COMPARISON DOCUMENT

Amended Substitute House Bill 1
128th General Assembly

Main Operating Appropriations Bill

(FY 2010-FY 2011)

As Introduced
As Passed by the House
As Passed by the Senate

Legislative Service Commission

June 4, 2009

Introduction

The Comparison Document provides brief descriptions and estimates of the fiscal effect for the provisions that make up the executive recommended version and subsequent versions of the biennial budget bill of the 128th General Assembly, H.B. 1. The document is arranged in alphabetical order by state agency. It also includes two nonagency items for which appropriations are made, Employee Benefits Fund (PAY) and Revenue Distribution Funds (RDF), as well as a Miscellaneous (MIS) section, under which Local Government provisions can be found. A Table of Contents follows this Introduction. Two indices are located at the end of the document. The first index gives the page number of each particular item within the sections; the second index lists cross-references by agency.

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. The sections for the Department of Education, the Department of Job and Family Services, and the Department of Taxation are first arranged by general topic areas. If an item affects more than one agency, it is described under one of the affected agencies, rather than all of the agencies. However, the other agencies are listed in the cross-referencing index at the end of the document. This index lists, for each agency, all entries that affect the agency but are not included in that agency's section as well as the page numbers for these entries. A reader who is interested in all provisions affecting a certain agency should consult the cross-referencing index in addition to the agency's section.

Each particular item is also assigned a unique identification number. This number begins with an agency's three-letter Central Accounting System (CAS) code followed by a number (DEV-15, for example). 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. 1, see the Legislative Service Commission's Bill Analysis.

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Executive	As Passed by the House	As Passed by the Senate
1 ADJ - 1 Ohio National Guard Facility and Maintenance Expenses		
R.C. *5911.10*	**R.C. *5911.10***	**R.C. *5911.10***
Codifies the Property Operations/Management Fund by merging it into the Armory Improvements Fund (Fund 5340); both funds are used by Adjutant General. Requires proceeds from the sale or lease of vacated armories or other facilities and land owned by the Adjutant General to be deposited into Fund 5340 and used to support Ohio Army National Guard facility and maintenance expenses as the Adjutant General directs; requires Controlling Board approval for any fund expenditure related to the construction, acquisition, lease, or financing of a capital asset; and requires investment earnings of Fund 5340 to be credited to the GRF.	Same as the Executive.	Same as the Executive.
Fiscal effect: As this provision codifies current practice, it has no fiscal effect.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
2 ADJ - 6 Community Match Armories Fund		
R.C. *5911.11*	**R.C. *5911.11***	**R.C. *5911.11***
Codifies the Community Match Armories Fund (Fund 5U80) that consists of all amounts received as revenue from contributions from local entities for construction and maintenance of Ohio Army National Guard readiness and community centers and facilities. Requires the moneys in the fund to be used to support the acquisition and maintenance costs of centers and facilities representing the local entity's share of costs, including the local entity's share of utility costs, and requires investment earnings of the fund to be credited to the fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The investment earnings of this fund will now be credited to the fund itself and not the GRF.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
3 ADJ - 10 Assistant Adjutant General - Army and Air Force		
	R.C. *5913.051*	**R.C. *5913.051***
No provision.	Permits the Adjutant General to appoint Assistant Adjutant Generals for Army and Air Force.	Same as the House.
	Fiscal effect: This provision brings the Adjutant General's Department into compliance with federal requirements and by doing so ensures that an existing federally funded general officer slot in the National Guard is retained.	**Fiscal effect: Same as the House.**
4 ADJ - 2 Camp Perry/Buckeye Inn Operations Fund		
R.C. *5913.09*	**R.C. *5913.09***	**R.C. *5913.09***
Codifies the Camp Perry/Buckeye Inn Operations Fund (Fund 5360) that consists of all amounts received as revenue from the rental of facilities located at the Camp Perry training site in Ottawa County and the Buckeye Inn at Rickenbacker Air National Guard Base in Franklin County, and all amounts received from the use of the Camp Perry training site and its facilities, including shooting ranges. Requires the moneys in the fund to be used to support the facility operations of the Camp Perry Clubhouse and the Buckeye Inn, and requires investment earnings of the fund to be credited to the GRF.	Same as the Executive.	Same as the Executive.
Fiscal effect: As this provision codifies current practice, it has no fiscal effect.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
5 ADJ - 7 National Guard Service Medal Fund		
R.C. *5919.20*	**R.C. *5919.20***	**R.C. *5919.20***
Codifies the National Guard Service Medal Fund (Fund 5DN0) to consist of all amounts received from the purchase of Ohio National Guard service medals for eligible National Guard service members as authorized by the General Assembly; requires the moneys in the fund to be used to purchase additional medals; and requires investment earnings of the fund be credited to the fund.	Same as the Executive.	Same as the Executive.
Fiscal effect: The investment earnings of this fund will now be credited to the fund itself and not the GRF.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
6 ADJ - 3 Ohio National Guard Facility Maintenance Fund		
R.C. *5919.36*	**R.C. *5919.36***	**R.C. *5919.36***
Codifies the Ohio National Guard Facility Maintenance Fund (Fund 5370) to consist of all amounts received from revenue from leases of sites, including towers and wells, and from other revenue received from reimbursements for services related to Ohio National Guard programs; requires fund moneys to be used for service, maintenance, and repair expenses, and for equipment purchases for programs and facilities of the Adjutant General; and requires investment earnings of the fund to be credited to the GRF.	Same as the Executive.	Same as the Executive.
Fiscal effect: As this provision codifies current practice, it has no fiscal effect.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
7 ADJ - 5 Payment of Adjutant General's Workers' Compensation Costs		
R.C. ***5923.141, (Repealed)***	**R.C.** ***5923.141, (Repealed)***	
Repeals Ohio law that, upon receipt of a certification from the Administrator of the Bureau of Workers' Compensation, requires the Adjutant General to request from the Controlling Board the amount certified and to request the Director of Budget and Management to provide for payment to the State Insurance Fund of a sum equal to the amount transferred by the Controlling Board.	Same as the Executive.	No provision.
Fiscal effect: The Adjutant General's Department historically requests the Controlling Board to release funds to pay worker's compensation costs. These requests generally utilize the moneys appropriated to the Board for emergency purposes/contingencies. By repealing the law, the Department will no longer make requests of the Board for the purposes of paying workers' compensation costs, however, the Department is still required to make these payments. Presumably, these payments will now be paid out of the Adjutant General's budget.	**Fiscal effect: Same as the Executive.**	
8 ADJ - 8 National Guard Benefits		
Section: ***205.10***	**Section:** ***205.10***	**Section:** ***205.10***
(1) Requires GRF appropriation item 745407, National Guard Benefits, to be used for purposes of paying a death benefit where an active duty member dies while performing active duty, and for administrative costs of the associated programs.	(1) Same as the Executive.	(1) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(2) Requires, for active duty members of the National Guard who died after October 7, 2001 while performing active duty, the death benefit be paid to the beneficiary or beneficiaries of the member's ServiceMembers' Group Life Insurance Policy.	(2) Same as the Executive.	(2) Same as the Executive.
9 ADJ - 9 State Active Duty Costs		
Section: ***205.10***	**Section:** ***205.10***	**Section:** ***205.10***
Earmarks $50,000 in each year of GRF appropriation item 745909, Central Administration, for the purpose of paying expenses related to state active duty of members of the Ohio organized militia.	Same as the Executive.	Same as the Executive.
10 ADJ - 4 Fund Abolition		
Section: ***205.20***	**Section:** ***205.20***	**Section:** ***205.20***
Requires the Director of Budget and Management, upon request by the Adjutant General, to transfer the cash balance in the Marksmanship Activities Fund (Fund 5280) to the Camp Perry/Buckeye Inn Operations Fund (Fund 5360), cancel any existing encumbrances against SSR appropriation item 745645, Marksmanship Activities, and re-establish them against GSF appropriation item 745620, Camp Perry/Buckeye Inn Operations; appropriates the re-established encumbrance amount, and, upon completion of the transfer, abolishes Fund 5280.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
11 DAS - 75 Public Notice Requirements		
		R.C. ***7.12, 7.16, 125.181, 125.182, 125.183, 5721.012***
(1) No provision.	(1) No provision.	(1) Requires the Office of Information Technology (OIT) to select a web site service provider to establish, operate, and maintain the State-Sanctioned Public Notice (SSPN) web site, prescribes the qualifications for the service provider, and provides that the state does not have and may not assume liability for the costs of establishing, operating, and maintaining the web site.
(2) No provision.	(2) No provision.	(2) Lists the duties of the service provider in establishing, maintaining, and operating the SSPN web site, requires the service provider to bear the expense of maintaining the web site domain name, and requires the service provider to provide the OIT Director, in the course of a quality review, access to the service provider's hardware and software and technical and informational operations relating to the web site operation and maintenance.
(3) No provision.	(3) No provision.	(3) Permits a notice required to be published by statute or rule to be published in the SSPN web site and requires the service provider to publish on the web site such a notice submitted to the provider and to collect from the responsible party submitting the notice a fee for posting the notice to be set by the provider and not to exceed $10.
(4) No provision.	(4) No provision.	(4) Modifies the requirements that a newspaper must comply with in publishing notices that must be published in a newspaper and in publishing tax notices, including allowing notices to be published in a newspaper insert.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: Potential reduction in state agency and political subdivision costs for legally required public notifications. However, state agencies and political subdivisions opting to fulfill public notices requirements using the SSPN would incur costs of up to $10 per posting, payable to the SSPN web site operator. During FY 2008, state agencies spent an estimated $5.3 million on public notifications.

12 DAS - 58 Collective Bargaining for Care Providers

	R.C. ***4113.81, 4113.82 - 4113.86***	**R.C.** ***107.19***
(1) No provision.	(1) Allows independent home care providers and independent child care providers to form and be represented by a representative organization for the purposes of collective bargaining and the reconciliation of grievances.	(1) No provision.
(2) No provision.	(2) Defines "independent home care provider" as any person who either provides home services under a Medicaid waiver component or through a state Medicaid plan amendment, with certain exclusions; defines "independent child care provider" as a child care provider categorized under the child care law.	(2) No provision.
(3) No provision.	(3) Specifies that a representative organization may become the exclusive representative of all of the providers in an appropriate bargaining unit via either an impartial election or by filing a request with the State Employment Relations Board (SERB); outlines procedures for both methods.	(3) No provision.
(4) No provision.	(4) Requires that, with regard to care providers, all matters pertaining to conditions of employment that are within the control of the state, as well as any modification to an existing collective bargaining agreement, be subject to collective bargaining.	(4) No provision.

Executive	As Passed by the House	As Passed by the Senate
(5) No provision.	(5) Prohibits the collective bargaining rights provided in this provision from altering the unique relations between providers and recipients of care, particularly in the ability of a recipient of care to choose their provider and the ability of the state to take appropriate disciplinary action under state or federal law.	(5) No provision.
(6) No provision.	(6) Grants SERB the authority to investigate, hold hearings, make determinations, and issue complaints regarding unfair labor practices with regard to care providers.	(6) No provision.
(7) No provision.		(7) Prohibits the Governor from issuing executive orders that have been previously issued and that the Federal Trade Commission, Office of Policy Planning, Bureau of Economics, or Bureau of Competition has determined to be anti-competitive and in violation of anti-trust laws. Deems such executive orders invalid and unenforceable.
	Fiscal effect: None, as the bill codifies existing practice as required in Executive Orders 2007 - 23s and 2008 - 02s.	**Fiscal effect: None.**

13 DAS - 68 Executives Loaned to State Departments

	R.C. ***121.13***	
(1) No provision.	(1) Authorizes the director of a cabinet department to recruit a loaned executive who is an employee of a public entity or an employee of a private profit-making or nonprofit-making entity to assist the department in its work.	(1) No provision.
(2) No provision.	(2) Deems that a loaned executive is regarded as a public official or employee under Chapter 102. of the Revised Code(the Ethics Law).	(2) No provision.
(3) No provision.	(3) Specifies that a loaned executive is not entitled to state compensation, but may receive compensation and actual and necessary expenses from the loaned executive's employer.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
14 DAS - 67 State Nonprofit Corporations		
	R.C. *121.16*	
(1) No provision.	(1) Allows the director of each state department to form, with the Governor's approval and utilizing department resources, one or more nonprofit corporations to solicit financial contributions or in-kind contributions of goods to support the fulfillment of the duties and responsibilities of the department.	(1) No provision.
(2) No provision.	(2) Specifies that the articles of incorporation or bylaws must: (a) state the corporation's sole purpose is to act in the interest of the department; (b) include guidelines for the public disclosure of the employees, vendors, and contracts and for the reporting and disclosure of donors and donation amounts; (c) include requirements for regular financial statements from the corporation to the department's director; (d) include a regular schedule of audits; and (e) state any other conditions or protections to the public deemed necessary by the Ohio Ethics Commission.	(2) No provision.
(3) No provision.	(3) Requires the Department of Administrative Services to develop model articles of incorporation.	(3) No provision.
(4) No provision.	(4) Outlines policies and procedures for state agencies, department directors, and agency employees to follow with regard to contributions, disclosures, and expenditures.	(4) No provision.
(5) No provision.	(5) Permits the Director of Budget and Management to establish any accounts and take any other steps necessary for a department to receive contributions from the corporation.	(5) No provision.
(6) No provision.	(6) Specifies that all nonprofit corporation activity is subject to the public meetings law, the public records law, and subject to audit.	(6) No provision.

Executive	As Passed by the House	As Passed by the Senate
(7) No provision.	(7) Authorizes the Department of Health to form a non-profit corporation pursuant to Chapter 1702. of the Revised Code for the purpose of raising money to reduce tobacco use amongst Ohioans. **Fiscal effect: Possible increase in revenue attributable to donations made to nonprofit organizations formed by state agencies; potential increase in administrative costs to form and administer nonprofit organizations.**	(7) No provision.

15 DAS - 11 Space to be Leased

R.C. ***123.01***	**R.C.** ***123.01***	**R.C.** ***123.01***
Expands the powers of the Department of Administrative Services (DAS) by authorizing the department to lease any space, not just office space, for use by a state agency.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential for increased lease revenues to DAS. If DAS is able to offer state agencies space for lease at below-market rates, the provision could also result in savings for state agencies.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

16 DAS - 13 State Equal Employment Opportunity Program

R.C. ***124.04, Section 207.20.40***	**R.C.** ***124.04, Section 207.20.40***	**R.C.** ***124.04, Section 207.20.40***
Requires DAS to administer a state equal employment opportunity program. Requires DAS, with the approval of the Director of Budget and Management, to establish charges for recovering the costs of administering the activities supported by GSF Fund 1880, State Equal Employment Opportunity. Requires charges to be deposited to the fund upon payment made by state agencies, municipal corporations, and other political subdivisions of the state, for services rendered.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: DAS already administers a state equal employment opportunity program. This provision codifies existing practice and would therefore have no fiscal effect.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

17 DAS - 2 Personnel Services Contracts

R.C. ***124.07***	**R.C.** ***124.07***	**R.C.** ***124.07***
Specifies that DAS's authority to enter into agreements with political subdivisions to provide them with merit program and other human resources services includes providing these services to counties and also services such as providing competitive examinations for persons in the classified civil service of subdivisions.	Same as the Executive.	Same as the Executive.
Requires that amounts DAS receives for providing these services be paid into GSF Fund 1250, Human Resources Services.	Same as the Executive.	Same as the Executive.

18 DAS - 12 County Job Classification Plan Reimbursements

R.C. ***124.14***	**R.C.** ***124.14***	**R.C.** ***124.14***
Requires counties that do not have a county personnel department and that use county job classification plans established by DAS to pay a usage fee, with the fees being paid into GSF Fund 1250, Human Resources Services, and generally limits DAS's supervision of county personnel departments.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential gain in revenue to Fund 1250.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

	Executive	As Passed by the House	As Passed by the Senate
19	**DAS - 4 Civil Service Examinations**		
	R.C. ***124.23***	**R.C.** ***124.23***	**R.C.** ***124.23***
	Provides that DAS is generally responsible for administering civil service examinations only for positions in the classified civil service of the state, excluding positions of employment with state-supported colleges and universities, counties, cities, city health districts, city, school districts, general health districts, and civil service townships.	Same as the Executive.	Same as the Executive.
	Fiscal effect: Potential savings since DAS would no longer administer civil service examinations on behalf of non-state agencies.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
20	**DAS - 3 Layoff Notice Statement of Rationale**		
	R.C. ***124.321***	**R.C.** ***124.321***	**R.C.** ***124.321***
	Eliminates the requirement that state appointing authorities must file a statement of rationale with DAS before sending out a layoff notice to those employees not paid by warrant of the Director of Budget and Management. Specifies that DAS rules governing employee layoffs apply only to employees in the state service.	Same as the Executive.	Same as the Executive.
	Fiscal effect: Potential minimal administrative cost savings to state agencies in eliminating this filing requirement.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
21 DAS - 5 Layoff Retention Points and Displacement Rights		
R.C. ***124.324, 124.325***	**R.C.** ***124.324, 124.325***	**R.C.** ***124.324, 124.325***
Requires the Director of DAS to verify the calculation of layoff retention points only for employees in the service of the state, which excludes positions of employment with state-supported colleges and universities, counties, cities, city health districts, city school districts, general health districts, and civil service townships. Specifies that the Director's rules concerning layoff displacement rights and the calculation and assignment of layoff retention points for each affected employee apply only to employees in the service of the state.	Same as the Executive.	Same as the Executive.
No provision.	Provides that a laid-off employee has the right to displace employees with fewer retention points within the classification, or classification series, and appointment type, rather than just within the classification or classification series as provided under current law.	No provision.
Fiscal effect: Potential decrease in DAS's adminstrative costs.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
22 DAS - 56 Civil Service Changes		
	R.C. ***124.34, 124.11, 124.324***	
(1) No provision.	(1) Requires that an applicant for a civil service examination be a United States citizen or have a valid permanent resident card, rather than be a United States citizen or have legally declared the intention of becoming a United States citizen as required under current law.	(1) No provision.
(2) No provision.	(2) Requires that certain disciplinary actions--which under current law are tied to 40 or more, or 24 or more hours of work or pay--be instead tied to more than 40, or more than	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
	24, hours of work or pay.	
(3) No provision.	(3) Specifies that a person who holds a permanent position, rather than a certified position as provided under current law, in the classified service may be appointed to an unclassified position and retain the right to return to the classified position.	(3) No provision.
	Fiscal effect: None.	
23 DAS - 55 Service-Connected Injury Leave		
	R.C. *124.381*	**R.C. *124.381***
No provision.	(1) Provides to the following employees, including those ineligible for occupational injury leave provided under current law, salary continuation not to exceed 480 hours at their total rate of pay for injuries incurred during the performance of, and arising out of, state employment after an implementation date established in rules adopted by the Director of Administrative Services: (1) exempt employees, (2) legislative employees, (3) Supreme Court employees, (4) certain employees in the office of the Governor, Secretary of State, Auditor of State, Treasurer of State, Attorney General, and (5) employees in any position for which authority to determine compensation is given by law to another individual or entity.	Same as the House, but extends the salary continuation to all employees in the service of the state and specifies that employees of the Secretary of State, Auditor of State, Treasurer of State, Attorney General, Supreme Court, General Assembly, and Legislative Service Commission are not subject to the salary continuation program unless the relevant appointing authority notifies the Director of Administrative Services of the intent to participate in the program.
	Fiscal effect: Increased cost to provide additional injury leave to specified employees.	**Fiscal effect: Greater cost to provide salary continuation to injured state employees, as all state employees will be covered.**

