235-572, The Ohio State University Clinic Support, to The Ohio State University for support of the dental and veterinary medicine clinics. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **754 (CD-142-BOR) Urban University Programs** | |
| **Section:** ***209.64.57*** | **Section:** ***209.64.57*** |
| Requires universities receiving funds under GRF appropriation item 235-583, Urban University Programs, to certify periodically in a manner approved by the BOR that program funds are being matched on a one-to-one basis with equivalent resources. Prohibits overhead support from being used to meet this requirement. Matching funds must come from continuing rather than one-time sources. | Same as the Executive. |
| Makes 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: |
| (1) Earmarks $247,453 in each fiscal year to support a public communication outreach program (WCPN). | (1) Same as the Executive. |
| (2) Earmarks $117,215 in each fiscal year to support the Center for the Interdisciplinary Study of Education and the Urban Child at Cleveland State University. | (2) Same as the Executive. |
| (3) Earmarks $169,310 in each fiscal year to support the Kent State University Learning and Technology Project. | (3) Same as the Executive. |
| (4) Earmarks $65,119 in each fiscal year to support the Ameritech Classroom/Center for Research at Kent State University. | (4) Same as the Executive. |
| (5) Earmarks $651,192 in each fiscal year to support the Polymer Distance Learning Project at the University of Akron. | (5) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| (6) Earmarks $32,560 in each fiscal year to support the Kent State University/Cleveland Design Center program. | (6) Same as the Executive. |
| (7) Earmarks $162,797 in each fiscal year to support the Bliss Institute of Applied Politics at the University of Akron. | (7) Same as the Executive. |
| (8) Earmarks $9,766 in each fiscal year to support the Advancing-Up Program at the University of Akron. | (8) Same as the Executive. |
| (9) Earmarks $1,433,037 in each fiscal year to Cleveland State University to support the Maxine Goodman Levin College of Urban Affairs. | (9) Same as the Executive. |
| (10) Earmarks $1,433,037 in each fiscal year for the Northeast Ohio Research Consortium, the Urban Linkages Program, and the Urban Research Technical Assistance Grant Program. The distribution among the three programs will be made by the chairman of the Urban University Program. | (10) Same as the Executive. |
| (11) Earmarks $139,777 in each fiscal year to support the Strategic Economic Research Collaborative at the University of Toledo Urban Affairs Center. | (11) Same as the Executive. |
| (12) Earmarks $139,777 in each fiscal year to support the Institute for Collaborative Research and Public Humanities at The Ohio State University. | (12) Same as the Executive. |
| (13) Earmarks $84,368 in each fiscal year to support the Medina County University Center. | (13) Increases the earmark to $300,368 in each fiscal year. |

| As Introduced (Executive) | As Passed by the House |
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| **755 (CD-143-BOR) Rural University Projects** | |
| **Section:** ***209.64.60*** | **Section:** ***209.64.60*** |
| Makes the following earmarks under GRF appropriation item 235-587, Rural University Projects: | Makes the following earmarks under GRF appropriation item 235-587, Rural University Projects: |
| (1) Earmarks $237,405 in each fiscal year for Bowling Green State University to support the Center for Policy Analysis and Public Service. | (1) Same as the Executive. |
| (2) Earmarks $220,788 in each fiscal year for Miami University to support the Center for Public Management and Regional Affairs. | (2) Same as the Executive. |
| (3) Earmarks $517,513 in each fiscal year for Ohio University to support the Institute for Local Government Administration and Rural Development (ILGARD). A small portion of these funds is to be used for the ILGARD State and Rural Policy Partnership with the Governor's Office of Appalachia and the Appalachian Delegation of the General Assembly. | (3) Same as the Executive. |
| (4) Earmarks $14,348 in each fiscal year to support the Washington State Community College day-care center. | (4) Same as the Executive. |
| (5) Earmarks $43,046 in each fiscal year to support the COAD/ILGARD/GOA Appalachian Leadership Initiative. | (5) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **756 (CD-144-BOR) Hazardous Materials Program** | |
| **Section:** ***209.64.63*** | **Section:** ***209.64.63*** |
| Requires that GRF appropriation item 235-596, Hazardous Materials Program, be disbursed to Cleveland State University for the operation of a program to certify firefighters for the handling of hazardous materials. | Same as the Executive. |
| Earmarks $127,337 in each fiscal year to support the Center for the Interdisciplinary Study of Education and Leadership in Public Service at Cleveland State University. | |
| **757 (CD-145-BOR) National Guard Scholarship Program** | |
| **Section:** ***209.64.66*** | **Section:** ***209.64.66*** |
| Requires the BOR to disburse funds under GRF appropriation item 235-599, National Guard Scholarship Program, at the direction of the Adjutant General. | Same as the Executive. |
| Requires the unencumbered balance of the appropriation will be transferred to the National Guard Scholarship Reserve Fund (Fund 5BM) for use under appropriation item 235-623, National Guard Scholarship Reserve Fund. Upon the request of the Adjutant General, the BOR is to seek Controlling Board approval to establish appropriations in item 235-623, National Guard Scholarship Reserve Fund. | |

| As Introduced (Executive) | As Passed by the House |
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| **758 (CD-146-BOR) Pledge of Fees** | |
| **Section:** ***209.64.69*** | **Section:** ***209.64.69*** |
| Provides that any new pledge or adjustment of fees made in the biennium to secure bonds or notes of a state-assisted institution of higher education for a project for which bonds or notes were not outstanding on the effective date of this section will be effective only after approval by the BOR, unless approved in a previous biennium. | Same as the Executive. |
| **759 (CD-147-BOR) Higher Education General Obligation Debt Service** | |
| **Section:** ***209.64.72*** | **Section:** ***209.64.72*** |
| Requires the funds under GRF appropriation item 235-909, Higher Education General Obligation Debt Service, to be used to pay all debt service and related financing costs at the required times during the biennium. The payments will be effectuated by the Office of the Sinking Fund or the Director of Budget and Management. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**760 (CD-148-BOR) Sales and Services**

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| **Section:** ***209.64.75*** | **Section:** ***209.64.75*** |
| Authorizes the BOR to charge and accept payment for the provision of goods and services. Such charges are to be reasonably related to the cost of producing the goods and services, though no charges are to be levied for goods or services that are produced as part of the routine responsibilities or duties of the BOR. All revenues received are to be deposited into Fund 456 and may be used by the BOR to pay for the costs of producing the goods and services. | Same as the Executive. |

**761 (CD-149-BOR) Ohio Higher Educational Facility Commission Support**

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|---|---|
| **Section:** ***209.64.75*** | **Section:** ***209.64.76*** |
| Authorizes the BOR to use the funds under appropriation item 235-602, Higher Educational Facility Commission Administration, of the state special revenue fund group (Fund 4E8) for operating expenses related to its support of the activities of the Ohio Higher Educational Facility Commission. | Same as the Executive. |
| Requires the Director of Budget and Management to transfer up to $55,000 from Fund 461 to Fund 4E8 in each fiscal year.<br>Fiscal effect: The transfer will allow the BOR to hire one staff person to manage the administrative duties of the Higher Educational Facility Commission. (See also the item entitled "Fund Transfer" under the Higher Educational Facility Commission) | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **762 (CD-150-BOR) Physician Loan Repayment** | |
| **Section:** ***209.64.78*** | **Section:** ***209.64.78*** |
| Provides for the funds under appropriation item 235-604, Physician Loan Repayment, of the state special revenue fund group (Fund 4P4) to be used in accordance with sections 3702.71 to 3702.81 of the Revised Code. | Same as the Executive. |
| **763 (CD-151-BOR) Nursing Loan Program** | |
| **Section:** ***209.64.81*** | **Section:** ***209.64.81*** |
| Requires that appropriation item 235-606, Nursing Loan Program, of the state special revenue fund group (Fund 682) be used to support the administration of the nurse education assistance program. | Same as the Executive. |
| Earmarks up to $159,600 in FY 2006 and $167,580 in FY 2007 for operating expenses associated with the program. | |
| **764 (CD-152-BOR) Science and Technology Collaboration** | |
| **Section:** ***209.64.84*** | **Section:** ***209.64.84*** |
| Requires the BOR to collaborate with the Department of Development, the Air Quality Development Authority, and the Third Frontier Commission in relation to appropriation items and programs referred to as Alignment Programs and other technology-related programs in those agencies, to ensure implementation of a coherent state strategy with respect to science and technology. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| Requires the Third Frontier Commission to conduct annual reviews of each of the alignment programs, which include the following appropriation items: | Requires the Third Frontier Commission to conduct annual reviews of each of the alignment programs, which include the following appropriation items: |
| (1) GRF appropriation item 195-401, Thomas Edison Program, under the Department of Development; | (1) Same as the Executive. |
| (2) GRF appropriation item 898-402, Coal Development Office, under the Air Quality Development Authority; | (2) Same as the Executive. |
| (3) GRF appropriation item 195-422, Third Frontier Action Fund, under the Department of Development; | (3) Same as the Executive. |
| (4) Appropriation item 898-604, Coal Research and Development Fund, in the Coal Development/Research Fund (Fund 046) under the Air Quality Development Authority; | (4) Same as the Executive. |
| (5) GRF appropriation item 235-433, Economic Growth Challenge, under the BOR; | (5) Same as the Executive. |
| (6) GRF appropriation item 235-451, Eminent Scholars, under the BOR; | (6) Same as the Executive. |
| (7) GRF appropriation item 235-508, Air Force Institute of Technology, under the BOR; | (7) Same as the Executive. |
| (8) GRF appropriation item 235-510, Ohio Supercomputer Center, under the BOR; | (8) Same as the Executive. |
| (9) GRF appropriation item 235-527, Ohio Aerospace Institute, under the BOR; | (9) Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| (10) GRF appropriation item 235-535, Ohio Agricultural Research and Development Center, under the BOR; | (10) Same as the Executive. |
| (11) GRF appropriation item 235-553, Dayton Area Graduate Studies Institute, under the BOR; | (11) Same as the Executive. |
| (12) GRF appropriation item 235-554, Priorities in Collaborative Graduate Education, under the BOR; | (12) Same as the Executive. |
| (13) GRF appropriation item 235-556, Ohio Academic Resources Network, under the BOR; and | (13) Same as the Executive. |
| (14) Appropriation item 195-435, Biomedical Research and Technology Transfer Trust, in the tobacco master settlement agreement fund group (Fund M87) under the Department of Development. | (14) Same as the Executive. |

**765 (CD-153-BOR) Repayment of Research Facility Investment Fund Moneys**

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| **Section:** ***209.64.87*** | **Section:** ***209.64.87*** |
| Requires all repayments of Research Facility Investment Fund loans to be made to the Bond Service Trust Fund. Campuses are to make timely repayments of these loans according to a schedule established by the BOR. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **766 (CD-154-BOR) Veterans' Preferences** | |
| **Section:** ***209.64.90*** | **Section:** ***209.64.90*** |
| Requires the BOR to work with the Governor's Office of Veterans' Affairs to develop specific veterans' preference guidelines for higher education institutions' hiring practices. | Same as the Executive. |
| **767 (CD-155-BOR) State Need-based Financial Aid Reconciliation** | |
| **Section:** ***209.64.93*** | **Section:** ***209.64.93*** |
| Requires the BOR, on or soon after August 1 in each fiscal year, to certify to the Director of Budget and Management the amount necessary to pay any outstanding prior-year obligations to higher education institutions for the state's need-based financial aid programs. The amounts certified are paid from funds in appropriation item 235-618, State Need-based Financial Aid Reconciliation, which receives revenue from the State Need-based Financial Aid Reconciliation Fund (5Y5). | Same as the Executive. |
| **768 (CD-247-BOR) GRF Transfer to the National Guard Scholarship Reserve Fund** | |
| **Section:** ***312.18*** | **Section:** ***312.18*** |
| Requires the Director of Budget and Management to transfer an amount equal to the unencumbered balance as of June 30, 2004, in GRF appropriation item 235-599, National Guard Scholarship Fund, from the General Revenue Fund to the National Guard Scholarship Reserve Fund (Fund 5BM). | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **769 (CD-865-BOR) Capital Appropriation Item Transfer** | |
| | **Section:** ***401.05*** |
| No provision. | Amends the capital bill, Am. Sub. H.B. 16 of the 126th General Assembly, to remove capital appropriation item CAP-130, WVIZ Technology Center/Playhouse Square, in the amount of $750,000, from the capital budget of Cleveland State University and place it in the capital budget of Cuyahoga Community College. |
| **770 (CD-866-BOR) Capital Appropriation Item Transfer** | |
| | **Section:** ***401.05*** |
| No provision. | Amends the capital bill, Am. Sub. H.B. 16 of the 126th General Assembly, to remove capital appropriation item CAP-895, Blossom Music Center, in the amount of $2,512,500, from the capital budget of the Cultural Facilities Commission and place it in the capital budget of Kent State University. |
| **771 (CD-1054-BOR) Capital Appropriation Item Establishment** | |
| | **Section:** ***401.05*** |
| No provision. | Amends the capital bill, Am. Sub. H.B. 16 of the 126th General Assembly, to establish a capital appropriation item CAP-335, People Working Cooperatively, within the University of Cincinnati in the amount of $100,000. |

| As Introduced (Executive) | As Passed by the House |
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| **772 (CD-959-DRC) Medical Hardship Releases and Medical Hardship Prisoner Release Commission** | |
| | **R.C.** ***RC 2929.13, 2929.14, 2967.13, 2967.24, 5120.16, 5120.48*** |
| (1) No provision. | (1) Establishes the Medical Hardship Prisoner Release Commission, consisting of three members appointed by the Governor who serve without compensation, but are to be reimbursed for actual and necessary expenses incurred in the performance of their official duties. |
| (2) No provision. | (2) Authorizes the Director of Rehabilitation and Correction to file a request that the Commission approve the release of specified, non-death row, prisoners confined in a state prison, because of a medical hardship. |
| (3) No provision. | (3) Requires the Commission to promptly review such a request, make a determination as to whether the request is approved or denied, and notify the Director. |
| (4) No provision. | (4) Provides that, if the Department grants a medical hardship release to a prisoner, the prisoner is to be released from imprisonment as if the prisoner's stated prison term had expired, the prisoner is subject to a period of post-release control of up to three years after the release, during which time the Department must impose upon the prisoner one or more post-release control sanctions to apply during the period of post-release control. |
| | Fiscal effect: It seems likely that the cost of reimbursing Commission members for their actual and necessary expenses would be minimal annually, if that. Theoretically, if a prisoner receives a medical headship release, the Department realizes some incarceration savings, including |

| As Introduced (Executive) | As Passed by the House |
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| | expenses related to the provision of inmate medical care. |

**773 (CD-1093-DRC) Private Operation of State or Local Correctional Facility - Amount of Savings to be Realized**

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| | **R.C.** ***9.06*** |
| No provision. | Changes the existing 5% cost savings criterion such that in any contracts for the private operation and management of a state or local facility entered into or renewed on or after the bill's effective date, the contractor must convincingly demonstrate that it can realize at least a 10% savings over the projected cost to the government entity of providing the same services to operate the subject facility.<br><br>Fiscal effect: This provision would not produce any immediate savings to the Department of Rehabilitation and Correction, as both of its privatized correctional institutions are currently operating at a 17% savings over the projected cost to the Department of providing the same services to operate each of those subject facilities. The precise magnitude of any savings that a county or municipal corporation operating a local correctional facility may realize as a result of this increase in the amount of savings to be realized for the private operation and management of a correctional facility is uncertain at this time. |