	Executive	As Passed by the House	As Passed by the Senate
24	**DAS - 9 Health Care Spending Account Fund**		
	R.C. *124.821*	**R.C. *124.821***	**R.C. *124.821***
	Codifies AGY Fund 8130, Health Care Spending Account Fund. Requires DAS to use the fund to make payments with regard to the participation of state employees in flexible spending accounts for certain nonreimbursed medical and dental expenses under section 125 of the Internal Revenue Code. Requires that investment earnings be retained in the fund.	Same as the Executive.	Same as the Executive.
	Fiscal effect: None. This provision codifies an existing fund and program administered by DAS.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
25	**DAS - 7 Dependent Care Spending Account Fund**		
	R.C. *124.882*	**R.C. *124.822***	**R.C. *124.822***
	Codifies AGY Fund 8090, Dependent Care Spending Account. Requires DAS to use money in the fund to make payments for state employees who use flexible spending accounts for work-related dependent care expenses under section 125 of the Internal Revenue Code. Requires investment earnings on money in the fund to be credited to the fund.	Same as the Executive.	Same as the Executive.
	Fiscal effect: None, as the fund and the program it supports already exist.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

	Executive	As Passed by the House	As Passed by the Senate
26	**DAS - 10 State Employee Educational Development Fund**		
	R.C. ***124.86***	**R.C.** ***124.86***	**R.C.** ***124.86***
	Authorizes DAS to establish and obtain OBM approval of charges sufficient only to cover state administrative costs for employee educational development programs undertaken pursuant to specific collective bargaining agreements and to deposit the proceeds in GSF Fund 5V60, Employee Development, which the provision codifies.	Same as the Executive.	Same as the Executive.
	Fiscal effect: None, as GSF Fund 5V60 and the programs it supports already exist.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
27	**DAS - 74 Ohio Product Preference in State Procurement**		
			R.C. ***125.11***
	No provision.	No provision.	Requires at least four, as opposed to at least two in current law, bids that offer products produced or mined in Ohio in order to be considered sufficient competition to prevent excessive price or inferior products when giving preference to Ohio-priced or mined products.
			Fiscal effect: Uncertain effect on overall procurement costs.

Executive	As Passed by the House	As Passed by the Senate
28 DAS - 52 State Payroll, Expenditure, and Tax Credit Website		
	R.C. ***125.20, Sections 207.10, 207.10.45***	**R.C.** ***125.20***
(1) No provision.	(1) Requires the Director of Administrative Services, within 180 days after the effective date of this provision, to establish a single internet web site through which the following can be accessed: a database containing each state employee's year-to-date gross pay and pay from the most recent pay period, a database containing agency expenditures for goods and services, and a database containing tax credits granted to business entities by the Department of Development. Requires each database to contain searchable fields through which details about the subject of the database can be accessed.	Same as the House.
(2) No provision.	(2) Requires that $900,000 in FY2010 and $200,000 in FY2011 of GRF appropriation item 100418, Websites and Business Gateway, be used to develop and maintain the web site required under section 125.20 of the Revised Code.	No provision.
29 DAS - 14 Central Service Agency Consolidation Initiative		
R.C. ***125.22, 207.10.90***	**R.C.** ***125.22, Section 207.10.90***	
(1) No provision.	(1) Requires, on or before June 30, 2010, CSA, in conjunction with the individual boards and commissions for which CSA provides support, to develop and implement specific service level agreements to provide that support.	(1) No provision.
(2) Requires that the Central Service Agency (CSA) of DAS, in consultation with the Office of Budget and Management (OBM), review the support services CSA performs for the specified state agencies, the fiscal conditions of those agencies, and make recommendations on how support services can be further consolidated to achieve	(2) Same as the executive with regard to CSA reviewing the support services it performs for specified agencies (see below) and the fiscal conditions of those agencies; but requires CSA, in conjunction with the boards and commissions, to develop and implement agency-specific service-level agreements according to which it performs and	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
administrative cost savings and efficiencies.	provides routine support services for the boards and commissions.	
(3) Adds the following boards and commissions to the list of entities for which CSA is authorized to perform support services: State Medical Board, State Nursing Board, State Board of Pharmacy, State Medical Transportation Board, Ohio Athletic Commission, Board of Motor Vehicle Collision Repair, Manufactured Homes Commission, Board of Orthotics, Prosthetics, and Pedorthics, and State Board of Career Colleges and Schools.	(3) Same as the Executive.	(3) No provision.
(4) Authorizes CSA to initiate or deny personnel or fiscal actions for the specified state agencies if doing so would result in administrative cost savings and efficiencies.	(4) Replaces the Executive provision with a provision that authorizes CSA to initiate or deny services to a board or commission only if those services are addressed in the board or commission's service agreement, subject to the terms and conditions of the agreement; allows CSA in writing to deny personnel or fiscal actions that are contrary to Ohio law or policy and requires such law or policy to be stated in the denial.	(4) No provision.
(5) Authorizes CSA to require specified state agencies to enter into agreements to share office equipment, space, or other assets to the extent that such agreements would create efficiencies or savings.	(5) Same as the Executive, but subjects this authority to the service level agreements and replaces rental, lease, and contractual expenses with human resources, fiscal, or information technology expenses.	(6) No provision.
(6) Specifies that the bill must not be interpreted as a grant of authority to CSA to supersede or replace the boards or commissions in the performance of their respective statutory duties.	(6) Same as the Executive, but removes the reference to "appoint, remove, or demote the executive directors of the boards or commissions" and also specifies that the bill is to be interpreted as focusing on functions that are not evident to the licensees, registrants, or customers of the boards and commissions, so as to not interfere with the protection of the public.	(5) No provision.
(7) Authorizes OBM to take actions made necessary by administrative reorganization for the purpose of cost savings and efficiencies.	(7) Requires OBM to take budget actions that are necessary to implement the agency specific service level agreements.	(7) No provision.

Executive	As Passed by the House	As Passed by the Senate
(8) No provision.	(8) Requires CSA to document all services in the service level agreements signed by CSA and the boards and commissions, and to develop a resolution process for settling any disagreements.	(8) No provision.
(9) No provision.	(9) Allows a service level agreement to require the transfer of the board's or commission's employees and assets and to share office equipment, space, or other assets if such an agreement would create efficiencies or savings in human resources, fiscal, or information technology expenses.	(9) No provision.
(10) No provision.	(10) Requires the Department of Administrative Services to ensure the service level agreements are properly implemented.	(10) No provision.
Fiscal effect: Potential cost savings for the affected boards through the consolidation of administrative services under CSA. A portion of these savings will be offset by expected increased operating costs at CSA and the cost of conducting a review of the affected boards. (See also DAS-23, Central Service Consolidation Initiative, for related uncodified law.)	**Fiscal effect: Same as the Executive.**	
30 DAS - 43 OAKS Support Organization Fund		
R.C. ***126.24***		
Changes the purpose of the GSF Fund 5EB0, OAKS Support Organization, from paying the operating expenses of the state's enterprise resource planning system to paying the operating expenses incurred by providing information technology services in support of the system.	No provision.	No provision.
Fiscal effect: None.		

Executive	As Passed by the House	As Passed by the Senate
31 DAS - 44 MARCS Administration Fund		
R.C. ***4501.29***	**R.C.** ***4501.29***	**R.C.** ***4501.29***
Requires DAS to collect user fees from subscribers to the MARCS system. Requires DAS, with the advice of the MARCS Steering Committee and the consent of the OBM, to determine the amount of the user fees and the manner by which the fees must be collected. Creates the GSF Fund 5C20, MARCS Administration, in codified law. Requires investment earnings of the fund be credited to the fund.	Same as the Executive.	Same as the Executive.
Fiscal effect: None, as the fund and the program which it supports already exist.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
32 DAS - 16 Agency Audit Expenses		
Section: ***207.10.10***	**Section:** ***207.10.10***	**Section:** ***207.10.10***
Requires that GRF appropriation item 100405, Agency Audit Expenses, be used for a auditing expenses designated in section 117.13 of the Revised Code for those state agencies audited on a biennial basis.	Same as the Executive.	Same as the Executive.
33 DAS - 17 Oaks Rental Payments		
Section: ***207.10.20***	**Section:** ***207.10.20***	**Section:** ***207.10.20***
Requires that GRF appropriation item 100415, OAKS Rental Payments, be used for financing the costs associated with the acquisition, development, installation, and implementation of the Ohio Administrative Knowledge System (OAKS), and appropriates additional amounts if needed.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
34 DAS - 18 STARS System		
Section: ***207.10.30***	**Section:** ***207.10.30***	**Section:** ***207.10.30***
Authorizes DAS, in conjunction with the Department of Taxation, to acquire the State Taxation Accounting and Revenue System (STARS) pursuant to Chapter 125 of the Revised Code, including the application software and implementation and installation of the system.	Same as the Executive.	Same as the Executive.
Fiscal effect: GRF appropriation item 100416, STARS Lease Rental Payments, appropriates $4,977,600 in FY 2010 and $7,638,500 in FY 2011 for this purpose.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
35 DAS - 19 STARS Lease Rental Payments		
Section: ***207.10.40***	**Section:** ***207.10.40***	**Section:** ***207.10.40***
Requires that GRF appropriation item 100416, STARS Lease Rental Payments, be used for financing costs associated with the acquisition, development, installation, and implementation of STARS. Appropriates additional amounts if needed.	Same as the Executive.	Same as the Executive.
36 DAS - 20 Building Rent Payments		
Section: ***207.10.50***	**Section:** ***207.10.50***	**Section:** ***207.10.50***
(1) Requires GRF appropriation item 100447, 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, 2009, to June 30, 2011, by DAS to the Ohio Building Authority (OBA) pursuant to leases and agreements under Chapter 152. of the Revised Code.	(1) Same as the Executive.	(1) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(2) Requires GRF appropriation item 100448, 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, 2010, to June 30, 2011, by DAS to OBA pursuant to leases and agreements under Chapter 152. of the Revised Code, but limited to the aggregate amount of $51,206,000.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Specifies that payments to OBA are for the expenses of agencies that occupy space in the various state facilities, and that DAS may enter into leases and agreements with the OBA providing for the payment of 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. Requires DAS to reduce subsequent payments by the amount of the balance reported to it by OBA.	(3) Same as the Executive.	(3) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
37 DAS - 21 DAS - Building Operating Payments		
Section: ***207.10.60***	**Section:** ***207.10.60***	**Section:** ***207.10.60***
Requires GRF appropriation item 100449, DAS - Building Operating Payments, to be used to pay the rent expenses of veterans' organizations. Allows for the appropriation to be used to pay for property appraisals or building studies that DAS may be required to obtain for property that is being bought, sold, or renovated. Allows the appropriation to be used to pay the operating expenses of state facilities maintained by DAS that are not billed to building tenants, notwithstanding section 125.28 of the Revised Code. Specifies that expenses may include the costs for vacant space and space undergoing renovation, and the rent expenses of tenants that are relocated due to building renovations. Requires payments to be processed by DAS through ISTVs and placed in GSF Fund 1320, Building Management. Allows DAS to use money in Fund 1320 to support utility costs at the State of Ohio Computer Center that exceed the available appropriation in GRF appropriation item 100433, State of Ohio Computer Center.	Same as the Executive.	Same as the Executive.
38 DAS - 22 Central Service Agency Fund		
Section: ***207.10.70***	**Section:** ***207.10.70***	**Section:** ***207.10.70***
Requires that GSF Fund 1150, Central Service Agency, appropriation item 100632, Central Service Agency, be used to make purchases as necessary to support the board licensing functions. Requires DAS to establish charges and bill the boards as applicable for carrying out these functions, the total of which is not to be greater than $363,678 in each fiscal year of the biennium.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
39 DAS - 23 Central Service Consolidation Initiative		
Section: ***207.10.80***	**Section:** ***207.10.80***	
Earmarks $308,230 in FY 2010 and $235,230 in FY 2011 of GRF appropriation item 130321, State Agency Support Services, for the Central Service Agency Consolidation Initiative. (See also DAS-14, Central Service Agency Consolidation Initiative.)	Same as the Executive.	No provision.
40 DAS - 24 General Service Charges		
Section: ***207.20.10***	**Section:** ***207.20.10***	**Section:** ***207.20.10***
Requires DAS, with the approval of the Director of Budget and Management, to establish charges for recovering the costs of administering the programs funded by GSF Fund 1170, General Services, and GSF Fund 2100, State Printing.	Same as the Executive.	Same as the Executive.
Appropriates any additional amounts necessary in GSF Fund 1170 appropriation item General Services Division-Operating to pay for consulting and administrative costs related to lower pricing, but only upon the approval of the Director of OBM.	Same as the Executive.	Same as the Executive.
41 DAS - 25 Collective Bargaining Arbitration Expenses		
Section: ***207.20.20***	**Section:** ***207.20.20***	**Section:** ***207.20.20***
Authorizes DAS to seek reimbursement from state agencies for the actual costs and expenses DAS incurs in the collective bargaining arbitration process. Requires the reimbursements to be processed through intrastate transfer vouchers and credited to GSF Fund 1280, Collective Bargaining.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Increased revenue to the Collective Bargaining Fund (Fund 1280); increased costs to those state agencies that use collective bargainitn arbitration services.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

42 DAS - 6 NextGen Broadband Network

Sections: ***207.20.30, 259.30.80,610.10, 610.11***	**Sections:** ***207.20.30, 259.30.80, 610.10, 610.11***	
(1) Reappropriates the unexpended, unencumbered amounts of GSF Fund 1330 appropriation item 100607, IT Services Delivery that were allocated for implementation of NextGen Network in FY 2008 and FY 2009 for the same purpose in FY 2010 and FY 2011.	(1) Same as the Executive.	No provision.
(2) Reappropriates the unexpended, unencumbered amounts of Department of Development's Third Frontier Fund 7011 appropriation item 195687, Third Frontier Research and Development projects, and Fund 7014 appropriation item 195692, Research and Development Taxable Bond Projects, that were allocated for implementation of the NextGen Network in FY 2008 and FY 2009 for the same purpose in FY 2010 and FY 2011.	(2) Same as the Executive.	No provision.
(3) Reappropriates the unexpended, unencumbered amounts of capital appropriation item C23506, Third Frontier Project, which were previously allocated to implement the NextGen Network in FY 2008, for the same purpose in FY 2009 and FY 2010.	(3) Same as the Executive.	No provision.

	Executive	As Passed by the House	As Passed by the Senate
43	**DAS - 27 Merchandise Resale Fund**		
	Section: ***207.20.50***	**Section:** ***207.20.50***	**Section:** ***207.20.50***
	Transfers the cash balance, functions, assets, and liabilities of the Merchandise Resale Fund (Fund 2010) to the State Printing Fund (Fund 2100) on July 1, 2009 or as soon as possible thereafter. Abolishes Fund 2010 after the transfer.	Same as the Executive.	Same as the Executive.
44	**DAS - 28 Leveraged Enterprise Purchase Program**		
	Section: ***207.20.60***	**Section:** ***207.20.60***	
	Allows DAS to use GSF Fund 2290, appropriation item 100640, Leveraged Enterprise Purchases, to operate a leveraged Enterprise Purchases Program to make enterprise-wide technology purchases. Authorizes DAS to recover the cost of operating such a program from all participating government entities and deposit such revenues into the GSF Fund 2290, IT Governance.	Same as the Executive.	No provision.
	Fiscal effect: Potential savings to public entities that make technology purchases through DAS procurement contracts.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
45 DAS - 29 Information Technology Assessment		
Section: ***207.20.70***	**Section:** ***207.20.70***	
Authorizes DAS to establish an information technology assessment for the purpose of recovering the cost of selected infrastructure and statewide programs. Exempts legislative and judicial agencies, as well as the Bureau of Workers' Compensation and the Adjutant General, from the charge. Requires that all revenue attributable to the charge be deposited in GSF Fund 2290, IT Governance.	Same as the Executive.	No provision.
46 DAS - 30 Investment Recovery Fund		
Section: ***207.20.80***	**Section:** ***207.20.80***	**Section:** ***207.20.80***
(1) Authorizes DAS to use cash balances in the GSF Fund 4270, Investment Recovery, to support the operating expenses of the Federal Surplus Operating Program.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Authorizes DAS to use cash balances in Fund 4270 to support the operating expenses of the Asset Management Services Program.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Earmarks up to $2,093,564 in FY 2010 and up to $2,107,388 in FY 2011 of GSF Fund 4270 appropriation item 100602, Investment Recovery, to pay the operating expenses of the State Surplus Property Program, the Surplus Federal Property, Property Program, and the Asset Management Services Program. Authorizes DAS to seek additional appropriations via Controlling Board.	(3) Same as the Executive.	(3) Same as the Executive.
(4) Requires that $3,590,000 in FY 2010 and $3,576,176 in FY 2011 of GSF Fund 4270 appropriation item 100602, Investment Recovery, be used to transfer proceeds from the sale of surplus property from Fund 4270 to non-General Revenue Funds under Section 125.14 of the Revised Code.	(4) Same as the Executive.	(4) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Appropriates any additional amounts approved by the Director of OBM.		
47 DAS - 31 DAS Information Services		
Section: ***207.20.90***	**Section:** ***207.20.90***	**Section:** ***207.20.90***
Establishes Fund 4P30, DAS Information Services Fund, and requires that appropriation item 100603, DAS Information Services, be used to provide information systems and services in DAS. Requires DAS to establish all user charges allowable in the statewide indirect cost allocation plan, and deposit all such charges in this fund.	Same as the Executive.	Same as the Executive.
48 DAS - 32 Administrative Hearings		
Section: ***207.30.10***	**Section:** ***207.30.10***	
(1) Creates GSF Fund 5DQ0, Administrative Hearings, to pay operating costs associated with a centralized administrative Hearing Office in DAS. Requires that Fund 5DQ0 appropriation item 100638, Administrative Hearings, be used to make payments from the fund.	(1) Same as the Executive.	(1) No provision.
(2) Requires DAS, with the approval of OBM, to establish user charges to recover the costs of providing adjudicatory services and deposit such collected charges in Fund 5DQ0.	(2) Same as the Executive.	(2) No provision.
(3) Requires DAS to submit a spending plan to OBM to justify operating charges to agencies and transfers to Fund 5DQ0. Limits the total amount to be transferred to the fund for the creation of an Office of Administrative Hearings to $200,000.	(3) Same as the Executive.	(3) No provision.
(4) Requires that any cash balance in Fund 5DQ0 be returned to the agencies from which funds were originally transferred according to a plan submitted by the Director of	(4) Same as the Executive.	(4) No provision.

Executive	As Passed by the House	As Passed by the Senate
DAS to the Director of OBM when DAS submits its budget request for the FY 2012-FY 2013 biennium.		
49 DAS - 33 OAKS Support Organization		
Section: ***207.30.20***		
(1) Requires that GSF Fund 5EB0 appropriation item 100635, OAKS Support Organization, be used by the Office of Information Technology to support the operating costs associated with the implementation and maintenance of the state's enterprise resource planning system.	(1) No provision.	(1) No provision.
(2) Requires DAS to develop a cost allocation plan including: (a) up to $9,610,874 in FY 2010 and $9,733,416 in FY 2011 from OBM via ISTV, and (b) amounts from DAS's Human Resources Division via ISTV, and (c) other DAS Services Funds via ISTV.	(2) No provision.	(2) No provision.
(3) Allows the Director of DAS to request that the Director of OBM transfer cash from other funds used by DAS to GSF Fund 5EB0, OAKS Support Organization, in lieu of ISTV billings. Requires that these amounts, whether made by ISTV billings or cash transfers, not be in excess of the limits under the federal indirect cost allocation plan.	(3) No provision.	(3) No provision.
(4) Requires DAS's Human Resources Division to operate and maintain the human capital management module of OAKS and include in the human resources payroll rate the estimated costs of maintaining the module. Requires that such revenues be deposited in GSF Fund 1250, Human Resources, and transferred not less than quarterly to Fund 5EB0.	(4) No provision.	(4) No provision.

Executive	As Passed by the House	As Passed by the Senate
50 DAS - 34 Transfer to OAKS Support Organization Fund		
Section: ***207.30.30***	**Section:** ***207.30.30***	**Section:** ***207.30.30***
Authorizes OBM to transfer $1,317,922.16 in cash from the GSF Fund 1330, IT Services Delivery to GSF Fund 5EB0, OAKS Support Organization, to correct an ISTV deposited mistakenly in Fund 1330.	Same as the Executive.	Same as the Executive.
51 DAS - 35 Professional Development Fund		
Section: ***207.30.40***	**Section:** ***207.30.40***	**Section:** ***207.30.40***
Requires that the GSF Fund 5L70, Professional Development appropriation item 100610, Professional Development, be used to pay the costs of administering educational programs for state employees who are exempt from collective bargaining coverage.	Same as the Executive.	Same as the Executive.
52 DAS - 36 Employee Educational Development		
Section: ***207.30.50***	**Section:** ***207.30.50***	**Section:** ***207.30.50***
Requires that GSF Fund 5V60 appropriation item 100619, Employee Educational Development, be used to pay for educational programs under 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. Appropriates additional amounts upon the request of the Director of DAS and approval of the Director of OBM.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
53 DAS - 37 Centralized Gateway Enhancement Fund		
Section: ***207.30.60***	**Section:** ***207.30.60***	**Section:** ***207.30.60***
Creates the Centralized Gateway Enhancements Fund (Fund 5X30) and requires related appropriation item 100634, Centralized Gateway Enhancements, to be used to pay the costs of expanding, enhancing, and operating the infrastructure of the Ohio Business Gateway, State Portal, and Shared Hosting Environment.	Same as the Executive.	Same as the Executive.
54 DAS - 38 Major IT Purchases		
Section: ***207.30.70***	**Section:** ***207.30.70***	**Section:** ***207.30.70***
Requires the Director of DAS to compute the amount of revenue attributable to amortization of all equipment purchases and capitalized systems from (1) GSF Fund 1330 appropriation item 100607, (2) IT Services Delivery, (3) GSF Fund 4N6 appropriation item 100617, Major IT Purchases, and (4) appropriation item C10014, Major Computer Purchases, which is recovered as part of the rates charged by the IT Service Delivery Fund. Allows the Director of OBM to transfer cash in an amount not to exceed the amount amortization computed from Fund 1330 to GSF Fund 4N60.	Same as the Executive.	Same as the Executive.
Fiscal effect: Allows Fund 4N60 to be used to make infrequent, large-scale technology purchases which would otherwise have to be made by sharply increasing computer services user rates during the fiscal year.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
55 DAS - 15 Cash Transfers From the Major IT Purchase Fund		
Section: ***207.30.80***	**Section:** ***207.30.80***	**Section:** ***207.30.80***
Allows for the following transfers from GSF Fund 4N60, IT Purchases, upon the approval of the Director of OBM:	Same as the Executive, but makes the following adjustment and addition:	Same as the Executive.
(1) Up to $2,800,000 in each fiscal year of the biennium to GSF Fund 1310, State Architect, to support the OAKS Capital Improvements Module and other costs of the State Architect's Office that are not directly related to capital projects managed by the State Architect.	(1) Same as the Executive.	(2) Same as the Executive.
(2) Up to $1,097,412 in FY 2010 and up to $1,111,575 in FY 2011 to the GSF Fund 1120, Director's Office, to support operating expenses of the Accountability and Results Initiative.	(2) Decreases the amount that can be transferred to $457,467 in FY2010 and $471,630 in FY2011.	(3) Same as the House.
(3) Up to $4,000,000 in FY 2010 and up to $1,000,000 in FY 2011 to the GSF Fund 5EB0, OAKS Support Organization, for OAKS operating costs not billed to GSF Fund 1050, Accounting and Budgeting, which is used by OBM, to GSF Fund 1250, Human Resources Services, which is used by DAS, or paid from other DAS's funds.	(3) Same as the Executive.	(3) Same as the Executive.
(5) Appropriates the transfer amounts specified in (1) - (3) to the following GSF line items: 100639, State Architect's Office in FY 2010 and FY 2011; 100616, DAS Administration, in FY 2010 and FY 2011; and 100635, OAKS Support Organization, in FY 2010 only.	(5) Same as the Executive.	(5) Same as the Executive.
(4) No provision.	(4) Authorizes OBM to transfer $639,945 in each fiscal year from the Major IT Purchases Fund (Fund 4N60) to the GRF.	(4) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
56 DAS - 39 Corrective Cash Transfer		
Section: ***207.30.90***	**Section:** ***207.30.90***	**Section:** ***207.30.90***
Transfers $7,768 in cash from the GSF Fund 1130, Unemployment Compensation, to GSF Fund 1330, Information Technology, correcting a deposit made to the wrong fund. Abolishes Fund 1130 upon the completion of the transfer.	Same as the Executive.	Same as the Executive.
57 DAS - 40 MARCS Debt Service Payments		
Section: ***207.40.10***	**Section:** ***207.40.10***	**Section:** ***207.40.10***
(1) Requires the Director of DAS, with advice from the MARCS Steering Committee, to determine the amount of debt service payments attributable to spending for MARCS components that are not specific to any one agency, and that are charged to agencies supported by the Motor Fuel Tax.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Requires that such debt service payments be calculated for MARCS capital disbursements made beginning July 1, 1997. Within thirty days of any payment made from appropriation item 100447, OBA - Building Rent Payments, requires the Director of DAS to certify to the Director of OBM the amount of this share. Requires the Director of OBM to transfer these amounts to the GRF from the State Highway Safety Fund 7036.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Requires DAS to consider renting or leasing existing tower sites at reasonable market rates, so long as the existing sites are equipped with the technical capabilities to support the MARCS project.	(3) Same as the Executive.	(3) Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
58	**DAS - 8 Accountability and Results**		
	Section: ***207.40.20***	**Section:** ***207.40.20***	
	Creates the Accountability and Results Fund (Fund 5GD0) to pay for the Results and Accountability Initiative. Identifies the following potential funding sources: gifts, grants, devises, bequests, and other financial contributions made to DAS. Requires that all investment earnings of the fund be credited to the fund.	Same as the Executive.	No provision.
59	**DAS - 41 Declaration of Public Exigency**		
	Section: ***207.40.30***	**Section:** ***207.40.30***	**Section:** ***207.40.30***
	Requires the Director of DAS to notify the members of the Controlling Board whenever the Director declares public exigency pursuant to R.C. 125.15.	Same as the Executive.	Same as the Executive.
60	**DAS - 66 Equal Employment Opportunity Transfer**		
		Section: ***207.40.40***	
	No provision.	Requires the Director of the Office of Budget and Management, in each fiscal year, to transfer $500,000 in cash from the GRF to the State Equal Employment Opportunity Fund (Fund 1880).	No provision.

Executive	As Passed by the House	As Passed by the Senate
61 DAS - 51 School Employees Health Care Board		
	Sections: ***207.10.05, 207.10***	
No provision. (The School Employee Health Care Board is funded in the Department of Education).	Requires that GRF appropriation item 100403, School Employees Health Care Board, be used to provide administrative support to the School Employees Health Care Board as it carries out its duties under section 9.901 of the Revised Code.	No provision. (The School Employee Health Care Board is funded in the Department of Education).
62 DAS - 42 Lease Payments to OPFC, OBA, and Treasurer of State		
Section: ***518.20***	**Section:** ***518.20***	**Section:** ***518.20***
Appropriations additional amounts, if necessary, for the purpose of making lease payments pursuant to leases and agreements relating to bonds and 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.	Same as the Executive.	Same as the Executive.
63 DAS - 50 Fiscal Stabilization Funds and Buy Ohio		
	Section: ***701.40***	**Section:** ***701.40***
No provision.	States the General Assembly's intent that all funds appropriated or otherwise made available by the state for fiscal stabilization or recovery purposes or by the American Recovery and Reinvestment Act of 2009 be used, to the extent possible, in accordance with the preferences established in the state's Buy Ohio Law.	Same as the House.
No provision.	Requires the Director of Administrative Services to publish on the internet information identifying a person who requests or obtains a waiver of the Buy Ohio preferences and the product or service with regard to which the waiver was	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	requested or obtained. **Fiscal effect: Potential increased cost to DAS for developing and maintaining website that publishes Buy Ohio waiver information.**	**Fiscal effect: Same as the House.**
64 DAS - 70 Propane-Powered State Vehicles		
		Section: ***701.70***
No provision.	No provision.	Requires the Department of Administrative Services to conduct a two-year pilot project in which a total of 10% of state-owned, gasoline-powered passenger cars, sport utility vehicles, and light-duty pickup trucks are converted to a propane fuel system. Requires the Department to conduct a study of the pilot project to assess all aspects of the use by the state of propane-powered vehicles during the pilot project and to submit a final report to the Governor, the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives not later than December 31, 2011. **Fiscal effect: Increase in costs for the Department of Administrative Services to convert 10% of those vehicles listed to a propane fuel system.**
65 DAS - 69 MBE and EDGE Program Compliance		
	R.C. ***123.152, 123.154, 125.081, Section 701.50***	**Section:** ***701.97***
No provision.	Requires that state agencies, as well as state universities, the Ohio Housing Finance Agency, the Third Frontier Commission, the Clean Ohio Council, and the Ohio School Facilities Commission comply with Minority Business Enterprise (MBE) and Encouraging Diversity, Growth, and Equity (EDGE) specifications as follows:	No provision.

Executive	As Passed by the House	As Passed by the Senate
(1) No provision.	(1) Requires that each state agency appoint an equal employment opportunity officer to be responsible for monitoring the agency's compliance with the state's equal opportunity laws and policies;	(1) No provision.
(2) No provision.	(2) Requires each agency to ensure that all contracts for goods and services contain provisions that require contractors to follow all federal and state laws that govern fair labor and employment practices;	(2) No provision.
(3) No provision.	(3) Prohibits state agencies from issuing an EDGE business waiver unless all related review and reporting procedures are followed;	(3) No provision.
(4) No provision.	(4) Requires the Deputy Director of the Equal Opportunity Division to review each agency's quarterly report of EDGE business waivers and conduct periodic audits of each agency's administration of the waiver process;	(4) No provision.
(5) No provision.	(5) Requires that if a state agency has not followed the proper waiver procedure, the agency will not be able to issue subsequent waivers without the approval of the Deputy Director of the Equal Opportunity Division;	(5) No provision.
(6) No provision.	(6) Requires the Deputy Director of the Equal Opportunity Division to produce a report each year that describes the progress of state agencies in advancing the MBE and EDGE programs, as well as any initiatives that have been implemented to increase the number of MBE and EDGE businesses in Ohio.	6) Replaces the House codified provision with an uncodified provision that (a) requires state agencies to track compliance with MBE and EDGE requirements on a scorecard system developed by the Deputy Director of DAS' Equal Opportunity Division and to transmit this data quarterly to the Deputy Director in FY 2010 and FY 2011, and (b) requires the Deputy Director to prepare a quarterly compliance report to be sent to the Governor, the majority and minority leadership, and the chairpersons of the House and Senate committees with jurisdiction over state finance.
(8) No provision.	(7) Requires state agencies, including state universities, and the Ohio Housing Finance Agency, Third Frontier Commission, Clean Ohio Council, and the Ohio School Facilities Commission, that have failed to comply with the	(7) No provision.

Executive	As Passed by the House	As Passed by the Senate
	minority set aside purchasing requirements of the Minority Business Enterprise Law, or procurement goals under the EDGE Business Enterprise Law, to establish a long-term plan for compliance by December 31, 2009. **Fiscal effect: Codifies MBE and EDGE program requirements outlined in Executive Order 2008-13s. However, universities, the Ohio Housing Finance Agency, the Third Frontier Commission, the Clean Ohio Council, and the Ohio School Facilities Commission might incur some new costs for complying with the requirements.**	**Fiscal effect: Potential minimal increase in administrative costs for DAS to produce and transmit an MBE and EDGE Scorecard report on a quarterly basis. DAS already tracks this information and produces such a report annually.**
66 DAS - 71 State Property Holdings Study		
		Section: ***753.30***
No provision.	No provision.	Requires the Director of Administrative Services, by October 1, 2009, to prepare and submit a report to the Controlling Board that lists all state-owned real property and building leases throughout Ohio at a minimum including the locations, leaseholders, square footage, and values of these properties.

Executive	As Passed by the House	As Passed by the Senate
67 AGE - 15 Ohio Community Service Council		
R.C. ***121.40, 121.401 and 121.402***	**R.C.** ***121.40, 121.401 and 121.402***	**R.C.** ***121.40, 121.401 and 121.402***
Requires the Council, when appointing an Executive Director, to do so with the advice and consent of the Governor.	Same as the Executive.	No provision.
Removes the Department of Aging as the Council's fiscal agent. Instead, requires the Council to enter into a written agreement with another state agency to serve as the fiscal agent. Eliminates the prohibition that the Council's fiscal agent approves any payroll or other personnel related documents, or any biennial budget, grant, expenditure, audit, or other fiscal-related document. Specifies that the agreement must specify all fiscal matters and financial transactions for which the fiscal agent will be responsible. Requires the Council to work with and consult with the fiscal agent with regard to the Council's fiscal matter and to follow all state fiscal, human resources, statutory, and administrative rule requirements.	Same as the Executive.	Same as the Executive, but removes the requirement that when the Council enters into a written agreement with another state agency to serve as its fiscal agent, it does so with the Governor's advice and consent.
Adds the Director of the Governor's Office of Faith-based and Community Initiatives to the Ohio Community Service Council as a nonvoting member.	Same as the Executive.	Same as the Executive.
Fiscal effect: The Department may realize a minimal decrease in administrative costs.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
68 AGE - 2 Civil Penalties Against Long-Term Care Providers		
R.C. *173.28*	**R.C. *173.28***	**R.C. *173.28***
Permits the Director of Aging to impose civil fines for violating prohibitions against (1) subjecting a long-term care facility resident or community long-term care services recipient to retaliation for filing a complaint or (2) denying the Long-Term Care Ombudsperson access to a long-term care facility or community-based long-term care site to investigate a complaint.	Same as the Executive.	Same as the Executive.
Provides that the imposition of civil fines may be in lieu of the existing criminal fines for violating the prohibitions, and requires the Attorney General to collect unpaid civil fines.	Same as the Executive.	Same as the Executive.
Fiscal effect: There could be a decrease in local prosecutorial costs if the Department of Aging fines a long-term care provider for violations rather than seeks action through the criminal courts. As a result, local courts would lose the fine revenues associated with these cases. Instead, these fines would be deposited into the Regional Long-Term Care Ombudsman Program Fund (Fund 4C40), used by the Department. The amount deposited would depend on the number of violations. The Attorney General's Office may realize an increase in costs if the Office is required to prosecute cases to collect any unpaid fines.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
69 AGE - 1 Community-Based Long-Term Care Services		
R.C. *173.392*	**R.C. *173.392***	**R.C. *173.392***
Expressly provides that a community-based long-term care agency is not required to be certified in order to receive payment from the Department of Aging if the agency has a grant agreement with the Department or the Department's designee to provide community-based long-term care services.	Same as the Executive.	Same as the Executive.
Expressly requires the Director of Aging to adopt rules governing grant agreements regarding the services.	Same as the Executive.	Same as the Executive.
Extends the Director's rulemaking authority regarding contracts and grant agreements by including those that are entered into by the Department's designee.	Same as the Executive.	Same as the Executive.
Fiscal effect: There could be a minimal increase in costs associated with rulemaking.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
70 AGE - 34 PASSPORT Home First Report		
	R.C. *173.401*	**R.C. *173.401***
No provision.	Eliminates a requirement that the ODJFS Director report annually on the number of individuals enrolled in PASSPORT, which the Department of Aging administers, pursuant to the home first process and the costs incurred and savings achieved as a result of the enrollments.	Same as the House.
	Fiscal effect: The Departments may realize a minimal decrease in administrative costs.	**Fiscal effect: Same as the House.**