| As Introduced (Executive) | As Passed by the House |
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| **774 (CD-796-DRC) Ohio Building Authority Lease Payments** | |
| **Section:** ***209.69*** | **Section:** ***209.69*** |
| Requires moneys appropriated to GRF appropriation item 501-406, Lease Rental Payments, be used for payments to the Ohio Building Authority for the purpose of covering the principal and interest on outstanding bonds issued to finance capital projects through the state's Adult Correctional Building Fund (Fund 027).<br><br>Fiscal effect: This uncodified law provision continues existing practice with regard to the moneys appropriated to GRF appropriation item 501-406, Lease Rental Payments. | Same as the Executive. |
| **775 (CD-797-DRC) Prisoner Compensation** | |
| **Section:** ***209.69*** | **Section:** ***209.69*** |
| Requires moneys appropriated to GRF appropriation item 501-403, Prisoner Compensation, be transferred on a quarterly basis by intrastate transfer voucher (ISTV) to Fund 148 (non-GRF appropriation item 501-602, Services and Agricultural) for the purposes of paying prisoner compensation.<br><br>Fiscal effect: Although inmates are paid from non-GRF appropriation item 501-602, Services and Agricultural, for jobs performed while in prison, the actual money for these payments is transferred from GRF appropriation item 501-403, Prisoner Compensation. This uncodified law provision continues existing practice with regard to the moneys appropriated to appropriation item 501-403. | Same as Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **776 (CD-1143-DRC) Correction Officer to Inmate Ratio** | |
| | **Section:** ***209.69*** |
| No provision. | Requires that a $6.0 million total reduction in the original FY 2006 and FY 2007 recommended appropriation for GRF appropriation item 501-321, Institutional Operations, not affect the correction officer to inmate ratio.<br><br>Fiscal effect: To the extent that this reduction of $6.0 million in institutional appropriations over the biennium requires corresponding reductions in prison operating expenses, such reductions would presumably involve non-security related personnel and programs. |
| **777 (CD-971-DRC) Correctional Faith-Based Initiatives Task Force** | |
| | **Section:** ***503.09*** |
| (1) No provision. | (1) Creates the 15-member Correctional Faith-Based Initiatives Task Force, which includes the Director of Rehabilitation and Correction, and requires it meet at least once a month. |
| (2) No provision. | (2) Requires the Department of Rehabilitation and Correction provide the Task Force with a meeting room and secretarial assistance. |
| (3) No provision. | (3) Requires the Task Force study seamless faith-based solutions to problems in the correctional system. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (4) No provision. | (4) Requires the Task Force submit a written report and recommendations to certain parties within one year of the bill's enactment. |
| (5) No provision. | (5) Ceases the existence of the Task Force upon submitting its written report and recommendations. |
| | Fiscal effect: It would appear that the services of the Task Force members themselves will not directly cost the state any money, and that the requirement that the Department of Rehabilitation and Correction provide the Task Force with a meeting room and secretarial assistance in all likelihood can easily be absorbed into its daily operations with little, if any, noticeable cost. It is uncertain as to whether the Task Force will need or request research and technical services and support to be performed by the departmental staff of the state agencies whose directors would be appointed as members of the Task Force. That said, the potential one-time costs of procuring these other services and support, should such services and support be provided, would seem unlikely to exceed minimal. No discernible fiscal effect on state revenues. No discernible fiscal effect on the revenues and expenditures of political subdivisions. |
| | (See the item entitled "Correctional Faith-Based Initiatives Task Force" in the Department of Youth Services) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **778 (CD-965-DRC) Conveyance of Real Estate in Athens County** | |
| | **Section:** ***506.03*** |
| No provision. | Authorizes the conveyance of specified state-owned real estate situated in the Village of Glouster, Trimble Township, Athens County to Hocking.Athens.Perry Community Action for the purchase price of one dollar. This is the site of an adult boot camp built by the Department of Rehabilitation and Correction, but never activated.<br><br>Fiscal effect: The state would gain the cash sum of one dollar, and there may also be additional savings, of unknown magnitude, to the Department in terms of maintenance and upkeep functions on the property that will no longer need to be performed by the state. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **779 (CD-990-RSC) Consumer Advisory Committee** | |
| | **Section:** ***43.05*** |
| No provision. | Removes a duplicative agency listing for the Consumer Advisory Committee to the Rehabilitation Services Commission from the list of agencies that will be subject to review in the 128th General Assembly under the Sunset Review Committee Law and whose existence was recently extended to December 31, 2010, by Section 4 of Am. Sub. H.B. 516 of the 125th General Assembly.<br><br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **780 (CD-996-RSC) Disability Determination Consolidation Study** | |
| | **Section:** ***206.66.46*** |
| No provision. | Requires the Department of Job and Family Services (ODJFS) to assess the feasibility of an interagency agreement with the Rehabilitation Services Commission whereby the Commission would perform disability determinations for certain programs and services offered by the Department or a county department of job and family services.<br><br>Fiscal effect: Even though the responsibility for the assessment falls on ODJFS, it is presumed that ODJFS will seek input from RSC. To the extent that RSC provides input to ODJFS, RSC will experience an increase in administrative costs associated with this provision.<br><br>(See the item entitled "Disability Determination Consolidation Study" in Job and Family Services) |
| **781 (CD-622-RSC) Independent Living Council** | |
| **Section:** ***209.72*** | **Section:** ***209.72*** |
| Requires that GRF appropriation item 415-402, Independent Living Council, be used to fund the operations of the State Independent Living Council. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **782 (CD-559-RSC) Services to Mutually Eligible Clients** | |
| **Section:** ***209.72*** | **Section:** ***209.72*** |
| Requires that GRF appropriation items 415-403, Mental Health Services; 415-404, MR/DD Services; and 415-405, Vocational Rehabilitation/Job and Family Services, be used as state matching funds to provide vocational rehabilitation services to mutually eligible clients of RSC and the departments of Mental Health, Mental Retardation and Developmental Disabilities, and Job and Family Services. RSC is to provide each agency with reports on the number and status of mutually eligible clients and the status of the funds and expenditures for those clients. | Same as the Executive. |
| **783 (CD-560-RSC) Assistive Technology** | |
| **Section:** ***209.72*** | **Section:** ***209.72*** |
| Requires that GRF appropriation item 415-406, Assistive Technology, be provided to Assistive Technology of Ohio and is to be used only to provide grants under that program. No amount of the appropriation may be used for administrative costs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **784 (CD-572-RSC) Office for People with Brain Injury** | |
| **Section:** ***209.72*** | **Section:** ***209.72*** |
| Earmarks $50,000 in each fiscal year in GRF appropriation item 415-431, Office for People with Brain Injury, for the state match for a federal grant awarded through the Traumatic Brain Injury Act, Pub. L. No. 104-166. In addition, up to $50,000 in each fiscal year is to be provided to the Brain Injury Trust Fund. The remaining appropriations are to be used to plan and coordinate head injury-related services provided by state agencies and other government or private entities, to assess the needs and set priorities for such services. | Same as the Executive. |
| **785 (CD-574-RSC) Services for the Deaf** | |
| **Section:** ***209.72*** | **Section:** ***209.72*** |
| Requires that GRF appropriation item 415-508, Services for the Deaf, be used to supplement Social Security reimbursement funds used to provide grants to community centers for the deaf. These funds are not to be used in lieu of Social Security reimbursement funds. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **786 (CD-561-RSC) Services for the Elderly** | |
| **Section:** ***209.72*** | **Section:** ***209.72*** |
| Requires that GRF appropriation item 415-509, Services for the Elderly, be used as matching funds for vocational rehabilitation services for eligible elderly citizens with a disability. | Same as the Executive. |
| **787 (CD-575-RSC) Independent Living Services** | |
| **Section:** ***209.72*** | **Section:** ***209.72*** |
| Requires that GRF appropriation items 415-520, Independent Living Services, and 415-612, Federal-Independent Living Centers or Services, (Fund 3L1) in the federal special revenue fund group, be used to support state independent living centers or independent living services pursuant to Title VII of the federal Rehabilitation Act Amendments of 1992. | Same as the Executive. |
| **788 (CD-576-RSC) Program Management Expenses** | |
| **Section:** ***209.72*** | **Section:** ***209.72*** |
| Requires that appropriation item 415-606, Program Management Expenses, (Fund 4W5) in the general services fund group, be used to support the administrative functions of the Commission related to the provision of vocational rehabilitation, disability determination services, and ancillary programs. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**789 (CD-578-RSC) Independent Living/Vocational Rehabilitation Programs**

| Section: *209.72* | Section: *209.72* |
|---|---|
| Requires that appropriation item 415-617, Independent Living/Vocational Rehabilitation Programs, (Fund 3L4) in the federal special revenue fund group, be used to support vocational rehabilitation programs, including, but not limited to, High Tech High Schools, training grants, and Brain Injury Grants. | Same as the Executive. |

**790 (CD-571-RSC) Social Security Reimbursement Funds**

| Section: *209.72* | Section: *209.72* |
|---|---|
| Requires that reimbursement funds received from the Social Security Administration, United States Department of Health and Human Services, for the costs of providing services and training to return disability recipients to gainful employment, be used as follows: | Same as the Executive. |
| Appropriation item 415-601, Social Security Personal Care Assistance, to provide personal care services in accordance with section 3304.41 of the Revised Code. | Same as the Executive. |
| Appropriation item 415-605, Social Security Community Centers for the Deaf, to provide grants to community centers for the deaf in Ohio for services to individuals with hearing impairments. | Same as the Executive. |
| Appropriation item 415-607, Social Security Administration Cost, to provide administrative services needed to administer the Social Security reimbursement program. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Appropriation item 415-608, Social Security Special Programs/Assistance, to provide vocational rehabilitation services to individuals with severe disabilities, who are Social Security beneficiaries, so they can achieve competitive employment. This appropriation item also includes funds to assist the Personal Care Assistance, Community Centers for the Deaf, and Independent Living programs to pay their share of indirect costs as required by federal mandate. | Same as the Executive. |
| Appropriation item 415-610, Social Security Vocational Rehabilitation, to provide vocational rehabilitation services to older blind individuals with severe disabilities to achieve a noncompetitive employment goal. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **791 (CD-557-RSC) Pilot Program for Vocational Rehabilitation** | |
| **Section:** ***209.72*** | **Section:** ***209.72*** |
| During FYs 2006 and 2007, RSC is permitted to conduct a pilot program to provide vocational rehabilitation and related services to entities, employers, or individuals that are not eligible for state or federally supported services through RSC. Prior to commencement of the pilot program, RSC is to develop a program plan and propose fees to be collected from the entities, employers, or individuals served by the pilot program. During implementation of the pilot program, RSC is to investigate and determine the possibility of using this source of revenue to match federal funds. Fees collected are to be credited to Fund 468 (Third Party Funding). RSC must evaluate the progress of the pilot program and issue a report of its findings to the Governor by December 15, 2007, that is to include a recommendation on whether to continue or discontinue the pilot program during the FY 2008-2009 biennium. | Same as the Executive. |
| Fiscal effect: RSC estimates that this pilot program will generate approximately $100,500 the first year, $162,900 the second year, and $225,250 the third year. The Commission assumes that it may use this revenue to match federal dollars if additional funds are made available to Ohio. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **792 (CD-698-RCB) Convenience Fees for Electronically Renewing a License** | |
| **R.C.** ***4761.07*** | |
| Authorizes the Respiratory Care Board to charge convenience fees for renewing a license or limited permit electronically by credit card. The fee is not to exceed the cost of the processing fee charged by the state's credit card processor. | No provision. |
| Fiscal effect: The Board will realize a gain in revenues equal to any increase in expenditures. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **793 (CD-593-RCB) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Respiratory Care Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **794 (CD-1097-RET) Municipal Public Safety Directors - Includes PERS - LE** | |
| | **R.C.** ***145.01, 145.33*** |
| No provision. | Includes municipal public safety directors in the law enforcement division of the Public Employees Retirement System (PERS-LE).<br>Fiscal effect: None. |
| **795 (CD-1044-RET) Ohio Police and Fire Pension Fund (OP&F) Membership** | |
| | **R.C.** ***742.01, 742.517*** |
| No provision. | Removes from the bill language that would expand OP&F membership to include a public safety director of a municipal corporation employed after the bill's effective date who previously served not less than five years as a full-time firefighter or a full-time police officer. Also removes language permitting an individual who, on the bill's effective date, is a member of the Public Employees Retirement System (PERS) and employed full-time as the public safety director of a municipal corporation to elect to transfer membership from PERS to OP&F if the individual previously served not less than five years as a full-time firefighter or a full-time police officer.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **796 (CD-567-RET) Elimination of State Contribution to Ohio Police and Fire Pension Fund** | |
| **R.C.** ***742.36, (repealed), 742.59*** | **R.C.** ***742.36, (repealed), 742.59*** |
| Eliminates a requirement that an annual payment of $1.2 million, known as the "state contribution," be made to the Ohio Police and Fire Pension Fund.<br>Fiscal effect: Estimated increase in the state GRF by $1.2 million annually. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **797 (CD-671-RDF) Additional Appropriations** | |
| **Section:** ***209.78*** | **Section:** ***209.78*** |
| Specifies that appropriation items in Section 209.78 of the bill are to be used for the purpose of administering and distributing the designated revenue distribution fund according to the Revised Code. Provides that if it is determined that additional appropriations are necessary, such amounts are appropriated.<br><br>See LOC subject item "Temporary Adjustment to Local Government Funds" for details on the temporary suspension of the Revised Code funding and distribution formulas of the local government funds.<br><br>Also, see TPR subject item "Change in Distributions of Kilowatt Hour Tax Receipts". The bill revises the statutory shares of kilowatt hour tax revenues that are credited to the Local Government Fund (069) and Local Government Revenue Assistance Fund (Fund 064).<br><br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **798 (CD-994-RDF) Local Government Property Tax Replacement - Business** | |
| | **Sections:** ***209.78, 5711.22, 5751.20, 5751.21, 5751.22, and 206.09*** |
| No provision. | Requires the Director of Budget and Management to transfer $4,290,000 in fiscal year 2006 and $30,090,000 in fiscal year 2007 to appropriation item 110-900, Local Government Property Tax Replacement – Business (Fund 081) in the Revenue Distribution Fund, from the General Revenue Fund.<br>Also, see subject item "Phase Out Tax on Some Tangible Personal Property" in TPR.<br><br>Fiscal effect: The funds will be used to reimburse local taxing units for the revenue loss from the phase out of the furniture and fixtures component of tangible personal property taxes. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **799 (CD-981-RDF) Small Township and Village Relief Fund** | |
| | **Sections:** ***209.78.09, 209.78*** |
| No provision. | Creates a new fund and appropriation item, 110-900, Small Township Relief Fund (Fund 090) in the state treasury to aid small townships and villages to provide essential services to residents.<br><br>Also, see subject item "Small Township and Village Relief Fund" in TAX.<br><br>Fiscal effect: Appropriations would total $3.5 million in FY 2006 and $6.5 million in FY 2007. The source of fund revenue is transfers from the general revenue fund. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **800 (CD-697-SAN) Notification of Sanitarian Continuing Education Courses** | |
| **R.C.** ***4736.11*** | **R.C.** ***4736.11*** |
| Relaxes the requirement that at least once annually the State Board of Sanitarian Registration mail each registered sanitarian a list of approved education courses and upon request, supply an update of the list in favor of a requirement that the Board simply provide a list annually and supply a list of applicable courses upon request. | Same as the Executive. |
| Fiscal effect: The Board will experience a minimal decrease in expenditures for postage. | Fiscal effect: Same as the Executive. |
| **801 (CD-696-SAN) Sanitarian Registration Fee Increase** | |
| **R.C.** ***4736.12*** | **R.C.** ***4736.12*** |
| Increases fees the State Board of Sanitarian Registration charges for the following: (1) application as a sanitarian-in-training, from $75 to $80; (2) registration as a sanitarian, from $150 to $160; (3) registration renewal, from $69 to $74; (4) renewal for sanitarian-in-training, from $69 to $74; and (5) late applications for renewal, from $25 to $27. | Same as the Executive. |
| Fiscal effect: The provision is expected to generate $10,000 annually. The revenue will be deposited in the Occupational Licensing and Regulatory Fund (Fund 4K9) in the general services fund group. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **802 (CD-595-SAN) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Board of Sanitarian Registration, the Board will be consolidated into the Department of Commerce. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **803 (CD-176-OSB) Administration of Donations and Federal Funds** | |
| **R.C.** ***3325.10*** | **R.C.** ***3325.10*** |
| Authorizes the State School for the Blind to receive and administer any funds donated or granted by federal or third parties that are marked for use in the education of blind or visually impaired students without the supervision of the State Board of Education.<br>Fiscal effect: None. | Same as the Executive. |
| **804 (CD-177-OSB) Student Activity and Work-Study Fund** | |
| **R.C.** ***3325.11*** | **R.C.** ***3325.11*** |
| Creates the Student Activity and Work-Study Fund (Fund 4M5) within the state treasury to receive donations, bequests, and moneys from the school vocational program. The School is required to use these moneys for school operating expenses, student activities, and scholarships. Approval from the State Board of Education is not needed to designate money for deposit into the fund.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **805 (CD-172-OSB) Student Account Fund** | |
| **R.C.** ***3325.12*** | **R.C.** ***3325.12*** |
| Creates the Student Account Fund, a custodial fund (in the custody of the Treasurer of the State, but not part of the state treasury) to hold moneys received from the students' parents or guardians for use by the students in any activities of their choice. Any investment earnings are required to be credited back to the Fund.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **806 (CD-857-OSB) Capital Appropriation Line Item Number Change** | |
| | **Section:** ***401.05*** |
| No provision. | Renumbers capital appropriation item CAP-780, New School Lighting, as CAP-782, New School Lighting. Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **807 (CD-178-OSD) Administration of Donations and Federal Funds** | |
| **R.C.** ***3325.15*** | **R.C.** ***3325.15*** |
| Authorizes the School for the Deaf to administer any moneys donated or granted by federal or third parties that are marked for use in the education of deaf or hearing-impaired students without the supervision of the State Board of Education.<br>Fiscal effect: None | Same as the Executive. |
| **808 (CD-183-OSD) Educational Program Expenses Fund** | |
| **R.C.** ***3325.16*** | **R.C.** ***3325.16*** |
| Creates the Educational Program Expenses Fund (Fund 4M0) within the state treasury to hold moneys raised, given, or otherwise designated for its use to be disbursed in school and student activities. Approval from the State Board of Education is not required to designate money for deposit into the fund.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **809 (CD-189-OSD) Student Account Fund** | |
| **R.C.** ***3325.17*** | **R.C.** ***3325.17*** |
| Creates the Student Account Fund, a custodial fund (in the custody of the Treasurer of the State, but not part of the state treasury) to hold moneys received from the students' parents or guardians for use by the students in any activities of their choice. Any investment earnings are required to be credited back to the Fund.<br>Fiscal effect: None | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **810 (CD-194-OSD) Equipment** | |
| **Section:** ***Section 209.87*** | **Section:** ***Section 209.87*** |
| Earmarks up to $15,000 in fiscal year 2006 from GRF appropriation item 221-300, Equipment, to purchase software for the documentation and tracking of deaf or hearing-impaired students for increased accountability and data analysis for quality instruction. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**811 (CD-397-SFC) Half-Mill Maintenance Equalization**

**R.C.** ***3318.111, 5727.84, 5727.85***

Creates the Half-Mill Equalization Program, beginning in FY 2007, to be jointly administered by the School Facilities Commission (SFC) and the Department of Education (ODE). The program provides an equalized payment to a school district that raises less local revenue per pupil than the average district in the state for the required half-mill maintenance levy. The equalized payment is equal to the district's formula ADM (average daily membership) multiplied by the difference between the state average revenue yield per pupil and the district's revenue yield per pupil.

Requires that the comparison of a district's revenue yield per pupil with the state average revenue yield per pupil be made at a single point in time, when the district first becomes eligible for assistance and enters its project agreement with the SFC. From that time forward until the 23-year maintenance levy expires, no update of a district's revenue yield per pupil is made. An eligible district will, therefore, receive the same amount of annual payment for 23 years.