	Executive	As Passed by the House	As Passed by the Senate
71	AGE - 37	**Kosher Home-Delivered Meals under the PASSPORT Program**	
			R.C. ***173.402***
	No provision.	No provision.	Establishes requirements regarding kosher home-delivered meals provided under the PASSPORT Program and requires that the reimbursement rate for kosher home-delivered meals equal the reimbursement rate for home-delivered therapeutic meals. **Fiscal effect: Therapeutic home-delivered meals are reimbursed at a higher rate than other home-delivered meals. Thus, if certain areas are not currently offering kosher home-delivered meals it is possible that meal reimbursements could increase. The increase would depend on the number of kosher meals requested.**
72	AGE - 33	**Statewide Expansion of Choices Program**	
		R.C. ***173.402***	**R.C.** ***173.403***
	No provision.	Requires that the Choices Program be available statewide, subject to federal approval. **Fiscal effect: The Choices Program is funded with moneys appropriated to PASSPORT and the program is only open to individuals currently on PASSPORT. Choices consumers typically have higher average per member per month costs than PASSPORT consumers. Thus, there could be an increase in expenditures for those consumers who decide to enroll in Choices.**	Same as the House, but codifies the provision in a different Revised Code section. **Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
73 AGE - 32 Restriction on Certain State Plan Services		
	R.C. ***173.403***	
No provision.	Provides that an individual enrolled in a Medicaid waiver program the Department of Aging administers may not receive home health services, private duty nursing services, durable medical equipment, services of a clinical nurse specialist, or services of a certified nurse practitioner unless those Medicaid state plan services are provided in conjunction with Medicaid case management services. **Fiscal effect: If this is not currently done, it is possible that there could be a reduction in expenses in any Medicaid waiver program administered by the Department of Aging since Medicaid case management may decrease duplicative or unnecessary service allotments.**	No provision.
74 AGE - 7 Long-Term Care Consultations		
R.C. ***173.42***	**R.C.** ***173.42, 173.421 - 173.425***	**R.C.** ***173.42, 173.421 - 173.425***
Requires the Long-Term Care Consultation Program to be administered in a manner that includes (1) coordination and collaboration regarding funding, (2) assessments of service needs, (3) assessments of on-going eligibility for services, (4) assistance in accessing and coordinating services, (5) procedures for monitoring the provision of health and long-term care services and supports, including the quality and cultural competence of the services and supports, and (6) priorities for using resources efficiently and effectively.	Same as the Executive, but requires the program to be administered in a manner that includes procedures for monitoring the quality of long-term care services and supports and the health and welfare of individuals receiving the services and supports (rather than procedures for monitoring the provision of health and long-term care services and supports). Requires that the procedures include procedures for assessing the extent to which long-term care services and supports are provided in a culturally competent manner (rather than procedures for monitoring the quality and cultural competence of the services and supports).	Same as the House, but (1) does not require the program to include procedures for monitoring the quality of services and supports, including assessment of whether the services and supports were provided in a culturally competent manner, and (2) includes Medicaid waiver components administered by the Department of Aging within a provision requiring the program to include procedures for assisting individuals in obtaining access to, and coordination of, health and supportive services.

Executive	As Passed by the House	As Passed by the Senate
Requires that a consultation be provided to (1) each nursing facility resident, in place of the current requirement that is based on a resident's potential eligibility for Medicaid and (2) each individual identified as being likely to benefit from a consultation and, for this purpose, grants the Department of Aging or a program administrator access to nursing facility resident assessment data.	Same as the Executive, but permits rather than requires that a consultation be provided to each nursing facility resident.	Same as the House.
Eliminates the requirement to provide a written summary of each consultation.	Same as the Executive.	Same as the Executive.
Permits the Director of Aging to fine a nursing facility for denying access to the facility or a resident as needed to perform a consultation or implement the program and requires the Director to give notice and an opportunity for a hearing before imposing any fine.	Same as the Executive.	Same as the Executive.
Authorizes the adoption of additional rules regarding: (1) criteria and procedures for identifying and recommending service options, (2) types of nursing facility information needed to assist a resident with relocation, and (3) standards to prevent conflicts of interest relative to referrals made by persons providing consultations.	Same as the Executive.	Same as the Executive.
No provision.	Requires the Department or entity administering the program, as part of the program, to assist an individual or individual's representative in accessing all sources of care and services that are appropriate and for which the individual is eligible.	Same as the House.
No provision.	Permits the Department to establish, as part of the program, procedures for periodic or follow-up consultations for nursing facility residents.	Same as the House.
No provision.	Requires the Department or entity administering the program to monitor individuals who are the subject of a consultation and elect to receive certain Medicaid-covered home and community-based services.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Requires the Department to develop and implement procedures necessary to comply with federal law if, under federal law, an individual's eligibility for certain Medicaid-covered home and community-based services is dependent on an evaluation of the individual's needs and capabilities and an individualized plan of care or services.	Same as the House.
No provision.	Requires the Department to prepare an annual report regarding individuals who are the subjects of consultations and elect to receive certain Medicaid-covered home and community-based services.	Same as the House.
Fiscal effect: These provisions could increase the number of long-term care consultations performed and thus increase costs for the Department of Aging. However, if more consultations are performed then it is possible that services may be more efficiently allocated, which could ultimately save costs for the Department. The Department may realize an increase in fine revenue for denying access to the facility or to a resident as needed to perform consultations. Minimal administrative savings could occur for entities conducting the consultations due to the elimination of the requirement to provide a written summary of each consultation performed.	**Fiscal effect: Same as the Executive, but since the consultations for nursing facilities are permissive, the Department will perform them as appropriations allow. Costs could increase for provisions requiring the Department to assist individuals in accessing all appropriate sources of care and services and monitoring individuals who have received a consultation and received certain Medicaid services. Minimal increases in administrative costs could occur as a result of the provision requiring the Department to prepare an annual report regarding individuals who are subjects of consultations and elect to receive certain Medicaid services.**	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
75 AGE - 3 Home First Process for PACE		
R.C. ***173.501, 173.50***	**R.C.** ***173.501, 173.50***	**R.C.** ***173.501, 173.50***
Establishes a home first process for the Program for All-Inclusive Care (PACE) under which an individual who is admitted to a nursing facility while on a waiting list for PACE is to be enrolled in the program in accordance with priorities established in rules if it is determined that PACE is appropriate for the individual and the individual would rather participate in PACE than continue residing in the nursing facility.	Same as the Executive.	Same as the Executive.
Requires the Director of Aging to report annually on the number of individuals enrolled in PACE pursuant to the home first process and the costs incurred and savings achieved as a result of the enrollments.	No provision.	No provision.
Fiscal effect: If individuals are enrolled into PACE and thus diverted from nursing homes, there could be savings to the state since PACE service costs are lower than nursing home service costs. The savings would depend upon the number of individuals diverted.	**Fiscal effect: Same as the Executive, but there could be minimal savings as a result of the elimination of the report requirement.**	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
76 AGE - 10 Ohio's Best Rx Program		
Sections: ***209.50, R.C. 127.16, 173.99, 2921.13, Repealed: R.C. 173.71 - 173.91***	**R.C.** ***209.50, R.C. 127.16, 173.70, 173.99, 2921.13, Repealed: R.C. 173.71 - 173.91***	**R.C.** ***209.50, R.C. 127.16, 173.99, 2921.13, Repealed: R.C. 173.71 - 173.91***
Discontinues the Best Rx Program and requires the Director of Aging to wind up the program's affairs according to the following timeline: (1) program enrollment ceases on the bill's effective date, (2) previously enrolled persons may purchase drugs until November 15, 2009, (3) program accounts are to be reconciled between November 15, 2009, and January 1, 2010, and (4) all statutes governing the program are repealed on January 1, 2010.	Same as the Executive, but repeals statutes governing the Best Rx Program on July 1, 2009, rather than January 1, 2010, and requires the Director of Aging to conclude the Program's operation within a month of the repeal date, while allowing accounts with drug manufacturers and pharmacies to be settled until October 1, 2009.	Same as the Executive.
No provision.	Permits the Director of Aging to contract with any person for the operation of a drug discount program similar to the Best Rx Program and allows the Director to provide the person with information that identifies individuals who participated in the Best Rx Program.	No provision.
Abolishes SSR Fund 5AA0, Ohio's Best Rx Administration, on January 1, 2010 and transfers any cash balance to the GRF. Cancels any existing encumbrances against SSR Fund 5AA0 appropriation item 490673, Ohio's Best Rx Administration.	Same as the Executive, but changes the abolishment of Fund 5AA0 to October 1, 2009 and transfers cash from Fund 5AA0 to the GRF on August 1, 2009, with a subsequent and final transfer occurring on October 1, 2009. Specifies that Fund 5AA0 will remain open after August 1, 2009, to allow for accounts to be settled with drug manufacturers and pharmacies.	Same as the Executive.
77 AGE - 8 Brain Injury Advisory Committee		
R.C. ***3304.231***	**R.C.** ***3304.231***	**R.C.** ***3304.231***
Adds the Director of Aging to the Brain Injury Advisory Committees.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
78 AGE - 36 Consolidated Federal Medicaid Waiver		
	R.C. ***5111.861, 173.40, 173.401, 173.402, 173.403, 5111.89, 5111.891, 5111.894, 5111.971***	**R.C.** ***5111.861, 173.40, 173.401, 173.403, 173.404, 5111.89, 5111.891, 5111.894, 5111.971***
No provision.	Requires the ODJFS Director to seek federal approval to consolidate the Assisted Living Program, Choices Program, and PASSPORT Program into one Medicaid waiver.	Same as the House.
No provision.	Requires those programs to be operated as separate Medicaid waivers until the state receives federal approval for the consolidated Medicaid waiver.	Same as the House, but codifies the provision regarding the Choices Program in a different Revised Code section.
	Fiscal effect: Potential minimal decrease in administrative expenses due to the fact that ODA will not have to renew each waiver separately.	**Fiscal effect: Same as the House.**
79 AGE - 14 Long-Term Care		
Section: ***209.20***	**Section:** ***209.20***	**Section:** ***209.20***
Specifies that the Department of Aging is required to provide long-term care consultations to assist individuals in planning for long-term health care needs. GRF appropriation item 490423, Long Term Care Budget - State, and FED 3C40 appropriation item 490623, Long Term Care Budget, may be used to provide preadmission screening and resident review.	Same as the Executive.	Same as the Executive.
Specifies that GRF appropriation items 490423, Long Term Care Budget State, and FED Fund 3C40 appropriation item 490623, Long Term Care Budget, may be used to provide long-term care consultations regardless of Medicaid eligibility.	Same as the Executive.	Same as the Executive.
Specifies that GRF appropriation item 490423, Long Term Care Budget State, and FED Fund 3C40 appropriation item 490623, Long Term Care Budget, may be used to provide nonwaiver funded PASSPORT services to persons determined to be eligible to participate in the program,	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
including those persons not yet determined to be financially eligible to participate by a county department of job and family services.		
Specifies that the Department is required to administer the PASSPORT, Choices, Assisted Living, and PACE programs as delegated through an interagency agreement with the Department of Job and Family Services. Specifies that GRF appropriation item 490423, Long Term Care Budget State, be used for the state match for federal Medicaid funds supporting the previously mentioned programs. Specifies that FED Fund 3C40 appropriation item 490623, Long Term Care Budget, be used for the federal match for all program costs eligible for Medicaid reimbursement. Allows both appropriation items to be used to support the Department of Aging's administrative costs relating to the programs.	Same as the Executive.	Same as the Executive.
No provision.	Earmarks $200,000 in GRF appropriation item 490423, Long Term Care State Budget - State, in each fiscal year for the Visiting Nurse Association Health Care Partners of Ohio for the Chronic Disease Management Home Health Aide Workforce Training Program.	No provision.

80 AGE - 16 Allocation of PACE Slots

Section: ***209.20***	**Section:** ***209.20***	**Section:** ***209.20***
Allows the Director of Aging, as appropriate and to the extent funding is available, to allocate funds for the Program for All-Inclusive Care (PACE) between the PACE sites in Cleveland and Cincinnati.	Replaces the Executive provision with a provision that specifies that the Director of Aging may expand PACE to regions of Ohio beyond those currently served by the two PACE sites in Cleveland and Cincinnati, but prohibits the Director, when expanding PACE, from reducing the number of PACE slots below 880 for the counties and parts of counties currently participating in PACE.	Same as the House, but prohibits the Director of Aging, when expanding PACE, from decreasing the number of PACE participants in currently participating areas below the number enrolled in PACE on July 1, 2008, rather than prohibiting a reduction below 880 slots.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: None, the provision only allows for funds to be allocated between the two sites.	**Fiscal effect: The expansion of PACE sites will be dependent upon available funds and perhaps federal approval.**	**Fiscal effect: Same as the House.**

81 AGE - 28 Home First Program

Section: ***209.20***	**Section:** ***209.20***	**Section:** ***209.20***
Specifies that on a quarterly basis, on receipt of certified expenditures related to sections 173.401, 173.351, and 5111.894 of the Revised Code, the Director of Budget and Management may do the following:	Same as the Executive.	Same as the Executive.
(1) Transfer cash from SSR Fund 5R20, Nursing Facility Stabilization, used by the Department of Job and Family Services, to SSR Fund 4J40, PASSPORT/Residential State Supplement, used by the Department of Aging;	Same as the Executive.	Same as the Executive.
(2) Authorize additional expenditures from FED Fund 3C40, PASSPORT, when receipts credited exceed appropriated amounts;	Same as the Executive.	Same as the Executive.
(3) Authorize additional expenditures from FED Fund 3G50, Interagency Reimbursement, used by the Department of Job and Family Services, when receipts credited exceed appropriated amounts.	Same as the Executive.	Same as the Executive.
Specifies that individuals placed in the PASSPORT, Assisted Living, Residential State Supplement, and PACE pursuant to this section must be in addition to the individuals placed on these programs during FY 2010 and FY 2011 before any transfers to GRF appropriation item 490423, Long Term Care Budget - State, are made.	Same as the Executive.	Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
82	**AGE - 11** **Residential State Supplement Program Income and Payment Standards**		
	Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
	Specifies the amounts the Department of Aging must use to determine whether an individual is eligible for a payment under the Residential State Supplement Program and the amount each resident is to receive per month.	Same as the Executive.	Same as the Executive.
83	**AGE - 12** **Residential State Supplement Workgroup**		
	Section: ***209.30***		**Section:** ***209.30***
	Creates the Residential State Supplement Workgroup and requires the Workgroup to examine the sole issue of which state agency is the most appropriate to administer the Residential State Supplement Program.	No provision.	Same as the Executive.
	Fiscal effect: None, the members do not receive compensation for duties performed during their time on the Workgroup.		**Fiscal effect: Same as the Executive.**
84	**AGE - 17** **Ohio Community Service Council**		
	Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
	Specifies that GRF appropriation item 490409, AmeriCorps Operations, and FED Fund 3R70 appropriation item 490617, AmeriCorps Programs, must be used in accordance with section 121.40 of the Revised Code.	Same as the Executive.	Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
85	**AGE - 19 Senior Community Services**		
	Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
	Specifies that GRF appropriation item 490411, Senior Community Services, be used for services designated by the Department of Aging and that service priority be given to low-income, frail, and cognitively impaired persons age 60 and over. Provides that cost sharing, including sliding-fee payments, be promoted when possible.	Same as the Executive.	Same as the Executive.
86	**AGE - 20 Transfer of Residential State Supplement Appropriations**		
	Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
	Specifies that GRF appropriation item 490412, Residential State Supplement, and SSR Fund 4J40 appropriation item 490610, PASSPORT/Residential State Supplement, may be used by the Director of Aging to transfer cash, by intrastate transfer voucher, to SSR Fund 4J50, Home and Community Based Services for the Aged, used by the Department of Job and Family Services. Requires the transferred cash to be used for benefit payments to Residential State Supplement recipients.	Same as the Executive, but allows the Department of Aging to also transfer cash for the Residential State Supplement (RSS) Program to the Department of Mental Health through an intrastate transfer voucher for RSS benefit payments.	Same as the House.
87	**AGE - 21 Alzheimer's Respite**		
	Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
	Specifies that GRF appropriation item 490414, Alzheimer's Respite, is to only be used to fund Alzheimer's disease services under section 173.04 of the Revised Code.	Same as the Executive.	Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
88	**AGE - 22 Alzheimer's Respite - Federal Stimulus**		
	Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
	Specifies that GRF appropriation item 490625, Alzheimer's Respite - Federal Stimulus, must only be used to fund Alzheimer's disease services under section 173.04 of the Revised Code.	Same as the Executive.	Same as the Executive.
89	**AGE - 23 Education and Training**		
	Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
	Specifies that GSF Fund 4800 appropriation item 490606, Senior Community Outreach and Education, may be used to provide training to workers in the aging field pursuant to division (G) of section 173.02 of the Revised Code.	Same as the Executive.	Same as the Executive.
90	**AGE - 24 Regional Long-Term Care Ombudsman Program**		
	Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
	Specifies that SSR Fund 4C40 appropriation item 490609, Regional Long-Term Care Ombudsman, must be used to pay the costs of operating the regional long-term care ombudsman programs designated by the Long-Term Care Ombudsman.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
91 AGE - 25 PASSPORT/Residential State Supplement		
Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
Specifies that SSR Fund 4J40 appropriation item 490610, PASSPORT/Residential State Supplement, may be used to fund the Residential State Supplement Program and that the remainder be used for PASSPORT.	Same as the Executive.	Same as the Executive.
92 AGE - 26 Transfer of Appropriations - Federal Independence Services and Federal Aging Grants		
Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
Specifies that at the request of the Director of Aging, the Director of Budget and Management may transfer appropriation between FED Fund 3M40 appropriation item 490612, Federal Independence Services, and FED Fund 3220 appropriation item 490618, Federal Aging Grants. Limits the amounts transferred to not exceeding 30% of the appropriation from which the transfer was made. Requires such transfers be reported at the next scheduled Controlling Board meeting.	Same as the Executive.	Same as the Executive.
93 AGE - 27 Transfer of Resident Protection Funds		
Section: ***209.30***	**Section:** ***209.30***	**Section:** ***209.30***
Specifies that the Director of Budget and Management may transfer $600,000 cash in each fiscal year from SSR Fund 4E30, Resident Protection, used by the Department of Job and Family Services, to SSR Fund 5BA0, Ombudsman Support, used by the Department of Aging.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
94 AGE - 35 JCFS Community Options		
	Section: ***209.30***	
No provision.	Makes the following earmarks in GRF appropriation item 490416, JCFS Community Options:	No provision.
(1) No provision.	(1) $80,000 to the Cleveland Jewish Community Center;	(1) No provision.
(2) No provision.	(2) $70,000 to the Cincinnati Jewish Vocational Services;	(2) No provision.
(3) No provision.	(3) $70,000 to the Wexner Heritage Village; and	(3) No provision.
(4) No provision.	(4) $20,000 to the Columbus Jewish Community Center.	(4) No provision.
95 AGE - 13 Unified Long-Term Care Budget		
Section: ***209.40***	**Sections:** ***209.40, 173.43, 173.431 - 173.434***	**Sections:** ***209.40, 173.43, 173.431 - 173.434***
Creates the Unified Long-Term Care Budget Workgroup and requires the Workgroup to develop a unified long-term care budget.	Same as the Executive.	Same as the Executive, but adds representatives of Medicaid managed care organizations appointed by the Governor to the workgroup and requires the continuum of services that are to be facilitated by the budget to promote a consumer's independence and autonomy.
Requires the Directors of Aging and Budget and Management to annually submit a written report describing the progress towards establishing, or if already established, the effectiveness of the unified long-term care budget.	Same as the Executive, but requires the ODJFS Director to work with the Directors of Aging and Budget and Management on the annual report.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Allows the Director of Budget and Management to seek Controlling Board approval to transfer cash from SSR Fund 5R20, Nursing Facility Stabilization, used by the Department of Job and Family Services, to SSR Fund 4J40, PASSPORT/Residential State Supplement, used by the Department of Aging. Appropriates any cash transferred to SSR Fund 4J40 appropriation item 490610, PASSPORT/Residential State Supplement.	Same as the Executive.	Same as the Executive.
No provision.	Provides, subject to federal approval, that (1) the Department of Aging must enter into an interagency agreement with ODJFS under which the Department is to establish for each biennium a unified long-term care budget for home and community-based services covered by Medicaid programs the Department administers, (2) the Department must ensure that the budget covers and expands access to the home and community-based services, and (3) the Department or its designee must provide care management and authorization services with regard to state plan services the budget covers that are provided to participants of a Medicaid waiver the Department administers.	Same as the House, but requires the Department or Department's designee to ensure that persons providing care management and authorization services are properly certified or licensed by the state.
Fiscal effect: The Department could experience a minimal increase in administrative expenses.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

96 AGE - 18 Long-Term Care Ombudsman

Section: ***290.30***	**Section:** ***290.30***	**Section:** ***290.30***
Specifies that GRF appropriation item 490410, Long-Term Care Ombudsman, must be used to fund ombudsman program activities as authorized in sections 173.14 to 173.27 and 173.99 of the Revised Code.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
97 AGR - 5 Sustainable Agriculture Program Fund		
R.C. ***901.041***	**R.C.** ***901.041***	**R.C.** ***901.041***
Creates in the state treasury the Sustainable Agriculture Program Fund that consists of money credited to it, including federal money. Requires the Director of Agriculture to use the fund to support activities and programs that advance sustainable agriculture.	Same as the Executive.	Same as the Executive.
98 AGR - 8 Increase in Fees in Nursery Stock and Plant Pests Law		
R.C. ***901.22, 923.46, 927.53, 927.54, and 927.69***	**R.C.** ***901.20, 923.46, 927.53, 927.54, and 927.69***	**R.C.** ***901.20, 923.46, 927.53, 927.54, and 927.69***
Eliminates the Commercial Feed, Fertilizer, and Lime Inspection and Laboratory Fund and creates the Plant Pest Program Fund (Fund 5FC0) and the Commercial Feed and Seed Fund (Fund 4C90) in its place. Renames the Pesticide Program Fund the Pesticide, Fertilizer, and Lime Program Fund (Fund 6690).	Same as the Executive.	Same as the Executive.
Increases the following fees under the Nursery Stock and Plant Pests Law: (1) Nursery stock collector or dealer license, from $75 to $125 (2) Woody nursery stock inspection, from $65 to $100 (3) Intensive production for areas for woody nursery stock inspection, per acre, from $4.50 to $11 (4) Nonintensive production for areas for woody nursery stock inspection, per acre, from $3.50 to $7 (5) Nonwoody nursery stock inspection, from $65 to $100 (6) Intensive/nonintensive production areas for nonwoody nursery stock inspection, per acre, from $4.50 to $11 (7) Phyto sanitary certificate for certain collectors or dealers, from $25 to $100	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(8) Compliance agreements, from $20 to $40		
Eliminates the $20 solid wood packing certificate fee.	Same as the Executive.	Same as the Executive.
Fiscal effect: The executive estimates that these fee increases would result in $1.2 million in additional revenue over the biennium.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
99 AGR - 18 Ohio Farm Loan Fund		
	R.C. *901.32*	**R.C. *901.32***
No provision.	Authorizes money in the Ohio Farm Loan Fund (Fund 3360) to be used by the Director of Agriculture for rural rehabilitation purposes benefitting the state rather than for rural rehabilitation purposes under the charter of the former Ohio Rural Rehabilitation Corporation as agreed upon by the Director and the United States Secretary of Agriculture or for use by the Secretary in accordance with rural rehabilitation agreements with the Director as provided in current law.	Same as the House.
	Fiscal effect: Potentially expands the possible uses for Fund 3360 moneys. The related appropriation for this purpose is also increased from $44,679 in each fiscal year to $1,000,000 in each fiscal year.	**Fiscal effect: Same as the House.**
100 AGR - 3 Central Support Indirect Costs Fund		
R.C. *901.91*	**R.C. *901.91***	
Creates the Department of Agriculture Central Support Indirect Costs Fund (Fund 5GH0) and authorizes the Director of Agriculture to assess the operating funds of the Department of Agriculture to pay a share of the Department's central support and administrative costs.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
101 AGR - 17 Food Processing Establishment Registration		
	R.C. ***915.24, 3715.041***	
No provision.	Requires food processing establishments to register annually with the Director of Agriculture and pay a registration fee determined by the Director of Agriculture.	No provision.
No provision.	Requires the Director to inspect an establishment prior to issuing an initial certificate of registration to ensure that the establishment is in compliance with certain provisions of the Food and Drug Law, or the Bakeries, Canneries and Soft Drink Bottling, Cold Storage and Individual Locker, or Marketing Laws, as applicable.	No provision.
No provision.	Prohibits a new food processing establishment from being operated in a home.	No provision.
No provision.	Authorizes the Director or the Director's designee to take certain enforcement actions for violations and adopt rules that are necessary to administer the food processing establishment registration provisions.	No provision.
No provision.	Exempts the following entities from paying the registration fee established in the provision: (1) Home bakeries registered under section 911.02 of the Revised Code (2) Canneries licensed under section 913.02 of the Revised Code (3) Soft drink plants licensed under section 913.23 of the Revised Code (4) Cold-storage warehouses licensed under section 915.02 of the Revised Code	No provision.

Executive	As Passed by the House	As Passed by the Senate
	(5) Persons licensed under section 915.15 of the Revised Code (6) Persons engaged in egg production who maintain 500 or fewer laying hens	
No provision.	Requires all money collected under the bill's food processing establishment registration provisions to be credited to the existing Food Safety Fund (Fund 4P70). **Fiscal effect: All registration fees collected are deposited into the Food Safety Fund (Fund 4P70). Presumably the Director of Agriculture would assess a fee necessary to at least offset whatever costs are attributable to registering food processing establishments and ensuring compliance with necessary laws.**	No provision.
102 AGR - 20 Transfer of Retail Food Establishment Licensing Program		
		R.C. ***915.24, 3701.83, 3717.01-3717.08, 3717.11, 3717.111, 3717.22, 3717.221, 3717.23, 3717.25, 3717.27-3717.33, 3717.48, Sections 211.10 and 515.60***
No provision.	No provision.	Transfers the administration and enforcement of the retail food establishment licensing program from the Department of Agriculture to the Department of Health, and makes necessary statutory changes to accomplish the transfer. **Fiscal effect: The bill requires that the unexpended, unencumbered balance in the Food Safety Fund (Fund 4P70), about $474,000 currently, be transferred to the GRF and also eliminates GRF funding of $875,043 in each fiscal year for this AGR program.**

Executive	As Passed by the House	As Passed by the Senate
103 AGR - 4 License Fees for Poultry and Meat Establishments		
R.C. ***918.08, 918.28***	**R.C.** ***918.08, 918.28***	
Increases the fee to operate a meat or poultry processing establishment from $50 to $100.	Same as the Executive.	No provision.
Fiscal effect: The executive estimates that this fee increase would result in an additional $27,000 revenue in each fiscal year.	**Fiscal effect: Same as the Executive.**	
104 AGR - 7 Livestock Dealers' Fees		
R.C. ***942.02, 943.01, 943.02, 943.031, 943.04 - 943.07, 943.13, 943.14, 953.23, 901.43***	**R.C.** ***942.02, 942.01, 942.06, 942.13, 943.01 - 943.07, 943.13, 943.14, 943.16, 953.21-23, 901.43***	
Increases the following fees under the Livestock Dealers Law: (1) Fee for dealers or brokers that purchased, sold, or exchanged less than 1,000 head of livestock, from $10 to $50 (2) Fee for dealers or brokers that purchased, sold, or exchanged 1,001 to 10,000 head of livestock, from $25 to $125 (3) Fee for dealers or brokers that purchased, sold, or exchanged more than 10,000 head of livestock, from $50 to $250 (4) Weighers fees, from $5 to $10	Same as the Executive.	No provision.
Increases other livestock fees as follows: (1) Annual License fee to feed treated garbage to swine, from $50 to $100 (2) Food rendering plant fees, from $100 per plant to $300 per plant	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Specifies that conveyances must be cleaned and disinfected before they can be used in the feeding of swine and exempts rendered products from the Garbage Fed Swine and Poultry Law.	No provision.
Establishes the following new fees: (1) $50 for a late renewal of license to feed treated garbage to swine (2) $25 license fee for small dealers of livestock (3) $100 late fee for renewal of livestock dealers or brokers license (4) $25 late fee for renewal of small dealers' license (5) $20 fee for employees of small dealers, dealers, or brokers of livestock (6) $25 fee for each vehicle used by an entity to pick up or transporting raw rendering material (currently one singular license for that entity) (7) $10 late fee for renewal of vehicle license to pick up or transport raw rendering material (8) $100 late fee for renewal of license to operate a food rendering plant	Same as the Executive, but also subjects operations on premises licensed under the Meat and Poultry Inspection Law or subject to federal meat inspection that render only raw rendering material that is produced on the premises under the Rendering Plants Law to the fees listed in (6). Excludes holders of nuisance wild animal permits issued by the Division of Wildlife in the Department of Natural Resources and county dog wardens or animal control officers from those licensure requirements and applies the per vehicle fee instead to each conveyance.	No provision.
No provision.	Clarifies that dealers of livestock are not required to maintain financial responsibility or furnish proof of financial responsibility, but does require these records to be maintained by small dealers of livestock and brokers for 60 months rather than 24 months as in current law, and requires all fines imposed and collected under the Livestock Dealers Law to be deposited into the Animal and Consumer Analytical Laboratory Fund (Fund 6520) instead of the GRF.	No provision.
Renames the Animal Health and Food Safety Fund the Animal and Consumer Analytical Laboratory Fund.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Increases several different fees related to livestock dealers ($55,000 in additional revenue over the biennium) and food processing rendering plant fees ($240,000 in additional revenue over the biennium) for the meat inspection program.	**Fiscal effect: Same as the Executive, with a possible increase in fine revenues from records retention requirements.**	
105 AGR - 6 Weights and Measures and Motor Fuel Testing		
R.C. ***1327.46, 1327.50, 1327.501, 1327.51, 1327.511, 1327.52, 1327.54, 1327.57, 1327.58, 1327.60, 1327.62, 1327.70, 1327.71, 1327.99***	**R.C.** ***1327.46, 1327.50, 1327.501, 1327.51, 1327.511, 1327.52, 1327.54, 1327.57, 1327.58, 1327.60, 1327.62, 1327.70, 1327.71, 1327.99***	
Establishes new rulemaking requirements for the motor fuel quality testing program and creates the Fuel Quality Testing Fund (Fund 5FB0) to pay for costs related to the motor fuel quality testing and the weights and measures programs, as well as to pay departmental overhead costs.	Same as the Executive.	No provision.
Requires persons proposing to operate a commercially used weighing and measuring device to obtain an annual permit of operation from the Director of Agriculture, and makes other changes to the Weights and Measures Law.	Same as the Executive.	No provision.
Requires the proceeds of fees for commercially used weighing and measuring device permits to be deposited into the renamed Metrology and Scale Certification and Device Permitting Fund (Fund 5H20), which provides funding for the administration of the weights and measures program.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
106 AGR - 2 Elimination of GRF for Amusement Ride Inspections		
R.C. *1711.58*	**R.C. *1711.58***	**R.C. *1711.58***
Eliminates the requirement that the Governor include in the executive budget proposal a GRF appropriation to supplement funding from the Amusement Ride Inspection Fund (Fund 5780).	Same as the Executive.	Same as the Executive.
Fiscal effect: No direct fiscal effect. The fund has not been supplemented by the GRF since FY 2005.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
107 AGR - 9 Federal Stimulus		
Section: *211.20*	**Section: *211.20***	**Section: *211.10***
Requires the Department of Agriculture to use appropriation item 700654, Agriculture Operating-Federal Stimulus, for government services consistent with federal funds received for fiscal stabilization and recovery purposes.	Same as the Executive.	Same as the Executive.
108 AGR - 10 County Agricultural Societies		
Section: *211.20*	**Section: *211.20***	**Section: *211.10***
Requires that appropriation item 700501, County Agricultural Societies, be used to reimburse county and independent agricultural societies for expenses related to Junior Fair activities.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
109 AGR - 11 Commercial Feed and Seed Fund Transfer		
Section: ***211.30***	**Section:** ***211.30***	**Section:** ***211.10***
Requires the Director of Budget and Management to cancel existing encumbrances against appropriation item 700605, Commercial Feed and Seed, and reestablish them against appropriation item 700635, Pesticide, Fertilizer, and Lime Inspection Program.	Same as the Executive.	Same as the Executive.
Requires the Director of Budget and Management to transfer 32% of the cash balance in the Commercial Feed and Seed Fund (Fund 4C90) as of June 30, 2009, to the Pesticide, Fertilizer, and Lime Inspection Program Fund (Fund 6690).	Same as the Executive.	Same as the Executive.
110 AGR - 12 Pesticide, Fertilizer, and Lime Inspection Fund Transfer		
Section: ***211.30***	**Section:** ***211.30***	**Section:** ***211.10***
Requires the Director of Budget and Management to transfer $600,000 in cash from the Pesticide, Fertilizer, and Lime Inspection Fund (Fund 6690) to the Plant Pest Program Fund (Fund 5FC0).	Same as the Executive.	Same as the Executive.
111 AGR - 13 Clean Ohio Agricultural Easement		
Section: ***211.30***	**Section:** ***211.30***	**Section:** ***211.10***
Requires appropriation item 700632, Clean Ohio Agricultural Easement, to be used to administer the Clean Ohio Agricultural Easement Purchase Program under sections 901.21, 901.22, and 5301.67 to 5301.70 of the Revised Code.	Same as the Executive.	Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
112	**AGR - 15 Toledo Grows**		
		Section: *211.20*	
	No provision.	Earmarks $50,000 in each fiscal year to fund the "Toledo Grows" urban agriculture initiative in GRF appropriation item 700404, Ohio Proud.	No provision.
113	**AGR - 16 Ohio-Israel Agriculture Initiative**		
		Section: *211.20*	
	No provision.	Earmarks $100,000 in each fiscal year to fund the Ohio-Israel Agriculture Initiative from GRF appropriation item 700411, International Trade and Market Development.	No provision.
114	**AGR - 19 Beekeepers Task Force**		
		Section: *709.10*	**Section: *709.10***
	No provision.	(1) Creates the Ohio Beekeepers Task Force consisting of 15 members including legislators, state officials, and various local, university, and trade association representatives, to study and report on the declining population of the honeybee in Ohio and other related issues.	Same as the House.
	No provision.	(2) Requires the Task Force, not more than ten months after the effective date of the bill, to submit a report of its findings to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Ohio State Beekeepers Association.	Same as the House.
		Fiscal effect: Minimal increase for the Department of Agriculture's Division of Plant Industry to provide administrative support to the Task Force.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
115 AIR - 6 Definition of "Air Quality Facility"		
		R.C. *3706.01*
No provision.	No provision.	Expands the definition of "air quality facility" in the Air Quality Development Authority Law to include facilities or projects that will assist Ohio in achieving energy independence through the utilization of the state's resources, thus making those types of facilities and projects eligible for (1) construction and operation by, or (2) funding from, the Air Quality Development Authority. **Fiscal effect: Potential increase in the Authority's administrative expenditures related to additional facilities and projects that would be eligible for construction, operation, and financial assistance from the Authority. Any such costs would be paid out of the Authority's line item 898601, Operating Expenses (Fund 5700 in the Agency Fund Group).**
116 AIR - 1 Energy Strategy Development		
R.C. *3706.04, 3706.35, Section 213.20*	**R.C. *3706.04, 3706.35, Section 213.20***	
Requires the Ohio Air Quality Development Authority to establish the Energy Strategy Development Program for the purpose of developing energy initiatives, projects, and policy for the state. Codifies the Energy Strategy Development Fund (Fund 5EG0) consisting of money credited to it and money obtained for advanced energy projects from federal or private grants, loans, or other sources. Specifies that interest earned on money in Fund 5EG0 be credited to the GRF.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Permits the Director of Budget and Management to make the following cash transfers to Fund 5EG0: (1) $35,000 in each fiscal year from the Office Services Fund (Fund 1170), used by the Department of Administrative Services; (2) $35,000 in each fiscal year from the Central Support Indirect Cost Fund (Fund 5GH0) used by the Department of Agriculture; (3) $35,000 in each fiscal year from the Supportive Services Fund (Fund 1350) used by the Department of Development; (4) $35,000 in each fiscal year from the Central Support Indirect Cost Fund (Fund 2190) used by the Environmental Protection Agency; (5) $35,000 in each fiscal year from the Central Support Indirect Chargeback Fund (Fund 1570) used by the Department of Natural Resources; and (6) $50,000 in each fiscal year from the Highway Operating Fund (Fund 7002) used by the Department of Transportation.	Same as the Executive.	No provision.
Fiscal effect: Potential revenue increase of $225,000 in each fiscal year to GSF Fund 5EG0.	**Fiscal effect: Same as the Executive.**	