Requires the ODE, beginning in FY 2007, to compute the state average revenue yield per pupil and each district's revenue yield per pupil and provides these data to the SFC by July 1 of every year. The SFC is then required to determine the amount of payment for each eligible district. School districts receiving these payments are required to deposit the money in their Classroom Maintenance

**R.C.** ***3318.111, 5727.84, 5727.85***

Same as the Executive.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Facilities Fund and use the money only for maintaining SFC-assisted facilities. | |
| Makes the equalized payment available to those districts that have been served by the SFC before FY 2007 if their revenue yield per pupil is below the state average. For these districts, the comparison of the district's revenue yield per pupil and the state average revenue yield per pupil will be made on September 1, 2006. | |
| Creates the Half-Mill Equalization Fund (Fund 5BJ) to receive excess funds from the School District Property Tax Replacement Fund (Fund 053). The money from Fund 5BJ will be used to fund the Half-Mill Maintenance Equalization Program described above. Requires excess balances in Fund 053 to be used for equalization payments and the school facilities assistance program, with first priority being given to equalization payments. Under current law, excess funds in Fund 053 are distributed to school districts and joint vocational school districts on a per pupil basis for capital improvements. | |
| Fiscal effect: The executive proposal recommends funding of $10.7 million in FY 2007 for appropriation item 200-626, Half-Mill Maintenance Equalization, (Fund 5BJ) in the state special revenue fund group in the ODE for this program. The changes made in the use of excess of funds in the School District Property Tax Replacement Fund (Fund 053) would provide more money to some districts and less money to some other districts. | |
| See also the item entitled "Half-Mill Maintenance Equalization" in the Department of Education. | |

| As Introduced (Executive) | As Passed by the House |
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**812 (CD-305-SFC) Investment Earnings of Education Facilities Trust Fund**

| R.C. *3318.33* | R.C. *3318.33* |
|---|---|
| Authorizes the Director of Budget and Management to transfer investment earnings of the Education Facilities Trust Fund (Fund N87) to the Ohio School Facilities Commission Fund (Fund 5E3) to pay the SFC's operating expenses.<br>Fiscal effect: Allows investment earnings of the Education Facilities Trust Fund (Fund N87), along with investment earnings of the School Building Assistance Fund (Fund 032) and the Public School Building Fund (Fund 021), to be used for the SFC's operating expenses. | Same as the Executive. |

**813 (CD-332-SFC) Career-Technical School Building Assistance Loan Program**

| R.C. *3318.47, 3318.48, 3318.49, Section 315.06* | R.C. *3318.47, 3318.48, 3318.49, Section 315.06* |
|---|---|
| Renames the Vocational School Building Assistance Fund (Fund 020) the Career-Technical School Building Assistance Fund. Moneys in Fund 020 are used to provide school districts with interest-free loans for the construction, renovation, or purchase of vocational education equipment or facilities.<br>Fiscal effect: None | Same as the Executive. |
| Transfers responsibility of the loan program from the ODE to the SFC and places two new restrictions on eligibility for the loans. First, it limits eligibility in the loan program to school districts that have not yet been served by one of the SFC's programs or will not be reasonably expected to be served in the next three years, unless the loan is for the | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| purchase of equipment not covered by the SFC's programs. Second, an eligible district must agree to comply with all applicable design specifications and policies of the SFC, unless waived by the SFC.<br>The SFC must develop and approve a transition plan, in consultation with the ODE, to transfer all materials, assets, liabilities, and records related to the program. These transfers must occur within 120 days after the bill's effective date. The ODE is required to continue to administer the program until the program is transferred.<br>Fiscal effect: The executive budget appropriates $2 million in each fiscal year for appropriation item 230-620, Career-Tech School Building Assistance, (Fund 020) in the lottery profits/education fund group for the program. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **814 (CD-234-SFC) Lease Rental Payments** | |
| **Section:** ***209.90.03*** | **Section:** ***209.90.03*** |
| Specifies that GRF appropriation item 230-428, Lease Rental Payments, be used to meet all leases and agreements made by the SFC pursuant to section 3318.26 of the Revised Code. Limits the aggregate amount of all lease payments made during the period from July 1, 2005 to June 30, 2007 to $63,294,900. | Same as the Executive. |
| **815 (CD-244-SFC) Common Schools General Obligation Debt Service** | |
| **Section:** ***209.90.03*** | **Section:** ***209.90.03*** |
| Specifies that GRF appropriation item 230-908, Common Schools Obligation Debt Service, be used to pay all debt service and related financing costs between July 1, 2005 and June 30, 2007 pursuant to sections 151.01 and 153.03 of the Revised Code. Requires the Office of the Sinking Fund or the Director of Budget and Management to effectuate required payments via an intrastate transfer voucher. | Same as the Executive. |
| **816 (CD-251-SFC) Operating Expenses** | |
| **Section:** ***209.90.03*** | **Section:** ***209.90.03*** |
| Specifies that appropriation item 230-644, Operating Expenses, (Fund 5E3) in the state special revenue fund group be used by the SFC to carry out its duties under this section and Chapter 3318. of the Revised Code. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Requires the Executive Director of the SFC to certify, on a quarterly basis in each fiscal year, to the Director of Budget and Management the amount of cash to be transferred from the School Buildings Assistance Fund (Fund 032), the Public School Building Fund (Fund 021), and the Educational Facilities Trust Fund (Fund N87) to the Ohio School Facilities Commission (Fund 5E3). The amount transferred may not exceed investment earnings credited to the School Building Assistance Fund (Fund 032), less any amount required to be paid for federal arbitrage rebate purposes. | |

**817 (CD-252-SFC) School Facilities Encumbrances and Reappropriation**

| Section: *209.90.03* | Section: *209.90.03* |
|---|---|
| Authorizes the Director of Budget and Management, at the request of the Executive Director of the SFC, to cancel encumbrances for school district projects from a previous biennium if the district has not raised its local share of project costs within one year of Controlling Board approval. The Executive Director is required to certify the amounts of the canceled encumbrances to the Director of Budget and Management on a quarterly basis. The amounts of the canceled encumbrances are appropriated to the CFAP.<br>Fiscal effect: The canceled encumbrances would be made available to serve other school districts. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **818 (CD-259-SFC) Extreme Environmental Contamination of School Facilities** | |
| **Section:** ***209.90.06*** | **Section:** ***209.90.06*** |
| Authorizes the SFC 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.<br>Fiscal effect: Allows a school district experiencing extreme environmental contamination to receive state assistance under the Exceptional Needs program. This provision authorizes the continuation of the current program. | Same as the Executive. |
| **819 (CD-263-SFC) Canton City School District Project** | |
| **Section:** ***209.90.09*** | **Section:** ***209.90.09*** |
| Authorizes the SFC to commit up to $35,000,000 to the Canton City School District for construction of a combined secondary and post-secondary facility in lieu of a high school that would otherwise be authorized under Chapter 3318. of the Revised Code.<br>Fiscal effect: None. It authorizes the continuation of the current program and does not change the state share of the school facilities project in the Canton City School District. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **820 (CD-464-NET) Elimination of Ohio SchoolNet and Ohio Educational Telecommunications Network** | |
| **R.C.** ***3301.80, 125.05, 183.28, 3314.074, 3317.06, 3317.50, 3317.51, 3319.22, 3319.235, 3353.01, 3353.02, 3353.03, 3353.04, 3353.06, 3353.07, Sections 315.09, 315.10, 315.11*** | **R.C.** ***3301.80, 125.05, 183.28, 3314.074, 3317.06, 3317.50, 3317.51, 3319.22, 3319.235, 3353.01, 3353.02, 3353.03, 3353.04, 3353.06, 3353.07, Sections 315.09, 315.10, 315.11*** |
| Eliminates, as of July 1, 2005, the Ohio SchoolNet Commission and the Ohio Educational Telecommunications Network Commission as independent agencies and transfers their functions, assets, liabilities, and employees to an agency designated by the Governor, based upon recommendations of a task force appointed by the Governor.<br>Fiscal effect: Places GRF funding for both agencies in GRF appropriation item 911-417, Educational Technology Fund, of the Controlling Board, at a level of $27,942,693 in each fiscal year. | Same as the Executive. |
| Permits the Director of Budget and Management to make any transfer of cash balances between funds, cancel encumbrances and re-establish encumbrances or parts of encumbrances as needed due to the abolishment of the Ohio SchoolNet Commission and the Ohio Educational Telecommunications Network Commission as independent agencies. | |
| (See the item entitled "Elimination of Ohio SchoolNet and Ohio Educational Telecommunications Network" in Ohio Educational Telecommunications Network Commission) | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **821 (CD-890-SOS) Office of Information Technology** | |
| | **R.C.** ***125.041, 125.18*** |
| No provision. | Provides that the Office of Information Technology created in the Department of Administrative Services does not superintend the development and use of information technology in the offices of state elected officials, including the Secretary of State. (See Office of Information Technology in the Auditor of State, Department of Administrative Services, Treasurer of State, and Attorney General for further description).<br><br>Fiscal effect: None. |
| **822 (CD-505-SOS) Notary Public Registration** | |
| **R.C.** ***147.05, 147.10, 147.11, 147.12, 147.371*** | **R.C.** ***147.05, 147.10, 147.11, 147.12, 147.371*** |
| Requires a notary public to notify the Secretary of State (SOS) and appropriate clerk of courts within thirty days of when he or she legally changes his or her name or address after being commissioned as a notary public. A fee of $2 is charged by the SOS for such a change. Also requires a notary, other than an attorney, who resigns a commission to deliver written notice to SOS that indicates the effective date of the resignation. The person is also prohibited from performing notary public actions after resigning.<br><br>Fiscal effect: Potential increase in revenue for the Notary Commission Fund (Fund 412), within the general services fund group, if fee revenue exceeds the costs of producing the necessary prescribed forms. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **823 (CD-506-SOS) Secretary of State's Appointment Authority for Railroad Company and Hospital Police Officers** | |
| **R.C.** ***4973.171*** | **R.C.** ***4973.171*** |
| Conforms R.C. 4973.171 to previous statutory changes in Section 4973.17 that moved the responsibility for the appointment and commission of railroad company and hospital police officers from the Governor to the Secretary of State.<br><br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **824 (CD-812-SOS) Holding Account Redistribution Group** | |
| **Section:** ***209.93*** | **Section:** ***209.93*** |
| Requires appropriation items 050-605, Uniform Commercial Code Refunds, and 050-606, Corporate/Business Filing Refunds, within the holding account redistribution fund group, to be used to hold revenues until they are directed to the appropriate accounts or until they are refunded. If it is determined that additional appropriations are necessary, such amounts are appropriated. | Same as the Executive. |
| **825 (CD-811-SOS) Board of Voting Machine Examiners** | |
| **Section:** ***209.93*** | **Section:** ***209.93*** |
| Requires that appropriation item 050-610, Board of Voting Machine Examiners, within the general services fund group, to be used to pay the expenses of the members of the Board and for other expenses that are authorized to be paid for from this fund. If it is determined that additional appropriations are necessary, such amounts are appropriated. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **826 (CD-719-SOS) Corporate and UCC Filing Fund Transfer to GRF** | |
| **Section:** ***312.15*** | **Section:** ***312.15*** |
| Requires the OBM Director to transfer $1,000,000 from the Corporate Uniform Commercial Code Filing Fund, known as the Business Services Operating Expenses Fund (Fund 599), within the general services fund group, to the GRF no later than the first day of June in each year of the biennium.<br><br>Fiscal effect: This transfer will result in a loss of revenue for the Business Services Operating Expenses Fund (Fund 599). If current revenue projections are accurate, there will be enough cash in the fund to effectuate the transfer. However, such a transfer will leave a very small cash balance on hand. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **827 (CD-798-SEN) Operating Expenses** | |
| **Section:** ***209.96*** | **Section:** ***209.96*** |
| Requires the Director of Budget and Management, at the direction of the Clerk of the Senate, to: (1) transfer any FY 2005 unencumbered appropriations in GRF appropriation item 020-321, Operating Expenses, to FY 2006 for use within that same GRF appropriation item, and (2) transfer any FY 2006 unencumbered appropriations in GRF appropriation item 020-321, Operating Expenses, to FY 2007 for use within that same GRF appropriation item. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **828 (CD-669-CSF) Debt Service Costs** | |
| **Section:** ***101*** | **Section:** ***101*** |
| Specifies appropriation items are for the purpose of paying debt service costs on state bonds issued pursuant to the Ohio Constitution and acts of the General Assembly, and appropriates additional amounts if necessary. The Ohio Constitution requires repayment of general obligation bonds.<br>Fiscal effect: None. | Same as the Executive. |
| **829 (CD-961-CSF) Commissioner of the Sinking Fund Highway Bond Transfer Authorization** | |
| | **Section:** ***209.99*** |
| No provision. | Authorizes the transfer of the balance remaining after provision for payment of all outstanding bonds, notes, coupons, and charges from Highway Obligation Bond Retirement Fund to the Highway Capital Improvements Bond Service Fund.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **830 (CD-1132-SPE) License to Practice Audiology** | |
| | **R.C.** ***4753.03, 4753.06, 4753.071, 4753.08, 4753.09*** |
| No provision. | Requires an individual who applies for an audiologist license on or after January 1, 2006, to have a doctor of audiology degree or the equivalent as determined by the Board. |
| | Permits an audiologist initially licensed or certified in another state before January 1, 2008, to obtain an audiologist license in this state even though the audiologist has a master's degree in audiology rather than a doctor of audiology degree. |
| | Fiscal effect: The Board anticipates that there will be minimal, if any, fiscal impact as a result of this requirement. Most of the Board's new licensees currently have doctorate degrees. Also, this will have no effect on master's degree graduates prior to calendar year 2007. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **831 (CD-596-SPE) The Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Board of Speech-Language Pathology and Audiology, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety must appoint representatives to a transition team. The team must develop a plan for the smooth and timely consolidation of the boards and must also address the details of the consolidation. The team must submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. | Same as the Executive. |
| Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Fiscal effect: Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**832 (CD-1068-TPR) CAT -- Rate adjustments and disposition of "excess" CAT revenues; Tax rate stabilization fund.**

**R.C.** ***131.46, 5751.033, 5751.034***

No provision.

Creates in the state treasury the tax rate stabilization fund which will receive transfers of "excess" CAT revenues. Funds in the tax rate stabilization fund must be used for reducing the rates of the individual income tax.

Provides for two future rate adjustments to the CAT if revenue exceeds certain prescribed thresholds. If FY 2008 CAT revenues exceed $859 million, the excess is credited to the Budget Stabilization Fund (BSF) up to $42.95 million. Any excess revenue above $42.95 million is credited to the tax rate stabilization fund. Any excess revenue above $85.9 million is credited to BSF. If excess revenue is greater than $85.9 million, the CAT rate must be adjusted downward for 2009 and thereafter so that it equals the rate that would have produced $859 million in FY 2008.

Similar transfers and adjustments are required in 2010. If FY 2010 CAT revenues exceeds $1.548 billion, the excess is credited to the BSF up to $77.4 million; any excess revenue above $77.4 million is credited to the tax rate stabilization fund up to $154.8 million; any excess revenue above $154.8 million is credited to the BSF. If excess revenue is greater than $154.8 million, the CAT rate is adjusted downward for 2011 and thereafter so that it equals the rate that would have produced $1.548 billion in FY 2010.