117 AIR - 2 Coal Development Office

Section: ***213.10***	**Section:** ***213.10***	**Section:** ***213.10***
Specifies that GRF appropriation item 898402, Coal Development Office, is for the administrative costs of the Coal Development Office.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
118 AIR - 3 Coal Research and Development General Obligation Debt Service		
Section: ***213.10***	**Section:** ***213.10***	**Section:** ***213.10***
Specifies that GRF appropriation item 898901, Coal Research and Development General Obligation Debt Service, is to pay for all debt service and related financing costs at the times they are required to be made during the period from July 1, 2009, to June 30, 2011, for obligations issued under sections 151.01 and 151.07 of the Revised Code.	Same as the Executive.	Same as the Executive.
119 AIR - 4 Reimbursement to Air Quality Development Authority Trust Account		
Section: ***213.30***	**Section:** ***213.30***	**Section:** ***213.30***
Authorizes the Air Quality Development Authority to reimburse its trust account established under section 3706.10 of the Revised Code from all operating funds of the Authority for expenses related to its administration and shared costs of its responsibilities under Chapter 3706 of the Revised Code.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
120 AIR - 5 Advanced Energy Research and Development		
Section: ***523.10***	**Sections:** ***523.10, 610.20***	**Sections:** ***523.10, 610.20***
(1) Provides capital appropriations of $18 million and $38 million to appropriation items C89800, Advanced Energy Research and Development Taxable (Fund 7004), and C89801, Advanced Energy Research and Development (Fund 7005), respectively, for fiscal years 2011-2012. Specifies that these two items be used for advanced energy projects in fiscal years 2011 and 2012. Allows the Director of Budget and Management to authorize additional expenditures from Fund 7004 or Fund 7005 if the Executive Director of the Air Quality Development Authority certifies that a need exists and if the Director of Budget and Management determines that investment earnings of Fund 7004 and Fund 7005 are available for such additional expenditures, and appropriates such authorized additional expenditures. Allows the Director of Budget and Management to transfer cash between the two funds upon request of the Executive Director of the Air Quality Development Authority, and appropriates any amounts transferred.	(1) Same as the Executive, but decreases appropriation items C89800, Advanced Energy Research and Development Taxable (Fund 7004) and C89801, Advanced Energy Research and Development (Fund 7005) by $9 million and $19 million, respectively.	Same as the House, but removes the provision that allows the Director of Budget and Management to authorize additional expenditures from Fund 7004 and removes the Director's authority to transfer cash between Funds 7004 and 7005.
(2) No provision.	(2) Amends Am. Sub. H.B. 554 of the 127th General Assembly to increase appropriation items C89800, Advanced Energy Research and Development Taxable (Fund 7004) and C89801, Advanced Energy Research and Development (Fund 7005) by $9 million and $19 million, respectively, for fiscal years 2009-2010.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
121 ADA - 2 ODADAS Representation on Commission		
R.C. *5101.34*	**R.C. *5101.34***	**R.C. *5101.34***
Adds the Director of Alcohol and Drug Addiction Services, or the Director's designee, to the Ohio Commission on Fatherhood.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
122 ADA - 1 Anabolic Steroid Warning Sign		
R.C. *3793.02*	**R.C. *3793.02***	**R.C. *3793.02***
Replaces ODADAS's duty to print and distribute an anabolic steroid warning sign with a requirement to make the sign available on its website.	Same as the Executive.	Same as the Executive.
Fiscal effect: Decrease in costs associated with printing and distributing the sign.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
123 ADA - 5 Information Systems Maintained by ODADAS		
R.C. *3793.04, 340.033*	**R.C. *3793.04, 340.033***	**R.C. *3793.04, 340.033***
Expressly authorizes ODADAS, in consultation with the Department of Mental Health, to establish and maintain more than one information system to aid in developing a statewide plan and evaluating services.	Same as the Executive.	Same as the Executive.
Modifies the existing prohibition on the collection of identifying information by ODADAS from ADAMHS boards by specifying (1) that the prohibition applies to the collection of information that is personal, (2) that the prohibition does not apply when state or federal law allows the collection (rather than only when the law requires the collection) and (3) that the collection must be for purposes related to payment,	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
health care operations, program and service evaluation, reporting activities, research, system administration, and oversight.		
Fiscal effect: Potential increase in costs for ODADAS to develop and implement additional information systems.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

124 ADA - 3 Administrative Funds Provided to ADAMHS Boards

R.C. ***3793.21***	**R.C.** ***3793.21***	
Requires ODADAS to annually set a limit on the state and federal funds provided by ODADAS that may be used by boards of alcohol, drug addiction, and mental health services (ADAMHS boards) for administrative functions, permits ODADAS to deny funds to an ADAMHS board that exceeds the limit, allows ODADAS to waive the limit on request, and requires each ADAMHS board to submit an annual report to ODADAS on the board's use of funds for administrative functions.	Same as the Executive.	No provision.
Fiscal effect: To the extent that a board currently spends more than the limit ODADAS sets, a board may have to decrease administrative expenditures and the difference would be used for community services.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
125 ADA - 4 Local Indigent Drivers Alcohol Treatment Funds		
R.C. ***4511.191, 2949.094, 4503.235, 4510.14, 4510.45, 4511.19, 4511.193***	**R.C.** ***4511.191, 2949.094, 4503.235, 4510.14, 4510.45, 4511.19, 4511.193***	**R.C.** ***4511.191, 2949.094, 4503.235, 4510.14, 4510.45, 4511.19, 4511.193***
Eliminates the existing county indigent drivers alcohol treatment funds, county juvenile indigent drivers alcohol treatment funds, and municipal indigent drivers alcohol treatment funds that are under control of the courts and replaces them with local indigent drivers alcohol treatment funds created by and under the control of ADAMHS and ADAS boards.	No provision.	No provision.
Requires each alcohol and drug addiction services (ADAS) board and alcohol, drug addiction, and mental health services (ADAMHS) board to submit an annual report for its local indigent drivers alcohol treatment fund to ODADAS and each court that utilized that board's local indigent drivers alcohol treatment fund during the prior fiscal year that includes itemized payments from the fund and itemized payments made from the fund's surplus moneys.	Same as the Executive, but adds to the reporting requirements for each ADAS and ADAMHS board report to include the number of indigent drivers that received treatment services, the number of indigent consumers that received an alcohol monitoring device, and all the payments for treatment programs and expenditures for alcohol monitoring devices, as well as the fiscal year balance of each indigent drivers alcohol treatment fund in the board's area. Removes the requirement that the report be submitted to each court as under current law.	Same as the House.
No provision.	Requires that the $50 immobilization waiver fee that county or municipal courts must impose in certain cases involving a motor vehicle that is subject to immobilization be deposited into the court's indigent drivers alcohol treatment fund instead of the state indigent drivers alcohol treatment fund.	Same as the House.
Fiscal effect: Potential minimal increase in administrative costs for local alcohol and drug addiction and mental health services boards to prepare the required report.	**Fiscal effect: Same as the Executive, plus a potential revenue gain to the court's fund and a loss of revenue to the state fund.**	**Fiscal effect: Same as the House.**

	Executive	As Passed by the House	As Passed by the Senate
126	**ADA - 6**	**Medicaid Rates for Community Behavioral Health Services**	
		Sections: ***215.10, 215.20***	
	No provision.	Requires that $115,919 in FY 2010 and $230,464 in FY 2011 of GRF appropriation item 038401, Treatment Services, be provided to local boards to pay the nonfederal share of the 1/2% increase in the Medicaid reimbursement rate ceilings for Medicaid-covered community behavioral health services. (The provision that increases the provider rate is in the Department of Job and Family Services in Section 309.30.75 of the bill.)	No provision.

Executive	As Passed by the House	As Passed by the Senate
127 ART - 1 Program Subsidies		
Section: ***219.10***	**Section:** ***219.10***	**Section:** ***219.10***
Specifies that a museum is not eligible to receive funds from GRF appropriation item 370502, State Program Subsidies, if $8,000,000 or more in capital appropriations were appropriated by the state for the museum between January 1, 1986, and December 31, 2002.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
128 ATH - 2 Promoter's License Requirements		
R.C. ***3773.35, 3773.43***	**R.C.** ***3773.35, 3773.43***	**R.C.** ***3773.35, 3773.43***
(1) Requires that an applicant for a promoter's license to conduct a public or private competition involving boxing or martial arts submit a surety bond of at least $20,000 rather than at least $5,000, as is currently required.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Eliminates surety bonding for wrestling promoters.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Eliminates the option to provide a cash bond, certified check, or a bank draft instead of a surety bond for a promoter's license.	(3) Same as the Executive.	(3) Same as the Executive.
(4) Eliminates the requirement that an applicant for a promoter's license verify the application under oath.	(4) Same as the Executive.	(4) Same as the Executive.
Fiscal effect: None related to the boxing and mixed martial arts surety bond provision, since it conforms statute to the Commission's current practice, and none related to the elimination of the surety bond for wrestling promoters, which has never been enforced. However, eliminating the wrestling promoter surety bond could lead to more wrestling events, and thus more revenue to the Occupational Licensing and Regulatory Fund (Fund 4K90).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
129 ATH - 1 Promoter's License Information		
R.C. ***3773.36, 3773.43***	**R.C.** ***3773.36, 3773.43***	**R.C.** ***3773.36, 3773.43***
Changes the information that appears on a promoter's license issued by the Ohio Athletic Commission to include the date of expiration instead of the date of issuance, an identification number rather than a serial number, and removes the requirement that the license contain the signature of the commission chairperson.	Same as the Executive.	Same as the Executive.
Conforms the relevant statutes to other changes in the Athletic Commission regulatory law.	Same as the Executive.	Same as the Executive.
130 ATH - 3 Medical Examination Standards		
	R.C. ***3773.45***	**R.C.** ***3773.45***
No provision.	Requires the Ohio Athletic Commission to adopt rules that require examinations of contestants before and after competitions by appropriate medical personnel, in place of statutory standards required by current law.	Same as the House.
131 ATH - 4 Disciplinary Procedures		
	R.C. ***3773.53***	**R.C.** ***3773.53***
No provision.	Authorizes the Ohio Athletic Commission to revoke, suspend, or refuse to renew a license for the violation of associating or consorting with any person who has been convicted of a crime that involves a sport the Commission regulates, rather than any crime, as under current law.	Same as the House, but includes conviction for theft, bribery of a public official, or corruption of a sport, and association with a person having such a conviction, in the list of reasons for which the Ohio Athletic Commission may revoke, suspend, or refuse to renew the person's license to conduct or participate in a public boxing or wrestling match or exhibition.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Authorizes the Commission to impose fines, with the amount to be determined by Commission rule, against licensees for violations, rather than a maximum of $100, as under current law.	Same as the House.
	Fiscal effect: Potential increase in fine revenue to the GRF if the rules adopted by the Commission authorize higher fine amounts. In addition, there may be fewer licenses revoked, suspended, or not renewed by the Commission given the narrower scope of individuals to which such disciplinary measures would apply.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
132 AGO - 16 Minimum Basic Training Requirements for Peace Officers and Eligibility for Appointment		
	R.C. ***109.73, 109.742, 109.744, 109.751, 109.761, 109.77***	**R.C.** ***109.73, 109.742, 109.744, 109.751, 109.761, 109.77***
(1) No provision.	(1) Removes the current requirement that the Ohio Peace Officer Training Commission recommend , that the Attorney General adopt rules requiring, and that peace officer basic training programs include a specific number of training hours for topics related to domestic violence and protection orders (15), crisis intervention (6), and missing children and child abuse and neglect cases, and replaces it with a requirement that there be training on those subjects.	(1) Same as the House.
(2) No provision.	(2) Requires each agency or entity that appoints or employs peace officers to report to the Ohio Peace Officer Training Commission the guilty plea to a felony or a specified misdemeanor of any person who is serving the agency or entity in a peace officer capacity.	(2) Same as the House.
(3) No provision.	(3) Requires certain peace officers who terminate employment and are subsequently hired as peace officers to complete an unspecified amount of training in crisis intervention instead of six hours of such training.	(3) Same as the House.
(4) No provision.	(4) Expands to include "equivalent service as determined by the Executive Director of the Ohio Peace Officer Training Commission" the criteria under which a person who was employed as a county, township, or municipal peace officer on January 1, 1966 may receive an original appointment on a permanent basis as a peace or law enforcement officer without complying with certain training requirements.	(4) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: It is possible that, as a result of eliminating the minimum number of hours of training related to the various topic areas listed above, that the Peace Officer Training Academy Fund (Fund 4210) may experience a loss in revenue. However, according to representatives of the Ohio Peace Office Training Commission, this is not the intention and it is the goal of the Commission is to create efficiencies by expanding the use of on-line course training. As such, local law enforcement agencies may realize a cost savings related to travel, overtime and over-night expenses.	**Fiscal effect: Same as the House.**

133 AGO - 20 License Fees to Carry a Concealed Handgun

		R.C. ***109.731, 311.42, 2923.125, 2923.1213***
(1) No provision.	(1) No provision.	(1) Replaces the existing fee for a license to carry a concealed handgun (CCW) with a fee of $55 plus, for certain residents, the actual cost of having a background check performed by the FBI, and removes the specific amount for renewal of such a license.
(2) No provision.	(2) No provision.	(2) Replaces the existing fee for an emergency CCW license with a fee of $15 plus the actual cost of having a background check performed by the Bureau of Criminal Identification and Investigation (BCII), and possibly the FBI.
(3) No provision.	(3) No provision.	(3) Requires the sheriff to waive the fee for an emergency license to carry a concealed handgun for an applicant who is a retired peace officer, a retired person described in R.C. 109.77(B)(1)(b), and certain retired federal law enforcement officers, unless the person retired as a result of mental disability.
(4) No provision.	4) No provision.	(4) Requires the counties to distribute all fees deposited into the sheriff's concealed handgun issuance expense fund except $40 of each fee paid for a regular license and $15 of

Executive	As Passed by the House	As Passed by the Senate
		each fee paid for a temporary emergency license to the Attorney General to be used to pay the cost of background checks performed by the BCII and the FBI and to cover administrative costs associated with issuing the license. **Fiscal effect: Uncertain.**
134 AGO - 15 Law Enforcement Continuing Professional Training Reimbursements		
	R.C. ***109.802, 109.803***	**R.C.** ***109.802, 109.803***
No provision.	Specifies that a public appointing authority that complies with certain reporting requirements may be reimbursed the costs from the Law Enforcement Assistance Fund for each peace officer or trooper who timely complies with the continuing professional training requirements, whether or not other peace officers or troopers have timely complied. Eliminates the prohibition on the carrying of a firearm or carrying out duties by a peace officer or trooper who has failed to complete required continuing professional training.	Same as the House.
	Fiscal effect: This provision is not expected to increase annual training reimbursement expenditures made from the Law Enforcement Assistance Fund (Fund 5L50). Additionally, state and local law enforcement agencies could also experience a commensurate gain in revenues in the form of training reimbursements for which they might not otherwise have been eligible.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
135 AGO - 11 Domestic Violence Shelters Fund		
R.C. ***2743.191, 3113.37***		
Abolishes the Domestic Violence Shelters Fund (Fund 4170), and states that money currently required to be deposited in that fund be deposited in the Reparations Fund (Fund 4020) and permits Fund 4020 to be used for providing assistance to domestic violence shelters.	No provision.	No provision.
136 AGO - 18 Attorney's Fees Paid from the Reparations Fund		
		R.C. ***2743.51***
No provision.	No provision.	Modifies the amount of attorney's fees, incurred to obtain a restraining order, custody order, or other order to separate a victim from an offender, that are an "allowable expense" under the Crime Victims Reparations Law such that: (1) "allowable expense" includes attorney's fees not exceeding $1,320 ($2,500 under current law), at a rate not exceeding $60 ($150 under current law) per hour, incurred for those services, if the attorney has not received payment under another specified provision of that law for assisting a claimant with a reparations award application (current law) and provided that the attorney or the attorney's law firm may only receive such attorney's fees in an amount that does not exceed a cumulative total of $30,000 in any calendar year (new provision), (2) the $30,000 maximum does not apply to a legal aid society attorney or a legal aid society (new provision), and (3) attorney's fees for the specified services may include an amount for reasonable travel time incurred while performing them, assessed at a rate not exceeding $30 per hour (new provision).