Fiscal effect: None in FY 2006 or FY 2007. Potential future

| As Introduced (Executive) | As Passed by the House |
|---|---|
| | rate decreases would decrease CAT revenues in future years. |
| **833 (CD-1090-TPR) Venture capital tax credits for dealers in intangibles and insurance companies** | |
| | **R.C.** ***150.07, 150.10, 5707.031, 5727.241, 5729.08, 5733.49, 5747.80*** |
| No provision. | Extends the venture capital tax credits to dealers in intangibles and domestic and foreign insurance companies. The provision also specifies how refundable and nonrefundable credits may be claimed for each tax reporting period.<br><br>Fiscal effect: indeterminate revenue loss |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **834 (CD-617-TPR) Eliminate the 10% Rollback for Class II Real Property** | |
| **R.C.** ***319.302, 323.152, Section 557.15*** | **R.C.** ***319.302, 323.152, Section 557.15*** |
| Eliminates the 10% rollback for Class II real property, which includes all real property other than residential and agricultural, beginning in tax year 2006. Property owners' taxes will rise by an estimated $320 million for that tax year, and the added costs will grow over time. Local governments' loss of state reimbursement is offset by the increase in property owners' taxes. Affects GRF appropriation items 200-901, Property Tax Allocation-Education, and 110-901, Property Tax Allocation-TAX.<br><br>Fiscal effect: Because real property taxes are paid a year in arrears, and reimbursements to local governments from the GRF are further lagged by several months, no savings to the GRF are expected in FY 2006, and the reduction in GRF tax relief outlays in FY 2007 is estimated at $160 million. The full amount of the savings to the GRF will be realized beginning in FY 2008. | Begins elimination of the rollback on Class II real property in tax year 2005. Raises property owners' taxes an estimated $303 million, which grows over time.<br><br>Fiscal effect: Savings to the GRF estimated at $152 million in FY 2006 and $312 million in FY 2007. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **835 (CD-614-TPR) Increase in Real Property Transfer Fee** | |
| **R.C.** ***319.54*** | **R.C.** ***319.54*** |
| Increases the real property or used manufactured or mobile home transfer fee from the greater of $1 or 10 cents for each $100 or fraction of $100 to the greater of $1 or 20 cents for each $100 or fraction of $100. The greater of $1 or one-half of the fee is credited to the county general fund, and the balance is credited to the state GRF.<br><br>Fiscal effect: Revenue to the state GRF is estimated at $51 million in FY 2006 and $55 million in FY 2007. | Same as the Executive, but clarifies that the portion of the fee due to the state is to be forwarded to the Treasurer of State, accompanied by a report, and caps the combined state plus local tax at 5 mills.<br><br>Fiscal effect: No effect beyond that of the Executive proposal. Under current law, the local mandatory plus permissive fee is capped at 4 mills. The change in the cap accommodates the additional 1 mill state fee. |
| **836 (CD-616-TPR) Accelerated Phase-Out of State Reimbursement for $10,000 Business Property Exemption** | |
| **R.C.** ***321.24*** | **R.C.** ***321.24*** |
| Accelerates phase-out of reimbursement to local governments for taxes forgone as a result of exemption of the first $10,000 of business tangible personal property from taxation. Affects GRF appropriation items 200-906, Tangible Tax Exemption-Education, and 110-906, Tangible Tax Exemption-TAX.<br><br>Fiscal effect: Savings to the GRF are $5.7 million in FY 2006, $19.1 million in FY 2007, and continue through FY 2012. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **837 (CD-1102-TPR) County Auditors Authorized to Use Moneys in Real Estate Assessment Funds for Estate Tax Enforcement** | |
| | **R.C.** ***325.31, 5731.41*** |
| No provision. | Authorizes county auditors to expend moneys in real estate assessment funds to defray costs incurred in enforcing estate taxes.<br>Fiscal effect: None. |
| **838 (CD-1023-TPR) Municipal Corporation and School District Shared Income Tax** | |
| | **R.C.** ***718.09, 718.10*** |
| No provision. | Reauthorizes municipal corporations to levy income taxes to be shared with an overlapping school district. (Also see item entitled "Municipal Corporation and School District Shared Income Tax" in Education.)<br>Fiscal effect: This provision has the potential to provide additional revenue to school districts and municipal income tax revenue. |
| **839 (CD-1091-TPR) New county cigarette tax for arts** | |
| No provision. | No provision. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **840 (CD-912-TPR) Revision of laws governing the sale, distribution and taxation of cigarettes** | |
| | **R.C.** ***2921.13, 5743*** |
| No provision. | Revises the laws governing the sales, distribution and taxation of cigarettes, including cigarette sales by Indian tribes; cigarette tax stamps records and reports of cigarette sales and purchases; seizure and forfeiture of cigarettes; the Tax Commissioner's inspection powers; licenses to engage in the sales, manufacture and importation of cigarettes; and electronic and mail order cigarette purchases.<br>Fiscal Effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **841 (CD-623-TPR) Tax rate increases for alcoholic beverages** | |
| **R.C.** ***4301.42, 4301.43, 4305.01*** | **R.C.** ***4301.42, 4301.43, 4305.01*** |
| Doubles each of the existing taxes levied on the sale and distribution of wine, mixed beverages, cider, and beer effective July 1, 2005. The new tax rate for sales of wine containing less than 14% of alcohol by volume would be $0.60 per wine gallon. The new tax rate for sales of wine containing more than 14% and less than 21% of alcohol by volume would be $1.96. The new tax rates for vermouth and cider would be $2.16 and $0.48 per wine gallon, respectively. The new tax rate for sparkling and carbonated wine and champagne would be $2.96 per wine gallon. The new tax rate for mixed beverages would be $2.40 per gallon. The new tax rate for beer per barrel of 31 gallons would be $11.16. The new tax rate for beer will be $0.0028 per ounce and $0.0168 per six ounces of liquid.<br><br>Fiscal effect: This provision will increase GRF revenues by $51 million in each year of the biennium. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **842 (CD-1076-TPR) Transportation Improvement Districts and Tax Increment Financing** | |
| | **R.C.** ***5540.032, 133.09, 5540.01, 5540.09, 5709.40, 5709.41, 5709.73, 5709.77, 5709.78;*** |
| No provision. | Authorizes transportation improvement districts (TIDs) and government agencies to undertake joint projects and makes other changes to laws affecting TIDs and tax increment financing (TIF) agreements. In general, the changes would enact less restrictive language governing these districts and agreements.<br><br>Fiscal effects: While these changes may have fiscal consequences, LSC has no estimate of the amounts of these effects. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **843 (CD-978-TPR) School Districts Levies Not Subject to H.B. 920 Tax Reduction Factors** | |
| | **R.C.** ***5705.219, 319.301, 323.17, 5705.02, 5705.214, 5705.29*** |
| No provision. | Permits school districts to levy additional, voter-approved property taxes that would not be subject to the H.B. 920 tax reductions factors. Such growing levies might raise additional revenues or might necessitate submission of fewer levies to voters to raise approximately the same amounts of revenues. (See item entitled "School District Levies Not Subject to H.B. 920 Tax Reduction Factors" in Department of Education.)<br><br>Fiscal effect: May increase school district tax revenues. If revenues increase, state reimbursements of the 10% and 2.5% rollbacks and homestead exemptions would rise commensurately. The effect of this change on school financing is potentially substantial, but the dollar amount of any such increases is indeterminate. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **844 (CD-1114-TPR) Real Property Tax Exemption for Certain Buildings and Lands of a State University** | |
| | **R.C.** ***5709.07, Section 557.14*** |
| No provision. | Clarifies that the real property tax exemption for buildings and lands of the 13 state universities, not used for profit, extends to those used for housing-related facilities, or for other purposes related to the university's educational purpose, and lands used for common space, walkways, and green space; that are under control of a charitable organization with which the university has a joint agreement entitling its students, faculty, or employees to use the lands or buildings; and for which the university has agreed to make payments to the organization sufficient to maintain required debt service coverage ratios on bonds related to the lands or buildings. Leasing of housing in such buildings shall not be considered a profit-making activity under this division. (See also entry for this item under Board of Regents.)<br><br>Fiscal effect: Possible loss of local government tax revenues due to the property tax exemption. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **845 (CD-1131-TPR) Sunset of Tax Increment Financing Agreements** | |
| | **R.C.** ***5709.40, 5709.73, 5709.78*** |
| No provision. | Changes the sunset date for the current law that allows the legislative authority of a municipal corporation, board of township trustees, or board of county commissioners to create incentive districts and declare improvements to real property within a district to be a public purpose and exempt from taxation. Current law allows such exemptions to be made through June 30, 2007. This provision changes that date to December 31, 2007, for municipal corporations, but leaves the date unchanged for townships and counties. (See "Sunset of Tax Increment Financing Agreements" in Local Government Provisions.)<br><br>Fiscal effect: Sunsetting new tax increment financing agreements may generate additional revenue for political subdivisions for any improvements made after the sunset date that would otherwise have been given a tax exemption. Alternatively, some improvements dependent on the incentives ended by this provision may not be made. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **846 (CD-945-TPR) CAT-- Exemption for some holding companies and all affiliates of financial institutions and of insurance companies** | |
| | **R.C.** ***5711.22 (H), 5733.01 (G) and 5751.01 (E)*** |
| No provision. | Exempts from the CAT the following: bank holding companies, financial holding companies, financial service companies, and majority-owned affiliates of all those companies. Also, the provision exempts majority-owned affiliates of financial institutions and insurance companies. All of these exempted companies would be subject to the corporation franchise tax if they are C corporations.<br>Fiscal Effect: Excluding all affiliates of financial institutions and insurance companies will reduce CAT revenues by $2.2 million in FY 2006 and $9.6 million in FY 2007. The amount of revenue loss will grow each year. |
| **847 (CD-1060-TPR) Exempt TPP of some holding companies and all affiliates of financial institutions and of insurance companies** | |
| | **R.C.** ***5711.22 (I)*** |
| No provision. | Provides that taxes on tangible personal property of financial institutions, bank holding companies, financial holding companies, savings and loan holding companies, financial services companies, majority-owned affiliates of any of the foregoing, dealers in intangibles, majority-owned affiliates of insurance companies, and entities formed by such companies, or financial institutions or insurance companies to facilitate securitization is to be phased-out and exempted as scheduled for other businesses.<br>Fiscal effect: None, assuming that all TPP of these entities were already exempted. |

| As Introduced (Executive) | As Passed by the House |
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**848 (CD-615-TPR) Phase Out Tax on Some Tangible Personal Property**

**R.C.** ***5711.22, 5701.03, 5711.21, 5713.01, 5727.02, 5727.031, 5727.06, 5727.10, 5727.11, 5727.12***

Exempts from taxation business machinery and equipment newly installed after 2004, phases out taxation of other business machinery and equipment by tax year 2007, accelerates phase-out of inventory taxation by tax year 2010, and eliminates property tax exemption for patterns, jigs, dies, and drawings of general business. Over 95% of patterns, jigs, dies, and drawings of general business would be included in machinery and equipment, that is no longer taxed after tax year 2006, according to the Department of Taxation. Tangible personal property taxes levied are expected to fall from $1,755 million in tax year 2005 to $696 million in tax year 2010, when only furniture, fixtures, and certain other property not included in the phase-out schedule would remain taxable.

Fiscal effect: The state would reimburse local governments for most forgone tax revenues in FY 2006 and FY 2007, funding these reimbursements with revenue from the Commercial Activity Tax (see Compare Doc entry for that tax). State reimbursements would phase out in future years.

**R.C.** ***5711.22, 5701.03, 5711.21, 5713.01, 5727.02, 5727.031, 5727.06, 5727.10, 5727.11, 5727.12***

Same as the Executive but phases out taxation of furniture and fixtures, reducing assessment rates in 5 percentage point increments from 25% in tax year 2005 to 0% in tax year 2010 and thereafter. Reimburses local governments based on taxes in 2004 plus those applicable to 2005 and passed before September 1.

Fiscal effect: LSC estimates tangible personal property taxes on furniture and fixtures at $440 million in tax year 2004. Reimbursements to school districts and other local governments would total an estimated $17 million in FY 2006 and $107 million in FY 2007.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **849 (CD-958-TPR) Changes Real Property Tax Equalization Procedure** | |
| | **R.C.** ***5715.24*** |
| No provision. | The process by which real property assessments are determined in reappraisal or update years would be changed by subtracting property destroyed or demolished from the base or prior year value.<br><br>Fiscal effect: LSC estimates that this change would reduce taxable values statewide by $150 million (0.08%). The reduction in taxes collectible that would otherwise result would be largely offset by smaller tax reduction factors. For inside millage, not subject to tax reduction factors, taxes due would decline $1.5 million. If implemented in tax year 2006, state spending in FY 2006 would be unaffected. Reimbursements for the 10% and 2.5% rollbacks and homestead exemption from the state to local governments would decline an estimated $70,000 in FY 2007. In future years, state spending would rise because of increased base cost funding payments to school districts. |

| As Introduced (Executive) | As Passed by the House |
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**850 (CD-635-TPR) End Personal Property Tax Exemption of Electric Utilities' Drawings and Reduce Assessment Rates**

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **R.C.** ***5727.111, 5701.03, 5727.01*** | **R.C.** ***5727.111, 5701.03, 5727.01*** |
| Ends exemption from personal property taxation for drawings of electric utilities beginning in tax year 2006. Drawings of other utilities remain exempt. Assessment rates of electric companies are reduced beginning in that tax year, from 88% to 85% for transmission and distribution property and from 25% to 24% for all other taxable property. The lower assessment rates would reduce taxes about 3.4%. This tax reduction offsets the tax increase that would otherwise result from eliminating the exemption for drawings, according to Department of Taxation calculations. | Same as the Executive. |
| Fiscal effect: No net effect. | |

**As Introduced (Executive)**

**851 (CD-687-TPR) Increase in Kilowatt Hour Tax Rates**

**R.C.** ***5727.81, Section 557.21***

Increases the tax rate paid under the tax by approximately 30% for most electric customers. Specifically, the tax rate for the first 2,000 kilowatt hours (KWH) used in a 30 day period is increased from $0.00465 to $0.00605 per KWH; the tax rate for KWH used between 2,001 and 15,000 is increased from $0.00419 to $0.00545; and the tax rate for KWH used over 15,000 is increased from $0.00363 to $0.00472 per KWH. Very large electricity users, those who use more than 45 million KWH in a year, are permitted to self-assess the tax, and have a different rate structure. Self-assessors pay $0.00075 per KWH for the first 504 million KWH used, plus 4% of the total price of electricity distributed to them. The bill retains the $0.00075 per KWH rate and increases the 4% rate to 5% of the total price of electricity. All rate increases are to begin in the tax measurement period that includes July 1, 2005.

Fiscal effect: Total revenue under the tax would increase by an estimated $158 million in FY 2006 and $160 million in FY 2007. Under the current statutory allocation of revenue from the tax, the GRF would receive $94.9 million of the FY 2006 amount and $96.2 million of the FY 2007 amount, the Local Government Fund would receive $4.2 million each year, the Local Government Revenue Assistance Fund would receive $0.6 million each year, the School District Property Tax Replacement Fund would receive $40.2 million in FY 2006 and $40.7 million in FY 2007, and the Local Government Property Tax Replacement Fund would receive $18.4 million in FY 2006

**As Passed by the House**

**R.C.** ***5727.81, Section 557.21***

Same as the Executive.

| As Introduced (Executive) | As Passed by the House |
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| and $18.6 million in FY 2007. The Governor's proposal also amends the statutory formula, however, so as to retain the full increase for the GRF. | |

**852 (CD-1025-TPR) Kilowatt Hour Tax and Municipal Electric Companies**

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| | **R.C.** ***5727.82*** |
| No provision. | Provides that revenues collected by municipal electric companies that derive from the rate increase contained in section 5727.81 of the Revised Code are distributed like those collected by other electric companies, as provided in section 5727.84 of the Revised Code. Current law would allow municipalities to retain these revenues in their general funds.<br>Fiscal effect: The tax rate increases are estimated to increase revenues that would have been retained in municipal general funds by approximately $11 million. Under the existing distribution formula, approximately $6.6 million of this would go to the GRF, $2.8 million would go to the School District Property Tax Replacement Fund, $1.2 million would go to the Local Government Property Tax Replacement Fund, $0.3 million would go to the Local Government Fund, and $0.04 million would go to the Local Government Revenue Assistance Fund. |

**As Introduced (Executive)**

**853 (CD-690-TPR) Change in Distribution of Kilowatt Hour Tax Receipts**

**R.C.** ***5727.84, Section 557.12***

Increases the statutory share of KWH tax receipts going to the GRF from 59.976% to 69.213% beginning August 1, 2005. Reduces the share of those receipts going to the Local Government Fund (LGF) from 2.646% to 2.035%, to the Local Government Revenue Assistance Fund (LGRAF) from 0.378% to 0.291%, to the School District Property Tax Replacement Fund (SDPTRF) from 25.4% to 19.538%, and to the Local Government Property Tax Replacement Fund (LGPTRF) from 11.6% to 8.923%. Section 557.12 specifies the amounts that should be credited to the LGF and the LGRAF in fiscal years 2006 and 2007 notwithstanding the statutory formula.
Under current law, if in fiscal years 2002 through 2006 the KWH tax revenues are less than $552 million, the amount credited to the GRF is reduced by the amount necessary to credit the LGF and the LGRAF the amount each would have received if the tax had raised that amount. Beginning in FY 2007, if tax revenues are less than $552 million, current law requires that the amount credited to the GRF be reduced by the amount necessary to credit all four of the other funds the amount each one would have received if the tax did raise that amount. The bill strikes the language about these thresholds.

Fiscal effect: At current tax rates, these provisions would increase the amount credited to the GRF by approximately $47.0 million in FY 2006 and $48.7 million in FY 2007, the amount credited to the LGF by approximately $2.1 million in FY 2006 and $1.3 million in FY 2007, and the amount

**As Passed by the House**

**R.C.** ***5727.84, Section 557.12***

Decreased slightly the amount of revenue to be credited to the LGF and to the LGRAF during the FY 2006-2007 biennium.
Fiscal effect: Decreases revenue to the LGF by approximately $1.3 million in FY 2006 and $1.8 million in FY 2007 as compared to the Executive Proposal. Decreases revenue to the LGRAF by approximately $0.2 million in FY 2006 and $0.3 million in FY 2007 compared to the Executive Proposal. Revenue to the GRF, SDPTRF, and LGPTRF increases in total by $1.5 million in FY 2006 and $2.1 million in FY 2007, with each fund getting its share proportionally according to the statutory formula.

| As Introduced (Executive) | As Passed by the House |
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| credited to the LGRAF by approximately $0.3 million in FY 2006 and $0.2 million in FY 2007. At current tax rates, they would decrease the amount credited to the SDPTRF by approximately $33.9 million in FY 2006 and $34.4 million in FY 2007, and the amount credited to the LGPTRF by approximately $15.5 million in FY 2006 and $15.7 million in FY 2007. The statutory changes are apparently intended to work together with the increase in tax rates contained in section 5727.81 to reserve the increase in revenue attributable to the increase in tax rates for the GRF. | |

| As Introduced (Executive) | As Passed by the House |
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| **854 (CD-790-TPR) Shortfall in Receipts from the Natural Gas Consumption Tax and GRF Transfer** | |
| **R.C.** ***5727.84*** | **R.C.** ***5727.84*** |
| Strikes language that provides a trigger for transferring funds from the GRF to the School District Property Tax Replacement Fund (SDPTRF) and the Local Government Property Tax Replacement Fund (LGPTRF). Under existing law beginning in FY 2007, if total revenue under the tax is less than $90 million, the difference between $90 million and the total revenue is transferred from the GRF to the SDPTRF and the LGPTRF, with the difference split between the funds according to their statutory shares of the total revenue. The bill eliminates this provision.<br><br>Fiscal effect: This tax raised a total of approximately $76.3 million in FY 2004, which was less than FY 2003 revenue of $83.7 million. This provision could eliminate a transfer of up to $15 million or more from the GRF, starting in FY 2007, and correspondingly reduce revenue to the SDPTRF by up to $10.3 million and revenue to the LGPTRF by up to $4.7 million. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **855 (CD-1031-TPR) Motor Fuel Use Tax** | |
| | **R.C.** ***5728.06, 5728.01, 5728.02, 5728.03, 5728.04, 5728.08*** |
| No provision. | Provides that a person must obtain a fuel use permit only if operating a commercial car or commercial tractor upon public highways in two or more states. Eliminates the requirement that farm trucks pay the tax annually; instead they must pay the tax quarterly as do other commercial cars or tractors. Existing law imposes the tax on three-axle commercial cars; the bill adds the words "regardless of weight."<br>Fiscal effect: The motor fuel use tax surcharge will be eliminated beginning July 1, 2005 due to provisions of Am. Sub. H.B. 87 of the 125th General Assembly, so this provision does not have a fiscal effect. |

| As Introduced (Executive) | As Passed by the House |
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| **856 (CD-782-TPR) Estate Tax** | |
| **R.C.** ***5731.01, 5731.05, 5731.131, 5731.14, 5731.18, 5731.181, 5731.20, and Sections 557.03 and 557.24*** | **R.C.** ***5731.01, 5731.05, 5731.131, 5731.14, 5731.18, 5731.181, 5731.20, and Sections 557.03 and 557.24*** |
| The bill updates the state estate tax law to incorporate changes in the federal estate tax law and eliminates the deduction for family-owned business.<br>The federal "Economic Growth and Tax Relief Reconciliation Act of 2001" (the "Act") phased out the federal credits for paying state death taxes and state generation-skipping transfer taxes to estates of decedents dying after December 31, 2004, or to generation-skipping transfers made after that date. The bill eliminates the state "sponge" taxes. The state "sponge" taxes (additional estate tax and generation skipping tax) are equal to the difference between state tax liability and the estate's federal credit. The estate of a decedent who dies on or after January 1, 2002, but before the effective date of the bill, receives a tax credit against the additional estate "sponge" tax. The credit equals the portion of the additional estate sponge tax that is over and above the sponge tax that would have been imposed if the tax had been equal to the maximum federal credit allowable for paying state estate taxes under the federal law that was in effect and applicable on the date of the decedent's death.<br>The bill also eliminates the family-owned business deduction. The revisions made to the federal estate tax law affect this deduction. Federal law permits estates to avoid federal estate taxes on a part of the estate consisting of family-owned businesses inherited by or passed to family members. These family-owned business interests are deducted in computing the value of the estate that is | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| subject to the federal estate tax. Ohio also has a deduction modeled closely after this federal deduction, for the value of a family-owned business (including a farm) when computing the Ohio estate tax, to the extent the business is passed on to other family members. The state deduction may be claimed even if the federal deduction is not claimed against federal estate tax liability.<br><br>Fiscal effect: Estate tax collections are estimated to decrease by $2 million in FY 2006 and $8 million in FY 2007. | |

| As Introduced (Executive) | As Passed by the House |
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| **857 (CD-646-TPR) Phase-out of the corporate franchise tax** | |
| **R.C.** ***5733.01(g)*** | **R.C.** ***5733.01(g)*** |
| Phases out the corporation franchise tax evenly over five years, beginning in 2006, for all corporations other than financial institutions. Financial institutions will continue to pay the corporate franchise tax on their net worth at the rate of 13 mills. For tax year 2006, nonfinancial corporations would pay 80% of their corporation franchise tax liability less any credits allowable against the tax. For tax year 2007, nonfinancial corporations would pay 60% of their franchise tax liability less any applicable credits. For tax year 2008, nonfinancial corporations would pay 40% of their franchise tax liability less any credits allowable against the tax. For tax year 2009, nonfinancial corporations would pay 20% of the franchise tax liability less any allowable credits. For tax year 2010 and each year after, the corporation franchise tax would be eliminated for nonfinancial corporations.<br><br>Fiscal effect: The phase-out of the corporation franchise tax will decrease GRF revenues by $153.3 million in FY 2006 and $314.4 million in FY 2007. | Same as the Executive, but other corporations exempted from the proposed CAT also would continue to pay the franchise tax (see CD-945-TPR, CAT-- Exemption for some holding companies and all affiliates of financial institutions and of insurance companies). |

| As Introduced (Executive) | As Passed by the House |
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| **858 (CD-628-TPR) Limited Liability Companies** | |
| **R.C.** ***5733.01*** | **R.C.** ***5733.01*** |
| Clarifies how limited liability companies classified as corporations for federal purposes are treated under the corporate franchise tax law. The executive proposes that any business classified as an association taxable as a corporation for federal income tax purposes will also be treated as a corporation for state franchise tax law, and an equity interest in the business shall be treated as capital stock.<br><br>Fiscal effect: This change is expected to have a minimal fiscal effect. | Same as the Executive. |
| **859 (CD-883-TPR) Corporation Franchise Tax: Recycling and Litter Prevention Fund** | |
| | **R.C.** ***5733.065, 5733.066,5733.122, Sections 557.10 and 612.27*** |
| No provision. | Provides for a final series of payments in FY 2006 equal of $1.5 million from GRF to the Recycling and Litter Prevention Fund. Future litter taxes paid by corporations would be used to fund recycling and litter prevention but not through the Recycling and Litter Prevention Fund. Fiscal Effect: None. |

| As Introduced (Executive) | As Passed by the House |
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| **860 (CD-929-TPR) Limitation of New Machinery and Equipment Tax Credits** | |
| | **R.C. *5733.33*** |
| No provision. | Limits the availability of the corporate franchise and personal income tax credits for purchases of new manufacturing machinery and equipment purchased and installed by June 30, 2005, instead of December 31, 2016.<br>Fiscal Effect: Reduces future revenue losses from these tax credits. |
| **861 (CD-786-TPR) Pass-through entity tax** | |
| **R.C. *5733.40*** | **R.C. *5733.40*** |
| Conforms provisions governing the apportionment of expenses paid by a pass-through entity to a related entity with provisions governing a nonresident investor's nonresident credit computation. The apportionment of such expenses is done for the purposes of the withholding tax on pass-through entities with one or more nonresident investors.<br>Expressly provides that, for the purposes of the pass-through entity withholding tax, a nonresident investor's distributive share of a pass-through entity includes income items from a qualified subchapter's subsidiary ("QSSS").<br><br>Fiscal Effect: Minimal fiscal impact, if any. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **862 (CD-915-TPR) CAT -- Technical** | |
| | **R.C.** ***5739.01, 5751.03*** |
| No provision. | Relocates from the CAT law to the sales tax law the proposed language stating that any CAT paid is part of the price to the consumer for sales tax purposes.<br>Fiscal Effect: None. |
| **863 (CD-626-TPR) Sales and use tax rate changes** | |
| **R.C.** ***5739.02, 5739.025,5739.10,5741.02*** | **R.C.** ***5739.02, 5739.025,5739.10,5741.02*** |
| Establishes a permanent sales and use tax rate of 5.5% beginning July 1, 2005. This provision also revises the tax rate schedules that specify how the tax is applied to fractions of dollars when sales are not in exact dollar amounts. Under current law, the tax rate is scheduled to return to 5% on July 1, 2005. Am. Sub. H.B. 95 of the 125th General Assembly temporarily increased the rate to 6% for sales occurring between July 1, 2003 and June 30, 2005.<br><br>Fiscal effect: The sales and use tax rate increase will boost GRF revenues by $720 million in FY 2006 and $744 million in FY 2007. This estimate include additional GRF revenues from the limit on distributions to local government funds from state sales tax revenues. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **864 (CD-1134-TPR) Use tax exemption for cigarettes valued at $300 or less monthly** | |
| | **R.C.** ***5741.02 ( C ), 5743.33, 5743.331, 5741.02 (B), and Section 612.27*** |
| No provision. | Exempts cigarettes from the general use tax and from the cigarette use tax if the wholesale value used, stored, or consumed (other than for resale) is $300 or less per month. Fiscal effect: Minimal revenue loss (most of the use tax liability is currently not collected). |

| As Introduced (Executive) | As Passed by the House |
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| **865 (CD-636-TPR) Increases in tax rates for tobacco products** | |
| **R.C.** ***5743.02, 5743.32, 5743.51, 5743.62, 5743.63*** | **R.C.** ***5743.02, 5743.32, 5743.51, 5743.62, 5743.63*** |
| Increases the cigarette excise tax from 27.5 mills per cigarette to 50 mills per cigarette on July 1, 2005. The executive proposes a 45-cent increase per pack of 20 cigarettes, to $1.00 per pack from the current $0.55 per pack.<br><br>Fiscal effect: This provision is expected to increase GRF revenues by $304.0 million in FY 2006 and $296.0 million in FY 2007. The yield of the tax increase will depend on cigarette tax rate increases in neighboring states.<br><br>Increases the existing excise tax on tobacco products other than cigarettes from 17% to 30% of the wholesale price of the tobacco product on July 1, 2005. Consumers are expected to purchase cheaper products as a result of the tax increase. Thus, the tax increase may decrease both overall consumption of other tobacco products and the taxable base because the tax on other tobacco products is an ad valorem tax.<br><br>Fiscal effect: This provision is estimated to increase GRF revenue by $18.0 million in FY 2006 and $19.5 million in FY 2007. The yield of the tax increase will depend on rate increases in neighboring states.<br><br>Requires wholesale and retail tobacco dealers to pay the additional tax on inventory in their possession on July 1, 2005 from the increase in the cigarette excise tax to $1.00 per pack of 20 cigarettes. Wholesalers and dealers had | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| previously paid the $0.55 per pack of 20 cigarettes on inventory in their possession.<br><br>Fiscal effect: The net additional tax on inventory (the floor tax) is expected to increase revenue by $44.0 million in FY 2006 only, and has no fiscal effect in FY 2007. | |

**866 (CD-1042-TPR) Transportation of untaxed cigarettes**

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| | **R.C.** ***5743.33, section 612.27*** |
| No provision. | Increases the value (wholesale) of untaxed cigarettes that a person may transport within Ohio without the prior consent of the Tax Commissioner from $60 to $300. Fiscal Effect: None. |

| As Introduced (Executive) | As Passed by the House |
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| **867 (CD-731-TPR) Deduction for Qualified Tuition and Fees Eliminated** | |
| **R.C.** ***5747.01*** | **R.C.** ***5747.01*** |
| Eliminates the deduction that is allowed under existing law for qualified tuition and fees. Existing law permits taxpayers to take a deduction for certain tuition costs and fees during the taxable year. The deduction is available for tuition and fees paid to a state university or other postsecondary institution located in Ohio. For taxpayers enrolled in a full-time course of study, the deduction is available for tuition and fees paid in each of the first two years of postsecondary education. For taxpayers enrolled part-time, the deduction is available for tuition and fees paid for the academic equivalent of the first two years of postsecondary education during a maximum of five taxable years. The total amount of tuition and fees that may be deducted by a taxpayer for all taxable years is $5,000. The deduction is not available to individuals filing a joint return showing a combined federal adjusted gross income greater than $100,000 and is not available to single filers having federal adjusted gross income in excess of $50,000.<br><br>Fiscal Effect: No effect in FY 2006. Increases revenue from the personal income tax by an estimated $13.4 million per fiscal year starting in FY 2007. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **868 (CD-734-TPR) Trust Tax Made Permanent** | |
| **R.C.** ***5747.01, 5747.02*** | **R.C.** ***5747.01, 5747.02*** |
| Extends the tax on trust income past taxable year 2004. Under existing law, the income tax applies to trusts for only three taxable years; namely, the taxable years of a trust beginning in 2002, 2003, and 2004.<br><br>Fiscal Effect: Increases tax revenue from the personal income tax by an estimated $19 million in FY 2006, and an estimated $55 million for each fiscal year thereafter. | Narrows the definition of who is a qualifying beneficiary of a charitable lead trust, from current, future, and contingent beneficiaries to only current and future beneficiaries. The narrowing of the beneficiary definition narrows the extent to which charitable lead trusts are subject to the income tax.<br><br>Fiscal Effect: Possible reduction in revenue from that under the Executive proposal. |
| **869 (CD-728-TPR) Inflation Adjustments for Personal Income Tax Brackets Delayed** | |
| **R.C.** ***5747.02*** | **R.C.** ***5747.02*** |
| Delays the indexing of the personal income tax brackets until taxable year 2010. Under existing law the personal income tax brackets were to be adjusted for inflation beginning in taxable year 2005.<br><br>Fiscal Effect: Increases revenue from the personal income tax by an estimated $65 million in FY 2006, $126 million in FY 2007, $194 million in FY 2008, $273 million in FY 2009, and $344 million in FY 2010. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **870 (CD-722-TPR) Personal Income Tax Rate Adjustment** | |
| **R.C.** ***5747.02*** | **R.C.** ***5747.02*** |
| Reduces the tax rates and amounts within each personal income tax bracket by a total of 21% over five years, beginning with taxable year 2005, in nearly even per-year increments. For each taxable year beginning after 2009, the income tax dollar amounts and rates are the same as for taxable years beginning in 2009.<br><br>Fiscal Effect: Reduces revenue from the personal income tax by an estimated $316 million in FY 2006, $660 million in FY 2007, $1,044 million in FY 2008, $1,445 million in FY 2009, and $1,967 million in FY 2010. | Same as the Executive. |
| **871 (CD-735-TPR) Disallowance of the Credit for Out-of-State Income** | |
| **R.C.** ***5747.05, 5747.01*** | **R.C.** ***5747.05, 5747.01*** |
| Disallows the existing credit for income taxes paid by Ohio residents to other states or the District of Columbia for any taxpayer who has directly or indirectly deducted, or was required to directly or indirectly deduct, the amount of income taxes owed to another state or the District of Columbia in computing federal adjusted gross income.<br><br>Fiscal Effect: Minimal fiscal impact, if any. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **872 (CD-733-TPR) Tax Credit for Low-Income Taxpayers** | |
| **R.C.** ***5747.056, 5747.08, 5747.98*** | **R.C.** ***5747.056, 5747.08, 5747.98*** |
| Creates a nonrefundable credit for individuals whose Ohio Taxable Income (Ohio adjusted gross income less personal exemptions) does not exceed $10,000. The amount of the credit varies depending upon the taxable year for which it is claimed. For taxable years beginning in 2005, the credit equals $107. For taxable years beginning in 2006, the credit equals $102. For taxable years beginning in 2007, the credit equals $98. For taxable years beginning in 2008, the credit equals $93. For taxable years beginning in 2009 or thereafter, the credit equals $88.<br><br>Fiscal Effect: Reduces revenue from the personal income tax by an estimated $14.1 million in FY 2006, $13.2 million in FY 2007, $12.3 million in FY 2008, $11.5 million in FY 2009, and $10.8 million in FY 2010. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **873 (CD-1137-TPR) School District income Taxes** | |
| | **R.C.** ***5748.01, 5748.02, 5748.03, 5748.04, 5748.08*** |
| No provision. | Permits school districts to apply school district income taxes only to earnings. School districts could either apply the tax to Ohio adjusted gross income less exemptions as at present or only to that portion of employee compensation and of net earnings from self-employment that is included in Ohio adjusted gross income. The tax would be subject to approval by voters.<br><br>Fiscal effect: By applying the school district income tax to a narrower base, school districts might obtain voter approval of levies that would otherwise be defeated. Alternatively, the narrower base might result in reduction of school district revenues from income taxation. LSC has no estimate of the net revenue effect of this change. |
| **874 (CD-1133-TPR) CAT -- Exclusion of certain receipts from accounts receivables** | |
| | **R.C.** ***5751.01 (F)*** |
| No provision. | Excludes from the CAT gross receipts base any receipts from selling accounts receivables to the extent the receipts from the transaction giving rise to the receivable were previously included in the taxpayer's receipts.<br>Fiscal Effect: Potential revenue loss. |

| As Introduced (Executive) | As Passed by the House |
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| **875 (CD-1064-TPR) CAT -- Combined utility companies; Exclusion for sales of electricity through the use of a regional transmission orga** | |
| | **R.C.** ***5751.01 (E) (2), 5751.011 (C )*** |
| No provision. | Provides that a combined utility company owes the CAT liability on gross receipts attributable to the activity of an electric company (including rural electric company) and activities other than the activity of a heating company or a natural gas company. Assuming that the companies exempted under the provision are taxable under the public utility excise tax, this provision has little fiscal impact.<br>Fiscal Effect: Minimal.<br><br>Provides that gross receipts related to the sale or transmission of electricity through the use of a regional transmission organization approved by the Federal Energy Regulatory Commission are excluded from taxable gross receipts, even if the receipts are from and to the same member of the group.<br>Fiscal Effect: Potential revenue loss. |
| **876 (CD-1073-TPR) CAT -- Elimination of the informal hearing and registration revocation** | |
| | **R.C.** ***5751.05 (E)*** |
| No provision. | Eliminates the provision regarding informal hearing by the Tax Commissioner and registration revocation provision, if a taxpayer fails to comply with any of the commercial activity tax law.<br>Fiscal effect: none. |

| As Introduced (Executive) | As Passed by the House |
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| **877 (CD-869-TPR) CAT - Exclude lottery agents receipts in excess of commissions** | |
| | **R.C.** ***5751.01 (e)*** |
| No provision. | Clarifies that receipts from sales of lottery tickets in excess of agents commissions, bonuses, and reimbursements are excluded from the CAT tax base.<br>Fiscal Effect: None. |
| **878 (CD-972-TPR) CAT -- Modify the sales based "bright-line" presence test for consolidated group filers** | |
| | **R.C.** ***5751.01 (H)*** |
| No provision. | Makes a technical change related to language of one of the "bright-line" test for determining whether a CAT taxpayer that is part of a consolidated group filer must include its receipts in the taxable receipts of the group.<br>Fiscal Effect: None. |
| **879 (CD-1074-TPR) CAT -- Removal of the prohibition against billing the tax to another person** | |
| | **R.C.** ***5751.03 (A) (2)*** |
| No provision. | Eliminates the prohibition against billing or invoicing of the commercial activity tax to another person.<br>Fiscal effect: none. |

| As Introduced (Executive) | As Passed by the House |
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| **880 (CD-925-TPR) CAT -- Revocation of business privileges from noncompliance** | |
| | **R.C.** ***5751.05 (F), 5751.05 (G) and 5751.11*** |
| No provision. | Prescribes the legal proceedings against taxpayers failing to report and pay the CAT, similar to the provisions for the corporate franchise tax and the personal income tax.<br>Fiscal Effect: None. |
| **881 (CD-893-TPR) CAT -- Situsing of receipts from services** | |
| | **R.C.** ***5751.02 (G)*** |
| No provision. | Clarifies the situsing of taxable receipts from providing a service taxable under the CAT. The location where the purchaser receives the benefit of services is "paramount" which is similar to situsing standards under the corporate franchise tax.<br>Fiscal Effect: None. |
| **882 (CD-878-TPR) CAT -- Transactions between electric companies and regional transmission organizations** | |
| | **R.C.** ***5751.01 (E) (3)*** |
| No provision. | Excludes from the commercial activity tax amounts received from transactions between electric companies and regional transmission organizations.<br>Fiscal Effect: Indeterminate revenue loss. |

| As Introduced (Executive) | As Passed by the House |
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| **883 (CD-870-TPR) CAT-- Exclude horse racing handle** | |
| | **R.C. *5751.01 (E)*** |
| No provision. | Clarifies that pari-mutuel horse racing wagers received by a horse racing agent is excluded from the CAT tax base.<br>Fiscal Effect: None. |
| **884 (CD-871-TPR) CAT- Exclude receipts from inter-dealer motor vehicles sales** | |
| | **R.C. *5751.01 (E)*** |
| No provision. | Excludes from the CAT gross receipts received by one motor vehicle dealer for selling a motor vehicle another dealer that intends to resell the motor vehicle.<br>Fiscal Effect: Indeterminate revenue loss. |
| **885 (CD-879-TPR) CAT -- Pass-through income** | |
| | **R.C. *5751.01 (E)*** |
| No provision. | Excludes from receipts taxable under the CAT an investor's pass-through income from an S-corporation, partnership, limited liability company, or other kind of pass-through entity.<br>Fiscal Effect: None. |

| | As Introduced (Executive) | As Passed by the House |
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| **886** | **(CD-896-TPR) CAT -- Eliminate alcoholic beverage taxes from the gross receipts base** | |
| | | **R.C.** ***5751.01 (E)*** |
| | No provision. | Excludes from the CAT gross receipts tax base an amount equal to federal and state taxes on alcoholic beverages.<br>Fiscal Effect: Reduce CAT revenue by $1.1 million each year of the biennium (according to Department of Taxation estimate). |
| **887** | **(CD-900-TPR) CAT-- Exclude state liquor agency receipts above commissions** | |
| | | **R.C.** ***5751.01 (E)*** |
| | No provision. | Specifies that only commissions in receipts of a state liquor agency are included in the taxable base of the CAT.<br>Fiscal Effect: No fiscal effect (assuming that receipts in excess of commissions were not intended to be in the CAT tax base) |
| **888** | **(CD-919-TPR) CAT -- Exclude license fees for hunting and fishing** | |
| | | **R.C.** ***5751.01 (E)*** |
| | No provision. | Exclude from the CAT gross receipts tax base hunting, fishing and similar license fees collected by a person authorized to issue such licenses, but does not exclude the $1 fee such persons may charge for issuing the license.<br>Fiscal Effect: Minimal decrease in CAT revenue. |

| | As Introduced (Executive) | As Passed by the House |
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| **889** | **(CD-920-TPR) CAT -- Exclusion of federal and state motor fuel taxes from the tax base** | |
| | | **R.C.** ***5751.01 (E)*** |
| | No provision. | Excludes from the CAT gross receipts tax base federal and state motor fuel taxes.<br>Fiscal Effect: Decreases revenues from the commercial activity tax by $9.0 million each year of the biennium. |
| **890** | **(CD-923-TPR) CAT -- Exclusion of state and federal cigarette and tobacco excise taxes from the tax base** | |
| | | **R.C.** ***5751.01 (E)*** |
| | No provision. | Excludes from the CAT gross receipts tax base an amount equal to the federal and state excise taxes paid on cigarette and tobacco products.<br>Fiscal Effect: Decreases CAT revenue by about $3.0 million in each fiscal year of the biennium. |
| **891** | **(CD-956-TPR) CAT -- Accounting method** | |
| | | **R.C.** ***5751.01 (E)*** |
| | No provision. | Specifies that a CAT taxpayer must use the same accounting method (generally cash or accrual) for the CAT as it uses for federal income tax purposes for the same period of time.<br>Fiscal Effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **892 (CD-991-TPR) CAT -- Real estate broker fee** | |
| | **R.C. *5751.01 (E)*** |
| No provision. | Specifies that the taxable base for the CAT includes only the part of the real estate brokerage fee retained by the broker and not paid to another broker or to a real estate salesperson.<br>Fiscal Effect: Indeterminate reduction in revenue. |
| **893 (CD-1072-TPR) CAT -- Modifications in the definition of gross receipts; interest receipts.** | |
| | **R.C. *5751.01 (E)*** |
| No provision. | Modifies the provision on excludable receipts and specifies that excludable receipts are excluded regardless of whether they are received in the ordinary course of business or as a form of payment for an otherwise taxable transaction.<br>Fiscal effect: Potential revenue loss<br><br>Also provides that the receipt of interest, which is an excludable receipt, is not excludable if it is interest on credit sales.<br>Fiscal effect: Potential minimal gain. |
| No provision. | Modifies the basic definition of "gross receipts" to state that they are amounts realized from sales by a person in transactions contributing to the production of gross income of that person. Previously, "gross receipts" were defined as amounts realized in transactions from activities contributing to the production of gross income.<br>Fiscal effect: None |

| As Introduced (Executive) | As Passed by the House |
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**As Introduced (Executive)**

**894 (CD-648-TPR) The Commercial Activity Tax**

**R.C.** ***5751.01, 140.08,5703.052,5703.053,5703.50,5703.70,5751.02 to 5751.12,5751.20 to 5751.22,5751.31***

Imposes a privilege tax or the " commercial activity tax" equal to 0.26% of gross receipts in excess of $1 million annually. The tax applies to all business entities, except public utilities, financial institutions, dealers in intangibles, insurance companies, and nonprofits without unrelated business income. These business entities will continue their current tax regimes. Additionally, all entities with annual gross receipts above $40,000 and less than $1 million will pay $100 in commercial activity tax liability.