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: Potential savings, annual magnitude uncertain.
137 AGO - 17 Reparations Fund Payments for Electronic Monitoring		
		R.C. ***2903.214***
No provision.	No provision.	(1) Limits the amount that may be paid from the Reparations Fund for the installation and monitoring of electronic monitoring devices ordered for indigent respondents by courts in connection with protection orders requested under R.C. 2903.214 to $300,000 per year, (2) permits the Attorney General to promulgate rules governing payments for such devices in such cases from the Reparations Fund, and (3) changes from mandatory to permissive the current requirement that the cost of installation and monitoring for an indigent respondent in such cases be paid out of the Reparations Fund. **Fiscal effect: This provision will likely result in an annual cost savings for the Reparations Fund (Fund 4020). Under current law, if certain individuals are found to be indigent, costs of installing and monitoring electronic monitoring devices is paid from this state fund. Since this provision of current law is relatively new, it is uncertain how much is currently expended on monitoring costs annually, therefore, the potential cost savings is uncertain as well.**

	Executive	As Passed by the House	As Passed by the Senate
138	**AGO - 21**	**Award of Gasoline Purchase Card for Playing a Skill-Based Amusement Machine**	
			R.C. ***2915.01***
	No provision.	No provision.	Allows a gasoline purchase card with a value not exceeding $10 to be awarded as a prize for playing a skill-based amusement machine even if the machine is not located at a gasoline station or if the card is not redeemable at the location of, or at the time of playing, the machine. **Fiscal effect: None.**
139	**AGO - 19**	**Definition of "Peace Officer" and "Law Enforcement Officer"**	
			R.C. ***2921.51, 3937.41, 4501.271***
	(1) No provision.	(1) No provision.	(1) Expands the definition of "peace officer" that applies to the prohibition against impersonating a peace officer and the statute allowing a peace officer to file a request with the Bureau of Motor Vehicles to prohibit the disclosure of the officer's residence address contained in motor vehicle records of the Bureau.
	(2) No provision.	(2) No provision.	(2) Expands the definition of "law enforcement officer" that applies to the prohibition against an insurer considering the circumstance that an applicant or policyholder has been involved in a motor vehicle accident while in the pursuit of the applicant's or policyholder's official duties as a law enforcement officer, and applies the prohibition to an investigator of the Bureau of Criminal Identification and Investigation in addition to law enforcement officers. **Fiscal effect: Negligible direct effect on the state and any of its political subdivisions.**

Executive	As Passed by the House	As Passed by the Senate
140 AGO - 14 Law-Related Education		
	Section: ***223.10***	
No provision.	Specifies that GRF appropriation item 055405, Law-Related Education, be distributed 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.	No provision.
141 AGO - 1 County Sheriffs' Pay Supplement		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
Requires GRF appropriation item 055411, 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, and permits the Director of Budget and Management, at the request of the Attorney General, to transfer appropriation from GRF appropriation item 055321, Operating Expenses, to GRF appropriation item 055411, County Sheriffs' Pay Supplement.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
142 AGO - 2 County Prosecutors' Pay Supplement		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
Requires GRF appropriation item 055415, 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, and permits the Director of Budget and Management, at the request of the Attorney General, to transfer appropriation from GRF appropriation item 055321, Operating Expenses, to GRF appropriation item 055415, County Prosecutors' Pay Supplement.	Same as the Executive.	Same as the Executive.
143 AGO - 3 Workers' Compensation Section		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
Permits the Workers' Compensation Fund (Fund 1950) to receive quarterly payments from the Bureau of Workers' Compensation and the Ohio Industrial Commission to fund legal services provided by the Attorney General to those two state agencies, requires the advance payments be subject to adjustment, requires the Bureau of Workers' Compensation to transfer quarterly payments for the support of the Attorney General's Workers' Compensation Fraud Unit, and requires the amounts of these quarterly payment be mutually agree upon by the Attorney General, the Bureau of Workers' Compensation, and the Ohio Industrial Commission.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
144 AGO - 4 Corrupt Activity Investigation and Prosecution		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
Requires GSF Fund 6290 appropriation item 055636, 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 6290).	Same as the Executive, but also authorizes automatic appropriation increases if additional amounts are necessary for this purpose.	Same as the House.
145 AGO - 6 Attorney General Pass-Through Funds		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
Requires FED Fund 3E50 appropriation item 055638, Attorney General Pass-Through Funds, be used to receive federal grant funds (generally pertaining to criminal justice activities such as law enforcement or victim 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.	Same as the Executive.
146 AGO - 5 General Holding Account		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
Requires Holding Account Redistribution Fund appropriation item 055631, General Holding Account, be used to distribute moneys under the terms of relevant court orders received from settlements in a variety of cases involving the Office of the Attorney General.	Same as the Executive, but also authorizes automatic appropriation increases if additional amounts are necessary for this purpose.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
147 AGO - 7 Antitrust Settlements		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
Requires Holding Account Redistribution Fund appropriation item 055632, 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.	Same as the Executive, except (1) clarifies the source appropriation item's revenues, and (2) authorizes automatic appropriation increases if additional amounts are necessary for this purpose.	Same as the House.
148 AGO - 8 Consumer Frauds		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
Requires Holding Account Redistribution Fund appropriation item 055630, 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.	Same as the Executive, but also authorizes automatic appropriation increases if additional amounts are necessary for this purpose.	Same as the House.
149 AGO - 9 Organized Crime Commission Account		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
Requires Holding Account Redistribution Fund appropriation item 055601, 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.	Same as the Executive, but also authorizes automatic appropriation increases if additional amounts are necessary for this purpose.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
150 AGO - 10 Fund Abolishments		
Section: ***223.10***	**Section:** ***223.10***	**Section:** ***223.10***
(1) Requires the Director of Budget and Management transfer the cash balance in the Domestic Violence Shelters Fund (Fund 4170) to the Reparations Fund (Fund 4020) and authorizes that funds received for deposit in the state treasury on or after July 1, 2009 that would otherwise have been credited to Fund 4170 be credited to Fund 4020, and abolishes Fund 4170 once the transfer has been completed.	(1) No provision.	(1) No provision.
(2) Requires the Director of Budget and Management transfer the cash balance in the Asbestos Abatement Fund (Fund 6740) to the General Revenue Fund (GRF), and abolishes Fund 6740 once the transfer has been completed.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Abolishes the Bingo License Refunds Fund (Fund R003).	(3) Same as the Executive.	(3) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
151 AUD - 3 General Revenue Fund Transfers for Audit Costs		
		R.C. *117.13, Section 225.20*
No provision.	No provision.	Requires the Auditor of State to certify to the Director of Budget and Management the amounts of unpaid audit costs for state agencies and local public offices if those state agencies or local public offices have ceased operation and have not paid audit costs pursuant to Revised Code section 117.13.
No provision.	No provision.	Requires independent auditors performing audits of local public offices to notify the Auditor of State of these costs, and then requires the Auditor to certify these amounts to the Director of Budget and Management.
No provision.	No provision.	Requires the Auditor to certify to the Director the amounts necessary to conduct an appropriate audit program, if, in the Auditor's judgment, the money appropriated for the cost of biennial audits of state agencies is not sufficient to conduct an appropriate program.
No provision.	No provision.	Requires the Director to transfer the certified amounts from the General Revenue Fund to the Public Audit Expense Fund-Intrastate, the Public Audit Expense Fund-Local Government, or the Public Audit Expense Fund-Independent Auditors created by the bill, and appropriates the transferred amounts.
		Fiscal effect: Increases the funds available to the Auditor of State, if necessary, to conduct its audit programs.

Executive	As Passed by the House	As Passed by the Senate
152 AUD - 1 Fiscal Watch/Emergency Technical Assistance		
Section: ***225.10***	**Section:** ***225.10***	**Section:** ***225.10***
Requires GRF appropriation item 070403, Fiscal Watch/Emergency Technical Assistance, to be used to pay the expenses incurred by the Auditor of State in its role relating to fiscal watch or fiscal emergency activities under Chapters 118. and 3316. of the Revised Code.	Same as the Executive.	Same as the Executive.
Specifies that these qualifying expenses include but are not limited to: (1) duties related to the determination or termination of fiscal watch or fiscal emergency of municipal corporations, counties, townships, or school districts; (2) development of preliminary accounting reports; (3) performance of annual forecasts; (4) provision of performance audits; and (5) supervisory, accounting, or auditing services for the municipal corporations, counties, townships, or school districts.	Same as the Executive.	Same as the Executive.
Reappropriates the unexpended, unencumbered portion of appropriation item 070403, Fiscal Watch/Emergency Technical Assistance, at the end of FY 2010 for the same purpose in FY 2011.	Same as the Executive.	Same as the Executive.
153 AUD - 4 Public Audit Expense - Local Government		
		Section: ***225.10***
No provision.	No provision.	Specifies that AUD appropriation item 070602, Public Audit Expense - Local Government, be used to conduct audits of local governments and authorizes additional appropriations if needed for this purpose.

Executive	As Passed by the House	As Passed by the Senate
154 AUD - 2 Public Audit Expense Transfer		
Section: ***512.80***	**Section:** ***512.80***	**Section:** ***512.80***
Requires the Director of Budget and Management to transfer $400,900 in cash in FY 2010 from the GRF to the Public Audit Expense Intra-State Fund (Fund 1090), to be used to pay for expenses incurred in the Auditor of State's role relating to fiscal caution, fiscal watch, and fiscal emergency activities, as well as for performance audits of school districts in fiscal distress.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
155 BRB - 1 Ed Jeffers Barber Museum Contributions		
	R.C. ***4709.12, Section 227.10***	
(1) No provision.	(1) Requires the Barber Board to ask each person renewing a license to practice as a barber whether the person wishes to make a two-dollar voluntary contribution to the Ed Jeffers Barber Museum.	(1) No provision.
(2) No provision.	(2) Requires the Board to transmit any contributions to the Treasurer of State for deposit into the Occupational Licensing and Regulatory Fund.	(2) No provision.
(3) No provision.	(3) Requires the Director of Budget and Management and the Executive Director of the Barber Board, beginning October 1, 2009, or as soon as possible thereafter, to develop a plan to distribute the amounts collected to the Ed Jeffers Barber Museum.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
156 OBM - 2 Financial Planning and Supervision Commissions		
R.C. ***118.05, Section 701.20***	**R.C.** ***118.05, Section 701.20***	**R.C.** ***118.05, Section 701.20***
Modifies the makeup of a Financial Planning and Supervision Commission from seven to five if a political subdivision in fiscal emergency has a population of less than 1,000. Modifies the qualifications of commission members.	Same as the Executive.	Same as the Executive.
Requires four members of a commission to constitute a quorum and to make affirmative votes to take action if a political subdivision in fiscal emergency has a population of more than 1,000 (rather than five members and affirmative votes, respectively, under current law). Requires three members of a commission to constitute a quorum and to make affirmative votes to take action if a political subdivision in fiscal emergency has a population of less than 1,000.	Same as the Executive.	Same as the Executive, but specifies that the affirmative vote of a majority of the members of a commission is necessary for any action taken by vote.
Fiscal effect: Potential negligible decrease in expenditures from the GRF if there are fewer Financial Planning and Supervision Commission members to reimburse for actual and necessary expenses.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
157 OBM - 12 Pay Reduction Strategies		
R.C. ***124.152, 124.18, 124.19, 124.34, 124.392, 126.05, Section 741.10***	**R.C.** ***124.15, 124.152, 124.18, 124.181, 124.183, 124.27, 124.34, 124.382, 124.385, 124.386, 124.392, 126.05, Section 741.10***	**R.C.** ***124.15, 124.152, 124.18, 124.181, 124.183, 124.27, 124.34, 124.382, 124.385, 124.386, 124.392, 126.05, Section 741.10***
(1) Reduces the compensation of certain full-time and permanent part-time state employees during the FY 2010-FY 2011 biennium by 4%, 4.5%, or 5%. Returns the pay for these employees to the FY 2009 level at the beginning of FY 2012.	(1) No provision.	(1) No provision.

Executive	As Passed by the House	As Passed by the Senate
(2) Authorizes the Governor to declare a fiscal emergency if the Governor ascertains that the available revenue and balances for any fund or across any funds will in all probability be less than appropriations for the year, and to issue such orders as are necessary to the Director of OBM to reduce expenditures, or to the Director of DAS to implement various personnel actions, including but not limited to furloughs.	(2) Same as the Executive, but changes the furloughs programs referenced in the executive budget to mandatory cost savings days.	(2) Same as the House.
(3) Requires the Director of DAS, in consultation with the Director of OBM, to establish mandatory or voluntary furlough programs for any employee paid by warrant of the Director of OBM as necessary to reduce state expenditures in the event of a fiscal emergency declared by the Governor. Specifies that (a) reductions in pay made as the result of a furlough are not modifications or reductions in pay that an employee in the classified civil service can appeal to the State Personnel Board of Review and (b) an employee need not be in active pay status the day preceding a holiday to receive holiday pay, as current law requires, if the employee is furloughed on that day.	(3) Replaces the executive provisions with provisions that (a) require, during each fiscal year of the biennium, that all full-time exempt employees participate in a total of 80 hours of mandatory cost savings through a loss of pay or holiday pay and that all part-time employees not receive holiday pay, (b) require participation in the cost savings program for all employees of the Secretary of State, Auditor of State, Treasurer of State, or Attorney General unless those officials choose to exempt the office's employees and notifies the Director of DAS in writing on or before July 1, 2009, and (c) authorize the Director of DAS, after June 30, 2011, to implement mandatory cost savings days for exempt employees if the Governor declares a fiscal emergency.	(3) Same as the House.
(4) Authorizes the Governor, during the FY 2010-FY 2011 biennium, to impose a moratorium on the receipt of holiday pay on any holiday by employees paid by warrant of the Director of OBM, if the Governor declares a fiscal emergency. Provides that employees required to work on a holiday by their appointing authority be paid at their regular rate of pay. Exempts employees of the judicial and legislative branches and the Secretary of State, Auditor of State, Treasurer of State, and Attorney General from the moratorium on the receipt of holiday pay.	(4) Replaces the executive provisions with provisions that (a) require that part-time employees receive four hours of holiday pay, rather than on a pro-rated basis as required by current law (excepting FY2010 and FY2011, as provided under section 124.392), and (b) change certain conditions governing the payment of holiday pay for state employees that relate to whether the employee worked the day immediately before or after the holiday.	(4) Same as the House.
(5) Directs the Office of Collective Bargaining within DAS to negotiate with the respective state collective bargaining units various payroll reduction strategies through the collective	(5) Same as the Executive.	(5) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
bargaining process prior to July 1, 2009, including, but not limited to, reductions in pay for FY 2010 and FY 2011 and an increase in a state employee's share of dental, vision, and life insurance benefits during those fiscal years, to achieve savings of between $170 million and $200 million for each fiscal year. Authorizes the Director of OBM to transfer cash from non-GRF funds to the GRF to carry out the provisions above.		
(6) No provision.	(6) Imposes moratoria, from December 2009 through December 2011, on the accrual of personal leave by employees paid by warrant of the Director of OBM and on the annual conversion of accrued but unused personal leave. Provides that the moratoria apply to employees of the Secretary of State, Auditor of State, Treasurer of State, or Attorney General unless those officials decide to exempt the office's employees and so notifies the Director of DAS in writing on or before July 1, 2009.	(6) Same as the House, but exempts Supreme Court, General Assembly, and Legislative Service Commission employees from the moratoria on the accrual and conversion of personal leave imposed during FY 2010-FY 2011 unless the appointing authorities of these employees choose to include them in the moratoria by July 1, 2009.
(7) No provision.	(7) Places a general moratorium on annual step advancements for state employees from June 21, 2009, through June 20, 2011, and provides that intermittent employees are not eligible for step advancements.	(7) Same as the House.
(8) No provision.	(8) Eliminates pay supplements and probationary periods for intermittent employees.	(8) Same as the House.
(9) No provision.	(9) Requires that state employees be paid at the employee's regular rate of pay for any hours of compensatory time in excess of maximum amounts specified in existing law if the employee has not used the compensatory time within 365 days after it is granted, rather than within 180 days as provided by current law.	(9) Same as the House.
(10) No provision.	(10) Allows an employee paid by warrant of the Director of Budget and Management to use the employee's available compensatory leave balance to supplement disability leave payments.	(10) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
(11) No provision.	(11) Grants in August 2011 to a state employee paid by warrant of the Director of Budget and Management a one-time pay supplement equivalent to 16 hours if the employee is a part-time employee, or equivalent to 32 hours or half the hours of personal leave hours the employee lost as a result of the moratoria on the annual credit and payment of personal leave in effect from December 2009 until December 2011, whichever is less, if the employee is a full-time employee; does not grant the pay supplement described above to employees of the Secretary of State, Auditor of State, Treasurer of State, or Attorney General unless these employees were subject to these moratoria and the elected officials noted above decide to participate in the pay supplement by July 1, 2009.	(11) Same as the House, but (a) provides that Supreme Court, General Assembly, and Legislative Service Commission employees do not receive a one-time pay supplement if they did not participate in the moratoria on the accrual and conversion of personal leave credit in FY 2010-FY 2011 and (b) changes the date by which appointing authorities having the option to participate in the one-time pay supplement must notify the Director of DAS of the decision to participate to June 1, 2011.
(12) No provision.	(12) Grants in July 2011 to a state employee paid by warrant of the Director of Budget and Management a one-time credit of sick leave equal to 16 hours if the employee is a part-time employee, or 32 hours or one-half of the personal leave hours the employee lost as a result of the moratoria on the crediting and annual payment of personal leave in effect from December 2009 until December 2011, whichever is less, if the employee is a full-time employee; does not grant the sick leave credit described above to employees of the Secretary of State, Auditor of State, Treasurer of State, or Attorney General unless these employees were subject to the moratoria on the accrual and annual payment of personal leave in effect from December 2009 until December 2011 and the elected officials noted above decide to participate in the pay supplement by July 1, 2009.	(12) Same as the House, but (a) provides that Supreme Court, General Assembly, and Legislative Service Commission employees do not receive additional sick leave credit if they did not participate in the moratoria on the accrual and conversion of personal leave credit in FY 2010-FY 2011 and (b) changes the date by which appointing authorities having the option to participate in the additional sick leave crediting must notify the Director of DAS of the decision to participate to June 1, 2011.
(13) No provision.	(13) No provision.	(13) Creates the Cost Savings Fund and allocates to the fund savings accrued through employee participation in the mandatory cost savings program and in mandatory cost savings days. Permits the fund to be used to pay employees who participated in the mandatory cost savings program or in cost savings days. Specifies that any investment earnings

Executive	As Passed by the House	As Passed by the Senate
		of the fund are to be credited to the fund.
Fiscal effect: Decrease in payroll expenditures. In order to achieve the savings described above, the executive budget proposes to reduce exempt employee compensation by up to 5% based on a graduated scale, and by comparable amounts or concessions from employees subject to collective bargaining agreements. According to OBM, employees earning $125,000 or more would be subject to a 6% reduction. Additionally, the executive proposes to lower the amount of the dental, vision, and life insurance premiums paid by the state from 100% to 90%, to use furloughs when appropriate, and to increase the mandatory early retirement incentive trigger. All of these options may be used in varying degrees.	**Fiscal effect: Same as the Executive, but, according to DAS estimates (which include both exempt and non-exempt employees), savings to the state during the FY 2010-FY 2011 biennium are expected to be approximately $143.7 million from the cost savings days, approximately $30 million per year from the freeze on step movement, and approximately $18.1 million per year from the moratoria on personal leave accrual and conversion, for a total of approximately $191.8 million in annual savings. In addition, there would be additional savings due to the elimination of pay supplements for intermittent employees. Increasing the period after which employees must be paid for unused compensatory time will likely reduce payments for state agencies for unused compensatory time, as employees will have a greater period of time in which to use compensatory time.** **Substantial one-time increase in FY 2012 to provide pay supplements to part-time and full-time employees. As of March 2009, there were 55,950 full-time and 1,640 part-time employees working for executive branch agencies, and 2,628 full-time and 120 part-time employees working for the Attorney General, Treasurer, Secretary of State, or Auditor of State. Likely increase in costs during FY 2012 to provide sick leave credit to the specified part-time and full-time employees.**	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
158 OBM - 44 State Agency Spending Controls		
		R.C. ***125.18, 125.181, 126.50, 126.501-126.507***
No provision.	No provision.	Imposes the following state agency spending controls (though elected state officers, the General Assembly or any legislative agency, a court or any judicial agency, or a state institution of higher education are exempted):
(1) No provision.	(1) No provision.	(1) Requires by November 1, 2009, each state agency to submit to the General Assembly and the Director of OBM a spending plan that outlines a 30% overall reduction in spending on supplies and services for FY 2010-FY 2011 that addresses any potential savings, lack of savings, or costs that may be realized by certain enumerated strategies. Requires by February 1 of each odd-numbered year, beginning in 2011, the director of each state agency to submit to the General Assembly and the Director of OBM a spending plan for purchasing supplies and services for the following two fiscal years.
(2) No provision.	(2) No provision.	(2) Requires by December 1, 2009, the Director of OBM to issue guidance to each state agency on which spending plan strategies the agency should implement for FY 2010-FY 2011. Requires by March 1 of each odd-numbered year, beginning in 2011, the Director of OBM to issue guidance to each state agency on which spending plan strategies the agency should implement for the following two fiscal years.
(3) No provision.	(3) No provision.	(3) Requires all state agencies to control nonessential travel expenses and prohibits the Director of OBM from reimbursing any state agency employee for unauthorized travel expenses.
(4) No provision.	(4) No provision.	(4) Requires each state agency to use interoffice mailing provided by DAS for all mail deliveries to other state agencies located within a reasonable distance.