Defines taxable gross receipts as gross receipts without deductions for cost of goods sold or other expenses. Also the definition specifies that certain receipts, such as interest income, dividends, certain capital gains, and other incomes, are excluded from taxable receipts.

Phases in a rate adjustment for the commercial activity tax. The executive proposes the Tax Commissioner adjusts the rate by September 2007 if the commercial activity tax receipts are 10% above or below the target of $815 million in the first two years.

Requires every legal person subject to the commercial activity tax to register by November 15, 2005 or within 30 days of being subject to the tax.

Requires taxpayers to pay the tax on a calendar quarter basis although the commercial activity tax is an annual tax.

**As Passed by the House**

**R.C.** ***5751.01, 140.08,5703.052,5703.053,5703.50,5703.70,5751.02 to 5751.12,5751.20 to 5751.22,5751.31***

Same as the Executive, except for exempting certain other "excluded" entities (see CD-945-TPR, CAT-- Exemption for some holding companies and all affiliates of financial institutions and of insurance companies), and certain changes and exclusions in the definition of taxable gross receipts.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| Fiscal effect: Earmarks revenue from the commercial activity tax for the GRF and for reimbursing school districts and other local governments for reductions and phase-outs of local taxes on most tangible personal property. Varying percentages are applied to the distribution of revenues from the commercial activity tax. For FY 2006, GRF will receive 83% of the revenues from the commercial activity tax. The School District Tangible Property Tax Replacement Fund (SDRF) will receive 11.9% of revenues from the commercial activity tax. The Local Government Tangible Property Tax Replacement Fund (LGRF) will receive 5.1% of revenues from the commercial activity tax. For FY 2007, GRF will receive 37.3% of the revenues, the SDRF will receive 43.9%, and the LGRF will receive 18.8%. The Department of Taxation estimates that the commercial activity tax will provide $220.0 million to the GRF in FY 2006 and $205 million in FY 2007. | |

**895 (CD-873-TPR) CAT --Corrective language regarding combined taxpayers**

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|---|---|
| | **R.C.** ***5751.01*** |
| No provision. | Corrects language regarding "combined taxpayers". "Combined taxpayers" who do not elect to file a consolidates CAT report cede the benefit of excluding inter-group receipts.<br>Fiscal Effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **896 (CD-1057-TPR) CAT -- Elimination of the "bright-line presence" test for nexus** | |
| | **R.C.** ***5751.01, 5751.31*** |
| No provision. | Eliminates the "bright-line presence" test for nexus under the commercial activity tax.<br>Fiscal effect: none |
| **897 (CD-1086-TPR) CAT -- Conversion to an annual privilege tax** | |
| | **R.C.** ***5751.01, 5751.02 to 5751.08, 5712.12, 5751.50, 5751.51, 5751.52 and 5751.99; Section 557.09*** |
| No provision. | Restructures the CAT so that it is clearly an annual privilege tax payable on a quarterly basis.<br>Fiscal effect: none. |
| **898 (CD-889-TPR) CAT -- Receipts between consolidated members** | |
| | **R.C.** ***5751.011*** |
| No provision. | Permits a group of related CAT taxpayers to exclude all receipts from sales between the group's members, including sales to a member for the member's own use in Ohio if the group elects consolidated treatment under the CAT.<br>Fiscal Effect: Indeterminate revenue loss when compared to the executive's definition of CAT receipts. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **899 (CD-1077-TPR) CAT-- Transfer of business between consolidated groups** | |
| | **R.C.** ***5751.011*** |
| No provision. | Provides for the possibility that a taxpayer that was formerly a member of a consolidated taxpayer group under the CAT might become a member of a new consolidated group, and therefore must file with its new group.<br>Fiscal effect: none |
| **900 (CD-1069-TPR) CAT -- Definite filing deadlines** | |
| | **R.C.** ***5751.03, Section 557.09*** |
| No provision. | Changes the proposed CAT filing and payment deadlines from the 40th day after the end of the quarterly or annual tax period to the 15th day of the second month after the end of the tax period.<br>Fiscal effect: None. |
| **901 (CD-1058-TPR) CAT -- Situsing rules for property passing through the state to a location outside this state** | |
| | **R.C.** ***5751.032*** |
| No provision. | Specifies that property received in the state for transportation by the purchaser to a location outside this state is not to be sitused in Ohio, but rather to the place where the property is ultimately located.<br>Fiscal effect: None. |

| | As Introduced (Executive) | As Passed by the House |
|---|---|---|
| **902** | **(CD-885-TPR) CAT-- Registration fee credited toward tax due** | |
| | | **R.C.** ***5751.05*** |
| | No provision. | Applies a taxpayer's CAT registration fee toward the taxpayer's tax liability.<br>Fiscal Effect: Reduces CAT revenue by $6.5 million in FY 2006 and $0.5 million in FY 2007. |
| **903** | **(CD-947-TPR) CAT Administrative Fund: technical correction** | |
| | | **R.C.** ***5751.05*** |
| | No provision. | Specifies that the fund created to defray administrative expenses of the CAT is to be in the state treasury.<br>Fiscal Effect: None. |
| **904** | **(CD-874-TPR) CAT-- Refunds offsets** | |
| | | **R.C.** ***5751.081*** |
| | No provision. | Specifies conditions under which an outstanding debt owed by a CAT taxpayer becomes final and offset a refund of CAT liability.<br>Fiscal Effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **905 (CD-875-TPR) CAT -- Sampling taxpayer receipts during audit** | |
| | **R.C.** ***5751.09*** |
| No provision. | Conforms language under which sampling of a taxpayer' receipts during an audit with similar language under the sales tax and requires any sampling method to be adopted by administrative rule.<br>Fiscal Effect: None. |
| **906 (CD-881-TPR) CAT -- Statute of limitation on assessment** | |
| | **R.C.** ***5751.09*** |
| No provision. | Conforms the language under which there is no statute of limitation on assessments for unreported CAT liability with similar existing language under the income tax and the corporation franchise tax.<br>Fiscal Effect: None. |

**As Introduced (Executive)**

**907 (CD-742-TPR) Commercial Activity Tax ---Tax Credits**

**R.C.** ***5751.50, 5751.51,5751.52, 5751.98***

Creates for tax periods beginning in 2008 and thereafter, a refundable job creation tax credit against the commercial activity tax. The credit is similar to the existing credit against the corporate franchise tax or the personal income tax. The tax credit will be claimed in the order required under section 5751.98 of the Revised Code.

Creates a nonrefundable job retention tax credit against the commercial activity tax. The tax credit will be claimed in the order required under section 5751.98 of the Revised Code. This tax credit will not be allowed against the commercial activity tax if it was available against the corporate franchise tax or the personal income tax, except to the extent the credit was not applied against those taxes.

Creates a nonrefundable tax credit for qualified research expenses against the commercial activity tax. The credit is equal to seven percent of the excess of qualified research expenses over the taxpayer's average annual qualified research expenses incurred in the three preceding calendar years. This credit may be carried forward for seven calendar years. The tax credit will not be allowed against the commercial activity tax if it was available against the corporate franchise tax or the personal income tax, except to the extent the credit was not applied against those taxes.

Creates a nonrefundable credit for qualified research and development loan payments against the commercial

**As Passed by the House**

**R.C.** ***5751.50, 5751.51,5751.52, 5751.98***

Same as the Executive.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| activity tax. The credit is equal to the a borrower's qualified research and development loan payments made during the calendar year preceding the tax period for which the taxpayer is claiming the credit. The amount of the credit for a calendar year shall not exceed $150,000 and the taxpayer must obtain a certificate issued by the director of development. The credit may be carried to the next tax period or periods. The aggregate credit for loan payments against the personal income tax, the corporate franchise tax, and the commercial activity tax cannot exceed $150,000 per year per taxpayer.<br><br>Requires that the following tax credits against the commercial activity tax be taken in the following order: First, the nonrefundable jobs retention tax credit; then, the nonrefundable credit for qualified research expenses; then, the nonrefundable credit for a borrower's qualified research and development loan payments; and, the refundable jobs creation tax credit.<br><br>Fiscal effect: Revenue loss from these tax credits in future years | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **908 (CD-888-TPR) CAT -- tax credits not applicable against franchise tax after July 1, 2008; Job retention credits after June 30,2007.** | |
| | **R.C.** ***5751.50, 122.17,122.171,5733.351,5733.352,5747.331,5751.51,5751.52, section 612.21*** |
| No provision. | Specifies that the four tax credits that can be applied against the new commercial activity tax will apply against the CAT beginning on or after July 1, 2008, and can no longer be applied against the corporation franchise tax or the personal income tax after that date. If not fully utilized, the credit could be carried forward and used against the CAT.<br>Fiscal Effect: The fiscal effect of this provision will occur outside of the biennium.<br><br>Permits the Tax Credit Authority to continue entering into agreements for job retention tax credits after June 30, 2007. Also specifies that the capital investment projects for which a job retention credit may be granted includes project costs paid after December 21, 2006. Fiscal Effect: future potential revenue loss.<br><br>Removes the $150,000 limitation on the amount of R&D loan payments for which a taxpayer may claim a tax credit in any given year.<br>Fiscal Effect: Potential minimal reduction in CAT revenue. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **909 (CD-845-TPR) Income Tax Distribution to Counties** | |
| | **Section:** ***303.18*** |
| Appropriates sufficient funds to the credit of the General Revenue Fund to ensure that at least 50 percent of state personal income tax collections are returned to the county of origin as required by Section 9 of Article XII of the Ohio Constitution. | Same as the Executive. |
| **910 (CD-637-TPR) Cigarette inventory tax collection procedures** | |
| **Section:** ***557.06*** | **Section:** ***557.06 (B)*** |
| Establishes procedures that govern the collection of the net additional tax resulting from the increase in the cigarette tax rate on July 1, 2005. Wholesalers and dealers must remit by August 31, 2005 the additional tax (based on the new tax rate on cigarette of $1.00 per pack of 20 cigarettes), on all packages of cigarettes on hand (inventory) that had the "old" stamp of $0.55 per pack of 20 cigarettes.<br><br>Fiscal effect: None | Requires wholesalers and dealers to file the "floor" tax return and payment by September 30, 2005. The provision delays receipts from the tax on cigarette inventory.<br>Fiscal effect: None |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **911 (CD-930-TPR) Cigarette Floor Tax** | |
| | **Section:** ***557.06*** |
| No provision. | Specifies that the cigarette floor tax is reduced by the discount granted to wholesale dealers as compensation for affixing stamps.<br>Fiscal effect: None. |
| No provision. | Allows wholesale and retail dealers to claim a 5% credit against the amount of floor tax due if the return is filed and payment remitted before August 31, 2005.<br>Fiscal effect: potential revenue loss. |
| **912 (CD-712-TPR) First tax return under the Commercial Activity Tax** | |
| **Section:** ***557.09*** | **Section:** ***557.09*** |
| Establishes how the commercial activity tax will be calculated for the semi-annual period from July 1, 2005 through December 31, 2005 for calendar year and calendar quarter taxpayers. The commercial activity tax return for the period is due by February 15, 2006. The semi-annual tax payment for all taxpayers for that semi-annual period will be $50 for the first $500,000 in taxable gross receipts. For taxable receipts above the first $500,000, the commercial activity tax will be 0.06% of taxable gross receipts in excess of $500,000. Any taxpayer with less than $40,000 in taxable gross receipts is exempt from the tax.<br><br>Fiscal effect: None | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **913 (CD-1065-TPR) CAT -- Change situsing of sales; Foreign Trade Zone** | |
| | **Section:** ***557.13*** |
| No provision. | Requires the Tax Commissioner to follow "a body of case law" addressing the situsing of sales under the corporation franchise tax when situsing sales under the CAT situsing law. Also, tangible personal property delivered into a foreign trade zone located in Ohio for the purpose of delivery out of Ohio without regards to the passage of title and repackaging for further shipping purposes, shall be sitused to the location at which the person or person's affiliated customer delivers the property outside Ohio. Fiscal effect: Potential revenue loss. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **914 (CD-1019-TAX) Exemption for Property in Nature Preserves From Special Assessments** | |
| | **R.C.** ***1517.052, 1525.11,525.12, and 6111.034, and Section 618.06*** |
| No provision. | Eliminates provisions in the bill that do all of the following: (1) exempt real property that is within a nature preserve from special assessments for sewer, water, or electrical service, (2) establish recording requirements for county auditors regarding the exemptions, and (3) authorize a board of county commissioners, legislative authority of a municipal corporation, or other governing board of any other public entity to apply to the Water and Sewer Commission in an amount equal to the portion of the costs of a water or sewer improvement that is to be financed by assessments on real property within a nature preserve whose collection is prohibited under the bill, and require that money to be repaid to the Commission if the assessments subsequently are collected. Also, see subject item "Exemption for Property in Nature Preserves from Special Assessments" in DNR.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|

**915 (CD-787-TAX) Transmission of Sales and Use Taxes Collected by Clerks of Court**

**R.C.** ***1548.06, 4505.06***

The bill establishes procedures for the transmission of sales and use taxes collected by the court clerks to the Treasurer of State. The bill provides that the clerks are to transmit sales and use taxes and remittance reports from sales of motor vehicles, off-highway vehicles, all-purpose vehicles, and titled watercraft and outboard motors during the week to the Treasurer on or before the Friday following the close of that week. If, on any Friday, the offices of a court clerk or the state are closed, the tax must be forwarded to the Treasurer on or before the next day on which the offices are open. In addition, the bill requires the Tax Commissioner to determine the form of the remittance report. Upon receiving a tax remittance and a report, the Treasurer is required to date stamp the report and forward it to the Tax Commissioner. The Treasurer may require the court clerks to transmit tax collections and remittance reports electronically.

If the tax due for any week with respect to titled watercraft and outboard motors is not remitted by a court clerk in accordance with the procedures outlined in the bill, the clerk must forfeit the poundage fees collected by the clerk for sales made during that week. If the tax due for any week with respect to motor vehicles, off-highway vehicles, and all-purpose vehicles is not remitted by a court clerk in accordance with the bill's procedures, the Tax Commissioner may, but is not required to, compel the clerk to forfeit the poundage fees collected by the clerk for sales made during that week.

Fiscal effect: None.

**R.C.** ***1548.06, 4505.06***

Same as the Executive.

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **916 (CD-718-TAX) Tire Tax Administration** | |
| **R.C.** ***3734.9010*** | **R.C.** ***3734.9010*** |
| Reduces the Department of Taxation's share of money collected from the Scrap Tire Management program from 4% to 2% (the remaining of which goes to Ohio EPA's Scrap Tire Management Fund). The Department of Taxation uses its share for administration of tire tax. See Ohio EPA's subject item Scrap Tire Management Program Funding.<br>Fiscal effect: Reduces the Department of Taxation's annual revenue by approximately $140,000. | Same as the Executive. |
| **917 (CD-1070-TAX) Taxation of Railroad Tracks** | |
| **R.C.** ***5701.03, 5713.01, 5727.06, 5727.10, 5727.11, 5727.12*** | **R.C.** ***5701.03, 5713.01, 5727.06, 5727.10, 5727.11, 5727.12*** |
| Reclassifies railroad tracks of railroads as real property and specifies that county auditors, rather than the Tax Commissioner as under current law, would be responsible for assessing them.<br><br>Fiscal effect: Railroad tracks of railroads would be assessed at 35% of true value instead of 25% as under current law. | Eliminates this change so that railroad tracks of railroads remain classified as business fixtures that are taxed as public utility tangible personal property. The Tax Commissioner would continue to appraise and assess the tracks.<br><br>Fiscal effect: Tracks would remain taxable as public utility tangible personal property at a 25% assessment rate instead of becoming taxable as real property at a 35% assessment rate. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **918 (CD-741-TAX) Authorization to Require Identifying Information from Persons Filing Tax Documents** | |
| **R.C.** ***5703.057*** | **R.C.** ***5703.057*** |
| Authorizes the Tax Commissioner to request that persons filing tax documents with the Commissioner to provide any identifying information including a social security number, employer identification number, or other identification number to efficiently administer the tax with respect to which the document is filed. The bill requires that taxpayers update the Commissioner of any changes with respect to that information prior to, or at the time of, filing the next tax document requiring identifying information. The bill requires that the Commissioner maintain the confidentiality of individuals' social security numbers.<br>The bill permits the Commissioner to impose penalties for failure to comply with the Commissioner's request for identifying information and failure to update identifying information. The bill also specifies that penalties in addition to criminal penalties may be imposed with respect to any false or fraudulent identifying information knowingly submitted by a person to the Commissioner.<br>Fiscal effect: Minimal, if any. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **919 (CD-1112-TAX) Interest Rate on Estate Tax and Personal Property Tax Overpayments and Underpayments Changed, Penalty for La** | |
| | **R.C.** ***5703.47, 5719.041, 5731.22, and 5731.23, and Section 612.21*** |
| No provision. | Reduces the rate at which interest accrues on estate tax and personal property tax overpayments and underpayments. Increases the penalty for late estate tax payments and filings and authorizes county auditors to forgive such penalties for good cause.<br>Fiscal effect: This provision has minimal fiscal effect to the state and to counties. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **920 (CD-789-TAX) Taxpayer Audits** | |
| **R.C.** ***5703.50*** | **R.C.** ***5703.50*** |
| The bill changes the definition of "audit". The bill defines "audit" as a visit by an employee of the Department of Taxation to one or more of the taxpayer's business locations or other locations designated by the taxpayer to inspect the taxpayer's books, records, memoranda, or accounts for the purpose of determining tax liability. "Audit" does not include being served an assessment (i.e., formal notice of outstanding liability) or any other type of document or notification, and does not include an investigation by an enforcement agent or other Department of Taxation employee to verify that a taxpayer has the appropriate license or registration, to conduct a test purchase, or to conduct a "similar" investigation. The bill also clarifies what constitutes a taxpayer audit for the purposes of the time at which certain of a taxpayer's rights are invoked, by stating that an audit does not include providing information to a taxpayer, serving notice of an assessment, or conducting certain kinds of investigations, which do not involve a visit by a tax authority.<br>Fiscal effect: None. | Same as the Executive, except eliminates the proposed change in the definition of a taxpayer "audit" insofar as the term signifies when specified taxpayer rights are invoked. The introduced bill specifies that an audit occurs when a Department of Taxation employee visits a taxpayer, but not when an assessment is issued or when a test purchase, license verification, or "similar" investigation is conducted.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **921 (CD-788-TAX) Changes Computation of Transfers to the Property Tax Administration Fund** | |
| **R.C.** ***5703.80, 321.24*** | **R.C.** ***5703.80, 321.24*** |
| Changes calculation of transfers to the Property Tax Administration Fund (Fund 5V8) in the state special revenue fund group, used to defray Department of Taxation costs to administer property taxes. The current charge of 0.3% against the amount of the 10% real property tax rollback is raised to 0.33% for FY 2006 and to 0.35% for FY 2007 and thereafter. Current charges of 0.15% against public utility tangible personal property taxes and 0.75% against tangible personal property taxes are changed to 0.5% for FY 2006, to 0.56% for FY 2007, and to 0.6% for FY 2008 and thereafter. Charges in each fiscal year are based on the preceding tax year, for example, FY 2006 charges are based on tax year 2005.<br>Fiscal effect: In conjunction with elimination of the 10% rollback on Class II real property and the phase-out of some taxes on tangible personal property, these changes result in transfers to the Property Tax Administration Fund that LSC estimates at about $14 million in each of FY 2006 and FY 2007. | Same as the Executive, except that the beginning of the phase-out of taxation of furniture, fixtures, and other tangible personal property in tax year 2006 reduces revenue to the Property Tax Administration Fund in FY 2007.<br>Fiscal effect: Revenue to the Property Tax Administration Fund is reduced by this change by about $0.4 million, to an estimated $13.8 million, in FY 2007. |

| As Introduced (Executive) | As Passed by the House |
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| **922 (CD-1020-TAX) Exemption from Tax Savings Recoupment Charges on Converted Agricultural Property** | |
| | **R.C.** ***5713.34*** |
| No provision. | Removes provisions in the bill exempting the Department of Natural Resources from the tax savings recoupment charges levied on land converted from an agricultural use to a non-agricultural use.<br>Also, see subject item "Department of Natural Resources Real Property Tax Exemption" in DNR.<br>Fiscal effect: None. |

**As Introduced (Executive)**

**923 (CD-792-TAX) General Administration of Department of Taxation**

**R.C.** ***5751.05, 5751.06, 5751.07, 5751.08, 5751.081, 5751.09, 5751.10, 5751.11, and 5751.12***

The bill proposes permanent law changes related to the Department of Taxation's general administration of the new commercial activity tax, particularly tax payments procedure, tax assessments, penalties and interest, refunds, record keeping, and challenging the legality of tax application procedures.

The bill requires every legal person subject to the new commercial activity tax to register with the Tax Commissioner by November 15, 2005 or within 30 days after first becoming subject to the tax. The registration must be made on a form provided by the Commissioner that must include various required items of information. A one-time fee of $15 or $20 registration fee will be imposed. An additional fee of up to $100 per month, up to $1000 will be charged if a person registers after the due date. Persons that would otherwise be subject to the tax but that begin business after November 30 in any year are exempt from the fee, as are persons that do not surpass the $40,000 taxable gross receipts threshold as of December 1. The registration fee may be waived by the Tax Commissioner. Fee collections are credited to a fund to defray the Commissioner's costs of administering the new commercial activity tax, including promoting awareness of the tax during its initial implementation.

Fiscal effect: The estimated costs to implement the new commercial activity tax are included in line item 110-628, Tax Reform System Implementation in the Department of Taxation. Revenue from the proposed one-time fee is

**As Passed by the House**

**R.C.** ***5751.05, 5751.06, 5751.07, 5751.08, 5751.081, 5751.09, 5751.10, 5751.11, 5751.12, and 5751.31***

Same as the Executive, except provides for taxpayer appeals directly to the Ohio Supreme Court when the Tax Commissioner issues a final determination in response to a taxpayer's challenge of an assessment under the commercial activity tax when the primary issue raised by the taxpayer arises under certain constitutional provisions governing the General Assembly's power to tax incomes and to levy excise and franchise taxes; the manner in which the General Assembly may use moneys derived from motor vehicle license and fuel taxes; or the General Assembly's power to tax food for human consumption. Removes a provision in the bill specifying that if the bill's bright-line presence standard for conferring Ohio nexus status on a person is ruled unconstitutional, the Tax Commissioner may require taxpayers having taxable gross receipts in Ohio to provide a report detailing purchases they make from persons that are not registered to collect the commercial activity tax.

Applies a taxpayer's CAT registration fee toward the taxpayer's tax liability. This provision will decrease CAT revenue by $6.5 million in FY 2006 and $0.5 million in FY 2007.

Also, see subject item " CAT - Registration Fee Credited Toward Tax Due" in TPR.

Prescribes the legal proceedings against taxpayers failing to report and pay the CAT, similar to the provisions for the

| As Introduced (Executive) | As Passed by the House |
|---|---|
| assumed to cover these costs. | corporate franchise tax and the personal income tax. Also, see subject item "CAT- Revocation of Business Privileges from Noncompliance" in TPR.<br><br>Conforms language under which sampling of a taxpayer' receipts during an audit with similar language under the sales tax and requires any sampling method to be adopted by administrative rule. Also, see subject item "CAT - Sampling Taxpayer Receipts During Audits" in TPR.<br><br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
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**924 (CD-747-TAX) Centralized Tax Filing and Payment Fund**

| Section: *101* | Section: *101* |
|---|---|
| Requires the Director of Budget and Management to transfer $4.5 million in the biennium from the GRF to the Centralized Tax Filing and Payment Fund, Fund 5W4, in the general services fund group in the Department of Taxation's budget.<br>Fiscal effect: None. | Same as the Executive. |

**925 (CD-749-TAX) Homestead Exemption, Property Tax Rollback, and Tangible Tax Exemption**

| Section: *101* | Section: *101* |
|---|---|
| Earmarks GRF appropriation item 110-901, Property Tax Allocation – TAX, to pay the state's costs incurred due to the Homestead Exemption, the Manufactured Home Property Tax Rollback, and the Property Tax Rollback. It also earmarks GRF appropriation item 110-906, Tangible Tax Exemption – Taxation, to pay the state's cost incurred due to the tangible personal property tax exemption. These moneys are distributed to county auditors, who distribute the appropriate amounts to the local taxing districts.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **926 (CD-748-TAX) International Registration Plan Audit** | |
| **Section:** ***101*** | **Section:** ***101*** |
| Earmarks appropriation item 110-616, International Registration Plan, (Fund 4C6) in the Department of Taxation's state special revenue fund group for the audits of persons with vehicles registered under the International Registration Plan.<br>Fiscal effect: None. | Same as the Executive. |
| **927 (CD-746-TAX) Litter Control Tax Administration Fund** | |
| **Section:** ***101*** | **Section:** ***101*** |
| Authorizes some corporate franchise tax revenues to be deposited into the Litter Control Tax Administration Fund (Fund 437).<br>Fiscal effect: None. | Same as the Executive. |
| **928 (CD-750-TAX) Municipal Income Tax** | |
| **Section:** ***101*** | **Section:** ***101*** |
| Earmarks appropriation item 110-901, Municipal Income Tax, (Fund 095) in the Agency Fund Group, to make payments to municipal corporations for the municipal income tax on electric companies. This tax is collected and distributed by the Department of Taxation.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**929 (CD-743-TAX) Tax Reform Implementation Fund**

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|---|---|
| **Section:** ***101*** | **Section:** ***101*** |
| Creates the Tax Reform System Implementation Fund (Fund 228) to pay the expenses of the Department of Taxation to provide an integrated tax system that will accommodate the needs of tax reform and allow for improved customer service, processing efficiency, compliance, enforcement, and reporting, and requires the Director of Budget and Management to transfer and credit residual cash to the fund on July 2, 2005 or as soon as possible.<br>Fiscal effect: The executive budget provides line item 110-628, Tax Reform System Implementation Fund with $7 million in each fiscal years of the FY 2006-2007 biennium. | Same as the Executive. |

**930 (CD-751-TAX) Tax Refunds**

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|---|---|
| **Section:** ***101*** | **Section:** ***101*** |
| Appropriates any additional amounts that are needed to pay tax refunds for taxes or fees that have been overpaid or illegally or erroneously assessed and collected. The funds are transfers from current receipts of the same tax or fee for which the refund arose.<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **931 (CD-745-TAX) Travel Expenses for the Streamlined Sales Tax Project** | |
| **Section:** ***101*** | **Section:** ***101*** |
| 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.<br>Fiscal effect: None. | Same as the Executive. |
| **932 (CD-983-TAX) Small Township and Village Relief Fund** | |
| | **Sections:** ***209.78.09, 209.78*** |
| No provision. | Authorizes the Tax Commissioner to adopt rules to implement a small township and village relief fund to aid small townships and villages in providing essential services to its residents.<br><br>Requires the Tax Commissioner to determine the distribution method.<br><br>Also, see subject item "Small Township and Village Relief Fund" in RDF.<br>Fiscal effect: None. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **933 (CD-962-TAX) Commercial Activity Tax Administration** | |
| | **Sections:** ***212.09, 5751.05*** |
| No provision. | Provides spending authority for the implementation and ongoing administration of the new Commercial Activity Tax. Also, see subject item "CAT Administrative Fund: Technical Correction" in TPR.<br>Fiscal effect: Appropriations would total $6 million in FY 2006 and $500,000 in FY 2007. The introduced version of H.B. 66 creates the fund but does not include appropriation authority for the moneys. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **934 (CD-967-TAX) Tax Amnesty Program** | |
| | **Sections:** ***553.01, 212.09, 312.10,*** |
| No provision. | Requires that the Tax Commissioner administer a temporary tax amnesty program from November 1, 2005, to December 15, 2005, under which taxpayers who voluntarily pay outstanding state taxes, tangible personal property taxes, county and transit authority sales taxes, and school district income taxes are not required to pay penalties associated with those outstanding taxes, are excused from having to pay one-half of the interest accruing on the taxes, and are immune from criminal and civil actions in connection with the taxes.<br><br>Creates a new appropriation item, 110-630, Tax Amnesty Promotion and Administration (Fund 5BW), to implement and pay for expenses incurred in promoting and administering the tax amnesty program in the Department of Taxation.<br><br>Requires a transfer of $2,000,000 from the Budget Stabilization Fund to appropriation item 110-630, Tax Amnesty Promotion and Administration (Fund 5BW). Requires the Director of Budget and Management to transfer the first $2,000,000 of revenue received from the tax amnesty program to the Budget Stabilization Fund, the next $10,000,000 to the General Revenue Fund, and the remaining excess fund balance to the Budget Stabilization Fund.<br>Fiscal effect: This provision has the potential to create additional revenue for the general revenue fund. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **935 (CD-1036-TUP) Automobile Emissions Test** | |
| | **Section:** ***206.27*** |
| No provision. | Creates the Auto Emissions Test Fund (Fund 5BZ) and transfers $8,100,000 in FY 2006 and $15,200,000 in FY 2007 from the Tobacco Master Settlement Agreement Fund (Fund 087) to this newly created fund. The amount being transferred would have otherwise been transferred to the Tobacco Use Prevention and Cessation Trust Fund in fiscal years 2006 and 2007.<br><br>Fiscal effect: This provision reduces the amount of Tobacco Master Settlement dollars that will be transferred to the Tobacco Use Prevention and Control Foundation in FYs 2006 and 2007.<br><br>(See the item entitled "Automobile Emissions Test" in Environmental Protection Agency) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **936 (CD-1035-TUP) Transfer of Tobacco Master Settlement Dollars to the Department of Health** | |
| | **Section:** ***206.42*** |
| No provision. | Requires the Director of Budget and Management, on July 1, 2005, or as soon as possible thereafter, to transfer up to $5 million cash from the Tobacco Master Settlement Agreement Fund (Fund 087) to the Healthy Ohioans Initiative Fund (Fund 5BL) in the Department of Health. The amount being transferred would have otherwise been transferred to the Tobacco Use Prevention and Cessation Trust Fund in fiscal year 2006.<br><br>Fiscal effect: This provision reduces the amount of Tobacco Master Settlement dollars that will be transferred to the Tobacco Use Prevention and Control Foundation in FY 2006.<br><br>(See the item entitled "Transfer of Tobacco Master Settlement Dollars to the Department of Health" in Health) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **937 (CD-1034-TUP) Aged, Blind, and Disabled Managed Care** | |
| | **Section:** ***206.67.21*** |
| No provision. | Requires the Director of OBM, on July 1, 2006, or as soon as possible thereafter, to transfer the state share of the amount necessary to implement the ABD Managed Care Program from the Tobacco Master Settlement Agreement Fund (Fund 087) to the ABD Managed Care – State Fund (Fund 5BZ in ODJFS) and appropriates that amount to appropriation item 600-698, ABD Managed Care - State. The amount being transferred would have otherwise been transferred to the Tobacco Use Prevention and Cessation Trust Fund in fiscal year 2007.<br><br>Requires that the Director of Budget and Management, not later than July 31, 2007, transfer the unencumbered cash balance in the ABD Managed Care – State Fund (Fund 5BZ) to the Tobacco Use Prevention and Cessation Trust Fund (Fund H87).<br><br>Fiscal effect: This provision reduces the amount of Tobacco Master Settlement dollars that will be transferred to the Tobacco Use Prevention and Control Foundation in FY 2007.<br><br>(See the item entitled "Medicaid Care Management for Aged, Blind, and Disabled" in Job and Family Services) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **938 (CD-1026-TUP) Transfer from the Tobacco Master Settlement Agreement Fund to the General Revenue Fund** | |
| | **Section:** ***312.24*** |
| No provision. | Requires the Director of Budget and Management, on July 1, 2005, or as soon as possible thereafter, to transfer $5.0 million, from the Tobacco Master Settlement Agreement Fund (Fund 087) to the General Revenue Fund. The amount being transferred would have otherwise been transferred to the Tobacco Use Prevention and Cessation Trust Fund in fiscal year 2006.<br><br>Fiscal effect: This provision reduces the amount of Tobacco Master Settlement dollars that will be transferred to the Tobacco Use Prevention and Control Foundation in FY 2006. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **939 (CD-911-DOT) County, Township, Municipal, and Department of Transportation Force Account Limits** | |
| | **R.C.** ***117.16, 117.162, 723.52, 723.53, 5517.02, 5543.19, 5575.01*** |
| No provision. | Requires the Auditor of State, by no later than January 31 of each year, to adjust county, township, municipal and Department of Transportation force account limits by the percentage increase of the consumer price index over the twelve month period ended on the last day of December of the immediately preceding year. The Auditor must post these new limits on the worldwide web before January 31 each year. These limits shall be effective for the following twelve month period beginning on the first day of February. (See "County, Township, Municipal and Department of Transportation Force Account Limits" in Local Government and Auditor of State for further descriptions.)<br><br>Fiscal effect: Will give the Department more flexibility over time to make cost-effective decisions of whether to use state employees or whether to contract out for certain road and bridge projects. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **940 (CD-767-DOT) Aircraft License Fee** | |
| **R.C.** ***4561.17, 4561.18, 4561.21*** | **R.C.** ***4561.17, 4561.18, 4561.21*** |
| Calculates the annual general aircraft license tax at a rate of $15 per seat, rather than at a flat rate of $100 per year; assesses gliders and balloons at a flat rate of $15 per year; allows the license fees to be used for maintenance and capital improvements to publicly owned airports, rather than just maintenance of county-owned airports; and, renames the County Airport Maintenance Assistance Fund (Fund 5W9) in the state special revenue fund group the Airport Assistance Fund (Fund 5AW) in the state special revenue fund group.<br><br>Fiscal effect: The Department estimates the $15 per seat tax may generate approximately $524,000 annually. The $15 flat rate for gliders and balloons will likely generate less than $2,000 annually. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **941 (CD-768-DOT) Elderly and Disabled Fare Assistance** | |
| **Section:** ***212.12*** | **Section:** ***212.12*** |
| Earmarks up to $6,000,000 in FY 2006 and $7,000,000 in FY 2007 from GRF appropriation item 775-451, Public Transportation – State to make grants to county transit boards, regional transit authorities, regional transit commissions, counties, municipal corporations, and private nonprofit organizations that operate or will operate public transportation systems, for the purpose of reducing the transit fares of elderly or disabled persons.<br><br>Fiscal effect: Offsetting revenues to various entities that operate public transportation systems. | Same as the Executive. |
| **942 (CD-769-DOT) Aviation Lease Payments** | |
| **Section:** ***212.12*** | **Section:** ***212.12*** |
| Requires GRF appropriation item 777-473, Rickenbacker Lease Payments - State, be used to meet scheduled payments for the Rickenbacker Port Authority. The Director of DOT shall certify to the Director of OBM any appropriations that are not needed to make lease payments for the Rickenbacker Port Authority.<br><br>Fiscal effect: Will allow lease payments to be made on time. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **943 (CD-908-DOT) Preventive Maintenance** | |
| | **Sections:** ***401.11, 401.12*** |
| No provision. | Amends Section 203.03.10 of Am. Sub. H.B. 68, the FY 2006-2007 transportation budget act of the 126th General Assembly, to clarify temporary law in that act concerning a study and report to be produced by an independent party on preventive maintenance projects. Removes language requiring the Department to issue a report for fiscal year 2005, but still requires the Department to provide this report on or before December 1 for three consecutive years.<br><br>Fiscal effect: The Department may experience increased costs to conduct a study and issue a yearly report for three years on preventive maintenance projects. |

| As Introduced (Executive) | As Passed by the House |
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| **944 (CD-926-DOT) Maintenance of State Park Roads** | |
| | **Sections:** ***401.13, 401.11, 401.12*** |
| No provision. | Requires the Director of Transportation, after conferring with the Director of Natural Resources, to construct, repair, and maintain all roads and bridges within the state parks during fiscal years 2006 and 2007, but limits the amount that can be expended for the purpose to $5 million in a fiscal year.<br><br>Increases an earmark in Am. Sub. H.B. 68, the FY 2006-2007 transportation budget act of the 126th General Assembly, by requiring the Department of Transportation to use $5,000,000 in FY 2006 and FY 2007 of appropriation item 772-421, Highway Construction - State, for the construction and maintenance of public access roads to and within state facilities operated by the Department of Natural Resources. The earmark in Am. Sub. H.B. 68 is $4,517,500 in each fiscal year. (See the item entitled "Maintenance of State Park Roads by the Department of Transportation" in the Department of Natural Resources for the fiscal effect on that agency).<br><br>Fiscal effect: Potential increase in the amount of construction and repair projects performed on pubic access roads in state parks. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **945 (CD-952-TOS) Office of Information Technology** | |
| | **R.C.** ***125.041, 125.18*** |
| No provision. | Provides that the Office of Information Technology that the bill creates in the Department of Administrative Services does not superintend the offices of state elected officials in their development or use of information technology. Also see subject item " Office of Information Technology" in DAS.<br>Fiscal effect: None. |
| **946 (CD-730-TOS) Elimination of State Contribution to Ohio Police and Fire Pension Fund** | |
| **R.C.** ***742.59, 742.36 (repealed)*** | **R.C.** ***742.59*** |
| Eliminates the state contribution to the Ohio Police and Fire Pension Fund. The contribution is paid by the State Treasurer from GRF line item 090-544, Police and Fire State Contribution. See Retirement Systems' (RET) subject item " Elimination of State Contribution to Ohio Police and Fire Pension Fund".<br>Fiscal effect: Estimated to increase the state GRF by $1.2 millions annually. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **947 (CD-680-TOS) Office of the Sinking Fund** | |
| **Section:** ***106.01*** | **Section:** ***106.01*** |
| Specifies that GRF appropriation item 090-401, Office of the Sinking Fund, be used for financing and other costs incurred for the issuance of general obligation bonds. Also the GRF will be reimbursed for its costs by the relevant bond retirement fund.<br>Fiscal effect: None. | Same as the Executive. |
| **948 (CD-681-TOS) Police and Fire Death Benefit** | |
| **Section:** ***106.01*** | **Section:** ***106.01*** |
| Specifies that GRF appropriation item 090-575, Police and Fire Death Benefit Fund, will be disbursed annually by the Treasurer of State at the beginning of each fiscal year to the Board of Trustees of the Ohio Police and Fire Pension Fund. Also requires the annual payment to be certified by the 20th day of June of each fiscal year and the unused money returned to the state.<br>Fiscal effect: None. | Same As the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **949 (CD-683-TOS) Tax Refunds** | |
| **Section:** ***106.01*** | **Section:** ***106.01*** |
| Designates appropriation item 090-635, Tax Refunds (Fund 425) in the Agency Fund Group, to be used to pay for required tax refunds. If the director of Budget and Management finds that additional amounts are necessary, the amounts are appropriated.<br>Fiscal effect: None. | Same as the Executive. |
| **950 (CD-738-TOS) Debt Service Payments** | |
| **Sections:** ***124, 125*** | **Sections:** ***124, 125*** |
| Specifies certain appropriations in the bill are for the purpose of paying debt service and financing costs on general obligation bonds or notes of the state issued pursuant to the Ohio Constitution and acts of the General Assembly, and appropriates additional amounts if necessary.<br>Fiscal effect: None. | Same as the Executive. |
| Specifies certain appropriations in the bill are for the purpose of making lease payments pursuant to leases and agreements relating to bonds or notes issued by the Ohio Building Authority or the Treasurer of State or, previously, by the Ohio Public Facilities Commission, pursuant to the Ohio Constitution and acts of the General Assembly, and appropriates additional amounts if necessary.<br>Fiscal effect: None. | |

| As Introduced (Executive) | As Passed by the House |
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| **951 (CD-732-TOS) Authorization for Treasurer of State and OBM to Effectuate Certain Debt Service Payments** | |
| **Section:** ***126*** | **Section:** ***126*** |
| Requires that after receiving certification of dates and amounts of debt service due on those dates from the Treasurer of State, the Director of Budget and Management shall pay debt service expenses required for the bonds or notes issued under Sections 2i, 2k, 2l, 2m, 2n, and 15 of Article VIII, Ohio Constitution, and Chapters 151 and 154 of the Revised Code. See OBM subject item " Authorization for Treasurer of State and OBM to Effectuate Certain Debt Service Payments".<br>Fiscal effect: None. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**952 (CD-409-TTA) Change in Tuition Trust Terminology**

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|---|---|
| **R.C.** ***3334.01, 2329.66, 3334.02, 3334.03, 3334.07, 3334.08, 3334.09, 3334.10, 3334.11, 3334.12, 3334.15, 3334.16, 3334.17, 3334.18, 5747.01, 5747.70*** | **R.C.** ***3334.01, 2329.66, 3334.02, 3334.03, 3334.07, 3334.08, 3334.09, 3334.10, 3334.11, 3334.12, 3334.15, 3334.16, 3334.17, 3334.18, 5747.01, 5747.70*** |
| Changes the name of "tuition credits" that are purchased under the Guaranteed Savings Plan to "tuition units" and specifies that tuition units include tuition credits that were purchased prior to July 1, 1994.<br>Fiscal effect: None. | Same as the Executive. |

**953 (CD-410-TTA) Changes in Tuition Trust Refund Procedures**

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| **R.C.** ***3334.10*** | **R.C.** ***3334.10*** |
| Changes the method of recalculating and processing refunds when a tuition payment contract is terminated under the Guaranteed Savings Plan, and if the beneficiary is under the age of 18, requires that the amount of the refund be determined in an actuarially sound manner.<br>Fiscal effect: Possible minimal increase in expenditures associated with the determination of the amount of the refund in an actuarially sound manner. | Same as the Executive. |
| Changes the procedures for rollovers and termination of accounts under the Variable Savings Plan.<br>Fiscal effect: None. | |
| Eliminates the requirement that refunds of scholarships in the form of tuition units awarded by a scholarship program established under section 3334.17 of the Revised Code be refunded for "just cause" only, and replaces it with a | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| requirement that the scholarship program file written notice with the Tuition Trust Authority requesting a refund.<br>Fiscal effect: None. | |
| Eliminates the provision allowing a beneficiary who receives a scholarship, waiver of tuition, or similar award that cannot be converted into money to receive a refund in the amount of the scholarship, waiver of tuition, or similar award.<br>Fiscal effect: None. | |
| Eliminates the procedure for refunding a prorated share of tuition paid by a tuition unit when a beneficiary withdraws from an institution of higher education prior to the end of an academic year.<br>Fiscal effect: Possible minimal decrease in administrative costs since the determination of the refund will solely be between the institution and the beneficiary. | |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **954 (CD-813-VET) Release of Funds** | |
| **Section:** ***212.27*** | **Section:** ***212.27*** |
| Approves the release of all line items contained within the Veterans' Organizations budget to be released upon approval by the Director of OBM. | Same as the Executive. |
| **955 (CD-814-VET) Central Ohio United Services Organization** | |
| **Section:** ***212.27*** | **Section:** ***212.27*** |
| Requires that $50,000 of GRF appropriation item 751-501, State Support-VAL American Legion of Ohio, be used in each fiscal year to support the activities of the Central Ohio USO. | Same as the Executive |
| **956 (CD-815-VET) Veterans Service Commission Education** | |
| **Section:** ***212.27*** | **Section:** ***212.27*** |
| Authorizes the use of $20,000 of GRF appropriation item 753-501, State Support-AMVETS, in each fiscal year to provide moneys to the Association of County Veterans Service Commissioners to reimburse its member county veteran service commissions for costs incurred in carrying out educational and outreach duties required under section 5901.03 of the Revised Code. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **957 (CD-909-DVM) Veterinary Student Loan Program** | |
| | **Section:** ***212.30*** |
| No provision. | Requires the Veterinary Medical Licensing Board to implement a student loan repayment program for veterinary students focusing on large animal populations, public health, or regulatory veterinary medicine. Funds the program by a $60,000 transfer from the Occupational Licensing and Regulatory Fund (Fund 4K9) to the new Veterinary Student Loan Program Fund (Fund 5BU) in FY 2006, but appropriates no moneys for this in FY 2007. |

| As Introduced (Executive) | As Passed by the House |
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| **958 (CD-422-DVM) Consolidation of Regulatory Boards** | |
| **Section:** ***315.03*** | **Section:** ***315.03*** |
| Consolidates the occupational licensing boards into the departments of Health, Public Safety, or Commerce not later than July 1, 2006. In the case of the Veterinary Medical Licensing Board, the Board will be consolidated into the Department of Health. The directors of Budget and Management, Administrative Services, Commerce, Health, and Public Safety shall appoint representatives to a transition team. The team shall develop a plan for the smooth and timely consolidation of the boards and shall also address the details of the consolidation. The team shall submit a report containing recommendations and the details of the consolidation not later than December 31, 2005 to the Governor, Speaker of the House, and President of the Senate. A bill will be introduced in fiscal year (FY) 2006 that will include the necessary statutory changes and appropriations for consolidation. (See the item entitled "Consolidation of Regulatory Boards" in the Department of Health).<br><br>Fiscal effect: The Board will receive no appropriation in FY 2007. The total fiscal effect is unknown at this time since the specifics of the transfer will not be addressed until FY 2006. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**959 (CD-1113-DYS) Payment of Maintenance and Other Expenses of District Detention Facilities**

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| | **R.C.** ***2152.43*** |
| No provision. | Modifies how the joint board of county commissioners decides to pay for the maintenance and other expenses of district detention facilities by including among the methods any other method agreed upon by unanimous vote of the joint board of county commissioners. |
| | Fiscal effect: It appears that this modifying provision will have no direct and immediate fiscal effect on the Department, as it is not currently providing direct financial assistance to county detention centers. |
| | (See the item entitled "Payment of Maintenance and Other Expenses of District Detention Facility" in Local Government Provisions) |

**960 (CD-248-DYS) Referral of Children by the Department of Youth Services to Community Corrections Facilities**

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|---|---|
| **R.C.** ***5139.36*** | **R.C.** ***5139.36*** |
| Eliminates the requirement that a referral by the Department of Youth Services of a child in its custody to a community corrections facility (CCF) occur only when a facility is not meeting its minimum occupancy threshold and allows the committing court to consider a referral on less than the 45 days' notice required by existing law. | Same as the Executive. |
| Fiscal effect: Presumably, the Department will potentially be able to more easily and quickly place a child in a CCF than might otherwise have been the case under current | |

| As Introduced (Executive) | As Passed by the House |
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| law. The practical fiscal effect of such a result may be a decrease in the Department's institutional and community supervision costs and a related increase in the operating expenses of the affected CCFs. Currently, there are 12 CCFs located around the state. These facilities are local, secure county-operated facilities and are fully funded by the Department. As of this writing, it would not appear that the potential expenditure effects on the Department and the affected counties will be more than minimal annually. | |

| As Introduced (Executive) | As Passed by the House |
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| **961 (CD-1075-DYS) RECLAIM Ohio** | |
| | **Section:** ***212.33*** |
| No provision. | Earmarks $25,000 in each fiscal year from GRF appropriation item 470-401, RECLAIM Ohio, to be distributed to the Lighthouse Youth Services Wrap-Around Program |
| **962 (CD-99-DYS) Ohio Building Authority Lease Payments** | |
| **Section:** ***212.33*** | **Section:** ***212.33*** |
| Specifies that the moneys appropriated to GRF appropriation item 470-412, Lease Rental Payments, are for payments to the Ohio Building Authority for the purpose of covering the principal and interest on outstanding bonds issued to finance the state's juvenile correctional building program.<br><br>Fiscal effect: This uncodified law provision continues existing practice with regard to the moneys appropriated to GRF appropriation item 470-412, Lease Rental Payments. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **963 (CD-100-DYS) Education Reimbursement** | |
| **Section:** ***212.33*** | **Section:** ***212.33*** |
| Requires moneys appropriated to non-GRF appropriation item 470-613, Education Reimbursement, be used to fund the operating expenses of providing educational services to youth supervised by the Department, including, but not limited to, teachers' salaries, maintenance costs, educational equipment, and capital expenses.<br><br>Fiscal effect: This uncodified law provision generally continues existing practice with regard to the moneys appropriated to non-GRF appropriation item 470-613, Education Reimbursement, except that in prior biennia use of these moneys for capital expenses was prohibited. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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| **964 (CD-101-DYS) Employee Food Service and Equipment** | |
| **Section:** ***212.33*** | **Section:** ***212.33*** |
| Permits, notwithstanding section 125.14 of the Revised Code which allocates the proceeds from the transfer, sale, or lease of excess and surplus supplies, moneys collected in the form reimbursements for state surplus property, deposited to the credit of Fund 479, and appropriated to non-GRF appropriation item 470-609, Employee Food Service, to be used for the purpose of purchasing food operational items.<br><br>Fiscal effect: Existing codified law, which creates Fund 479 in section 5139.86 of the Revised Code, already specifies that all of its moneys shall be used to purchase food, supplies, and cafeteria equipment for the Department's institutions. Thus, this uncodified law provision is consistent with existing codified law, as well as current practice. | Same as the Executive. |

| As Introduced (Executive) | As Passed by the House |
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**965 (CD-102-DYS) Partnerships for Success**

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| **Sections:** ***212.33, 206.66.84*** | **Sections:** ***212.33, 206.66.84*** |
| States that the moneys appropriated to Fund 5BH, line item 470-628, Partnerships for Success, are to be used to support the Department's Partnerships for Success Project, and that, on or before January 1, 2007, the Director of Budget and Management is required to transfer to the Children's Trust Fund (Fund 198) any amount of Fund 5BH's cash that remains unspent.<br><br>Fiscal effect: The project's purpose is to build capacity within counties to effectively prevent and respond to child and adolescent problem behaviors, while promoting positive youth development. The current number of participating counties is 28. According to the Department, the additional cash will allow an additional five counties to receive a subsidy. The Department also provides technical assistance and training tailored to the circumstances of each county being served.<br><br>(See the item entitled "Children's Trust Fund" in the Department of Job and Family Services) | Same as the Executive. |

**966 (CD-103-DYS) Federal Juvenile Justice Program Transfer from the Office of Criminal Justice Services to the Department of Youth**

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| **Section:** ***212.33*** | **Section:** ***212.33*** |
| Specifies that: | |

| As Introduced (Executive) | As Passed by the House |
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| (1) Any business related to the Office of Criminal Justice Services' federal appropriation item 196-602, Criminal Federal Justice Programs, commenced but not completed by the Office of Criminal Justice Services must be completed by the Department in the same manner and with the same effect; | (1) Same as the Executive. |
| (2) No validation, cure, right, privilege, remedy, obligation, or liability is lost or impaired by reason of the transfer; and | (2) Same as the Executive. |
| (3) Upon the effective date of the Department's FY 2006-2007 biennial operating budget, the Department becomes the responsible party for any action or proceeding pending against the Office of Criminal Justice Services. | (3) Same as the Executive. |
| Fiscal effect: Under the FY 2002-2003 biennial operating budget, responsibility for the state's involvement in federal juvenile justice programs was transferred to the Department from the Office of Criminal Justice Service. This uncodified law provision simply continues existing provisions related to the previously enacted transfer of those duties and responsibilities, and a result, would not seem likely to create any discernible fiscal effect on the Department or the Office of Criminal Justice Services. | |

**967 (CD-973-DYS) Correctional Faith-Based Initiatives Task Force**

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|---|---|
| | **Section:** ***503.09*** |
| (1) No provision. | (1) Creates the 15-member Correctional Faith-Based Initiatives Task Force, which includes the Director of Youth Services, and requires it to meet at least once a month. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| (2) No provision. | (2) Requires the Department of Rehabilitation and Correction provide the Task Force with a meeting room and secretarial assistance. |
| (3) No provision. | (3) Requires the Task Force study seamless faith-based solutions to problems in the correctional system. |
| (4) No provision. | (4) Requires the Task Force submit a written report and recommendations to certain parties within one year of the bill's enactment. |
| (5) No provision. | (5) Ceases the existence of the Task Force upon submitting its written report and recommendations. |
| No provision. | Fiscal effect: It would appear that the services of the Task Force members themselves will not directly cost the state any money, and that the requirement that the Department of Rehabilitation and Correction provide the Task Force with a meeting room and secretarial assistance in all likelihood can easily be absorbed into its daily operations with little, if any, noticeable cost. It is uncertain as to whether the Task Force will need or request research and technical services and support to be performed by the departmental staff of the state agencies whose directors would be appointed as members of the Task Force. That said, the potential one-time costs of procuring these other services and support, should such services and support be provided, would seem unlikely to exceed minimal. No discernible fiscal effect on state revenues. No discernible fiscal effect on the revenues and expenditures of political subdivisions.<br><br>(See the item entitled "Correctional Faith-Based Initiatives Task Force" in the Department of Rehabilitation and |

| As Introduced (Executive) | As Passed by the House |
| --- | --- |
| | Correction) |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **968 (CD-940-MIS) Submission of Legislative Reports Via Electronic Means** | |
| | **R.C.** ***101.68*** |
| No provision. | Requires state agencies that must submit a report, recommendation, or other similar document to the General Assembly in hard copy format instead to submit these reports through electronic means when possible, and also to post these items on agency web sites.<br><br>Fiscal effect: Potential decrease in copying costs for agencies which currently submit paper copies of reports to the General Assembly. |

| As Introduced (Executive) | As Passed by the House |
|---|---|
| **969 (CD-686-MIS) Satisfaction of Judgments and Settlements Against the State** | |
| **Section:** ***303.12*** | **Section:** ***303.12*** |
| Permits the use of certain appropriations to satisfy judgments, settlements, and administrative awards made against the state. | Same as the Executive. |

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