Executive	As Passed by the House	As Passed by the Senate
(5) No provision.	(5) No provision.	(5) Requires by October 1, 2009, each state agency to direct all major printing, copying, mail preparation, and related services through DAS and to eliminate any internal operations providing those services.
(6) No provision.	(6) No provision.	(6) Requires each state agency to comply with any purchasing standardization and strategic sourcing policy directives issued by the Director of DAS.
(7) No provision.	(7) No provision.	(7) Requires each state agency to comply with any control-on-equipment directives issued by the Director of OBM.
(8) No provision.	(8) No provision.	(8) Requires the Director of DAS, in consultation with the Director of OBM, to monitor the implementation of spending plan strategies by state agencies and report to the Governor and General Assembly semiannually regarding the effectiveness of the implemented strategies and any unintended consequences of implemented strategies.
(9) No provision.	(9) No provision.	(9) Requires the State Chief Information Officer (CIO) to establish policies on the purchasing, use, and reimbursement for use of handheld computing and telecommunications devices by state agency employees; the reduction of printing and the use of electronic records by state agencies; and the reduction of energy consumption by state agencies. Requires each state agency to participate in information technology consolidation projects implemented by the CIO.
(10) No provision.	(10) No provision.	(10) Requires, at the direction of and in the format specified by the Director of DAS, each state agency to maintain a list of information technology assets possessed by the agency and associated costs related to those assets.
(11) No provision.	(11) No provision.	(11) Requires the Director of DAS to establish the State Information Technology Investment Board consisting of representatives from various state elective offices and state agencies to identify and recommend to the CIO opportunities for consolidation and cost savings measures related to

Executive	As Passed by the House	As Passed by the Senate
		information technology. **Fiscal effect: Potential significant savings of an uncertain amount for FY 2010-FY 2011. OBM has identified approximately $98.9 million in FY 2009 savings from allotment control, "stop work" orders, administrative charge holidays, travel limits, and encumbrance review in connection with Executive Order 2009-07S, which was issued on April 22, 2009. The above provisions generally mirror those of the executive order.**
159 OBM - 45 Legislative Approval of Certificates of Participation		
		R.C. *126.10*
No provision.	No provision.	Prohibits the state from entering into or obtaining a certificate of participation or any similar debt instrument without the express approval of the General Assembly.
160 OBM - 4 Exempt Employees of the Shared Services Center		
R.C. *126.21*	**R.C. *126.21***	
Authorizes the Director of OBM to appoint and fix the compensation of OBM employees whose primary duties include the consolidation of statewide financing functions and common transactional processes.	Same as the Executive, but requires the Director of OBM to consult with the Director of DAS in appointing and fixing the compensation of such employees.	No provision.
Authorizes the Director of OBM to enter into contracts relating to consolidation of these statewide functions and processes.	No provision.	No provision.
Fiscal effect: These duties relate to the Shared Services Center within OBM, which is budgeted for over 120 employees and payroll costs of $8.3 million in FY 2010 and $10.3 million in FY 2011 in the executive proposal.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
161 OBM - 40 Reporting Related to Certain Custodial Funds		
		R.C. *131.38*
No provision.	No provision.	Directs a state agency with a segregated custodial fund to provide an annual report related to such fund to the Director of OBM by the first day of May of each fiscal year. Specifies that the report must be in a form and contain such information as required by the Director.
No provision.	No provision.	Defines a "segregated custodial fund" as a fund of a state agency established by law that consists of certain assets and which is neither required to be kept in the custody of the Treasurer of State nor is part of the State Treasury.
162 OBM - 13 Audit Costs		
Section: *229.10*	**Section: *229.10***	**Section: *229.10***
Requires that not more than $456,000 in FY 2010 and not more than $467,000 in FY 2011 of GSF Fund 1050 appropriation item 042603, State Accounting and Budgeting, be used for centralized audit costs associated with either Single Audit Schedules or financial statements prepared in conformance with generally accepted accounting principles.	Same as the Executive.	Replaces the executive provision with a provision that requires all costs associated with single audit schedules or financial statements prepared in conformance with generally accepted accounting principles to be paid from GSF Fund 1050 appropriation item 042603, State Accounting and Budgeting. **Fiscal effect: Potential increase in audit costs out of the Accounting and Budgeting Fund (Fund 1050).**

Executive	As Passed by the House	As Passed by the Senate
163 OBM - 14 Shared Services Center		
Section: ***229.10***	**Section:** ***229.10***	
(1) Requires the Director of OBM to use the OAKS Project Implementation Fund (Fund 5N40) and the Accounting and Budgeting Fund (Fund 1050) to implement a Shared Services Center within OBM for the purpose of consolidating statewide finance functions and common transactional processes.	(1) Same as the Executive.	(1) No provision.
(2) Requires the Director of OBM to transfer the unobligated cash balance remaining in Fund 5N40 to the GRF before the end of FY 2011.	(2) Same as the Executive.	(2) No provision.
(3) Requires the Director of OBM to include the recovery of costs to operate the Shared Services Center in the accounting and budgeting payroll rate and through a direct charge using intrastate transfer vouchers to agencies for services rendered. Requires the Director of OBM to determine the cost recovery methodology and cost recovery revenues to be deposited into Fund 1050.	(3) Same as the Executive.	(3) No provision.
(4) Allows the Director of OBM to enter into contracts or agreements necessary to carry out the Director's duties in regard to the Shared Services Center.	(4) No provision.	(4) No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Under the executive proposal, OBM estimates accounting and budgeting payroll check-off rates of 0.116% in FY 2010 and 0.106% of gross pay per employee in FY 2011 will fund the Shared Services Center (SSC), with the total check-off rate each fiscal year being 0.824% of gross pay per employee. The payroll check-off allocated to SSC would generate about $3.6 million in FY 2010 and $3.4 million in FY 2011. The executive also proposes to fund SSC with $2.1 million each fiscal year from the OAKS Project Implementation Fund (Fund 5N40), direct charges to the agencies participating in the program, and other revenue allocations.	**Fiscal effect: Same as the Executive.**	

164 OBM - 16 Internal Control and Audit Oversight

Section: ***229.10***	**Section:** ***229.10***	**Section:** ***229.10***
Requires the Director of OBM to include the recovery of costs to operate the Internal Control and Audit Oversight Program in the accounting and budgeting services payroll rate and through a direct charge using intrastate transfer vouchers to agencies reviewed by the program. Requires the Director of OBM, with advice from the Internal Audit Advisory Council, to determine the cost recovery methodology. Requires such cost recovery revenues to be deposited into the Accounting and Budgeting Fund (Fund 1050).	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The Internal Audit program will be primarily funded by direct charges to the agencies participating in the program, with eight agencies scheduled to participate in FY 2010 and expanding to 21 by FY 2011. The direct charges are based on billable hours and are expected to generate about $3.8 million in FY 2010 and $4.4 million in FY 2011. Accounting and budgeting payroll check-off rates of 0.063% in FY 2010 and 0.058% of gross pay per employee in FY 2011 are the other major revenue source for the Internal Audit program, with the total check-off rate each fiscal year being 0.824% of gross pay per employee. The payroll check-off for Internal Audit functions will generate about $2.0 million in FY 2010 and $1.9 million in FY 2011. The total budget for the Internal Audit program is $6.0 million in FY 2010 and $6.6 million in FY 2011.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
165 OBM - 15 Forgery Recovery		
Section: ***229.10***	**Section:** ***229.10***	**Section:** ***229.10***
Requires AGY Fund 5EH0 appropriation item 042604, Forgery Recovery, to be used to reissue warrants that have been certified as forgeries by the rightful recipient as determined by the Bureau of Criminal Identification and Investigation and the Treasurer of State. Requires the Director of OBM to reissue a state warrant upon receipt of funds to cover the reissuance of the warrant.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
166 OBM - 17 OAKS Support		
Section: ***229.10***		
(1) Requires the Director of OBM to operate and maintain the financial management module of the state's enterprise resource planning system, referred to as the Ohio Administrative Knowledge System (OAKS). Requires the Director of OBM to include in the accounting and budgeting services payroll rate the recovery of estimated costs of the information technology services provided by the Office of Information Technology (OIT) in DAS in support of the financial management module of OAKS, up to $9,610,874 in FY 2010 and up to $9,733,416 in FY 2011.	(1) No provision.	(1) No provision.
(2) Requires such cost recovery revenue to be deposited into the Accounting and Budgeting Fund (Fund 1050) and paid at least quarterly to the OAKS Support Organization Fund (Fund 5EB0) by intrastate transfer vouchers in accordance with the budget and cost allocation plan approved by the Director of OBM for each fiscal year.	(2) No provision.	(2) No provision.
(3) Allows the Director of DAS to offset this proportional allocation with intrastate transfer voucher billings to or cash transfers from other funds used by DAS to support costs paid from Fund 5EB0.	(3) No provision.	(3) No provision.

	Executive	As Passed by the House	As Passed by the Senate
167	**OBM - 18** **Personal Service Expenses**		
	Section: ***503.10***	**Section:** ***503.10***	**Section:** ***503.10***
	Requires any appropriation from which personal service expenses are paid to bear the employer's share of various costs, unless otherwise prohibited by law. Requires that these costs be determined in conformity with the appropriate sections of law and paid in accordance with procedures specified by OBM.	Same as the Executive.	Same as the Executive.
168	**OBM - 38** **Satisfaction of Judgments and Settlements Against the State**		
	Section: ***503.20***	**Section:** ***503.20***	**Section:** ***503.20***
	Permits the use of certain appropriations to satisfy judgments, settlements, and administrative awards ordered or approved by the Court of Claims or by any other court of competent jurisdiction in connection with civil actions against the state.	Same as the Executive.	Same as the Executive.
169	**OBM - 19** **Capital Project Settlements**		
	Section: ***503.30***	**Section:** ***503.30***	**Section:** ***503.30***
	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.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
170 OBM - 20 Re-issuance of Voided Warrants		
Section: ***503.40***	**Section:** ***503.40***	**Section:** ***503.40***
Provides funds for the reissuance of voided warrants under section R.C. 117.47, when approved by OBM.	Same as the Executive.	Same as the Executive.
171 OBM - 21 Reappropriation of Unexpended Encumbered Balances of Operating Appropriations		
Section: ***503.50***	**Section:** ***503.50***	**Section:** ***503.50***
(1) Reappropriates an unexpended balance of an operating appropriation or reappropriation that a state agency encumbered prior to the close of a fiscal year for the following fiscal year for various time periods based on the type of encumbrance, and specifies applicable procedures related to this process.	(1) Same as the Executive.	(1) Same as the Executive, but clarifies that an unexpended balance of an operating appropriation or reappropriation that a state agency lawfully encumbered prior to the close of a fiscal year is reappropriated on July 1 of the following fiscal year. Similarly, clarifies that an unexpended balance of an encumbrance that was reappropriated on July 1 and that remains encumbered at the close of the fiscal biennium is reappropriated on July 1 of the following fiscal biennium.
(2) Requires an agency, no later than November 1 each year, to make a request in writing to the Director of OBM for a specified encumbrance to remain available for more than five months from the end of the fiscal year. Allows the Director of OBM to exempt the encumbrance from cancellation for a specified period deemed appropriate. Reappropriates the exempted encumbrance. Requires the Director of OBM to cancel the encumbrance if the request is not received by November 1, or if the request is not approved.	(2) Same as the Executive.	(2) No provision.
(3) Requires any operating appropriations for which unexpended balances are reappropriated beyond a five-month period from the end of the fiscal year to be reported to the Controlling Board by the Director of OBM by December 31 each year. Requires the report on each such item to	(3) Same as the Executive.	(3) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
include the item, the cost of the item, and the name of the vendor. Requires the report to be updated on a quarterly basis for encumbrances remaining open.		**Fiscal effect: Returns the language regarding the reappropriation of unexpended encumbered balances of operating appropriations to that in effect for FY 2008-FY 2009.**
172 OBM - 22 Appropriations Related to Cash Transfers and Re-Establishment of Encumbrances		
Section: ***503.60***	**Section:** ***503.60***	**Section:** ***503.60***
Specifies that any cash transferred by the Director of OBM under R.C. 126.15 (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.	Same as the Executive.
173 OBM - 23 Transfers to the General Revenue Fund of Interest Earned		
Section: ***512.10***	**Section:** ***512.10***	**Section:** ***512.10***
Authorizes the Director of OBM to transfer to the GRF interest earned in any state 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.	Same as the Executive.	Same as the Executive.
174 OBM - 24 GRF Transfer to the OAKS Project Implementation Fund		
Section: ***512.30***	**Section:** ***512.30***	**Section:** ***512.30***
Requires the Director of OBM to transfer up to $2.1 million each fiscal year from the GRF to the OAKS Project Implementation Fund (Fund 5N40).	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The transfers of cash from the GRF to Fund 5N40 are intended to support the Shared Services Center (SSC) within OBM. The transfers enable OBM to offer the program at a lower cost (via a lower voucher rate) to agencies in the early years of the program to incentivize its use. As more agencies use SSC, the program will benefit from increased economies of scale. As such, the GRF subsidy is planned to end after FY 2011 and direct charges to the agencies will provide most of SCC's funding.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Due to the removal of funding for SSC, funding from the transfers will likely be spent on other OAKS-related projects.**

175 OBM - 5 Transfers from the Budget Stabilization Fund

Section: ***512.40***	**Section:** ***512.40***	**Section:** ***512.40***
Permits the Director of OBM, in either year of the biennium, to transfer cash from the Budget Stabilization Fund to the GRF in order to balance GRF revenues with GRF expenditures. Requires the Director of OBM, within ten days of any transfer, to notify the Governor, the Speaker of the House of Representatives, the President of the Senate, and the Minority Leaders of each house of the date and amount of the transfer and the cash balance remaining in the Budget Stabilization Fund (BSF).	Same as the Executive.	Same as the Executive, but modifies the time period in which the Director of OBM is required to notify the specified officials of transfers of cash from the BSF to the GRF from within 10 days of any transfer to ten days before any transfer.
Fiscal effect: Potential increase in revenue to the GRF. The current cash balance in the BSF is approximately $1.0 billion. The executive proposal plans for the transfer of $948 million from the BSF to the GRF in FY 2011. If the transfers occur as planned, the resources in the BSF would be exhausted (for FY 2009, $63.3 million in the BSF will be used to support the state share of Medicaid costs incurred by the GRF). Additionally, it would decrease investment income due to lower available balance in the BSF.	**Fiscal effect: Same as the Executive, but the BSF may be accessed in both FY 2010 and FY 2011.**	**Fiscal effect: Same as the House but the amount of the BSF available for FY 2010 and FY 2011 is likely to be smaller.**

Executive	As Passed by the House	As Passed by the Senate
176 OBM - 8 Cash Transfers to the General Revenue Fund from Non-GRF Funds		
Section: ***512.60***	**Section:** ***512.60***	**Section:** ***512.60***
(1) Permits the Director of OBM to transfer cash from non-GRF funds that are not constitutionally restricted to the GRF in order to ensure that available GRF receipts and balances are sufficient to support GRF appropriations in each fiscal year.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Requires the Director of OBM, before September 1 of each fiscal year, to issue quarterly reports identifying the non-GRF funds targeted for cash transfers to the GRF and the estimated amount of these cash transfers in each fiscal year.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Requires the Director of OBM, in conjunction with OBM's monthly financial report, to provide an update each quarter, beginning with the quarter ending September 30, 2009, comparing the estimated and actual amounts transferred by fund.	(3) Same as the Executive.	(3) Same as the Executive.
Fiscal effect: Potential increase in GRF revenue. According to the executive proposal, planned transfers of $116.8 million of non-GRF funds will occur in FY 2010 and $151.8 million in such transfers are planned for FY 2011.	**Fiscal effect: Same as the Executive, but assumes an additional $30 million over the biennium in such transfers.**	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
177 OBM - 3 State Agency Administrative Cost Savings and Efficiency		
Section: ***512.90***	**Section:** ***512.90***	
Permits a state agency to enter into one or more interagency agreements with another state agency or agencies for the purpose of achieving administrative cost savings and greater efficiency and authorizes the Director of OBM to take any steps regarding budget or fund changes or program transfers necessary due to the reorganization or consolidation for purposes of cost savings and greater efficiency.	Same as the Executive.	No provision.
Fiscal effect: Potential decrease in administrative expenses for the agencies that enter into such agreements.	**Fiscal effect: Same as the Executive.**	
178 OBM - 25 Authorization for Treasurer of State and OBM to Effectuate Certain Debt Service Payments		
Section: ***518.30***	**Section:** ***518.30***	**Section:** ***518.30***
Directs OBM to process payments from general obligation and lease rental payment appropriation items during the FY 2010-FY 2011 biennium relating to bonds or notes issued under Sections 2i, 2k, 2l, 2m, 2n, 2o, 2p, 2q and 15 of Article VIII, Ohio Constitution, and Chapters 151. and 154. of the Revised Code. Requires payments to be made upon certification by the Treasurer of State, Office of the Sinking Fund, of the dates and the amounts due on those dates.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
179 OBM - 9 Authorization for Ohio Building Authority and OBM to Effectuate Certain Lease Rental Payments		
Section: ***518.40***	**Section:** ***518.40***	**Section:** ***518.40***
Requires OBM, in FY 2010 and FY 2011, to execute lease rental debt service payments in accordance with the lease agreements involving the bonds or notes issued under Section 2i of Article VIII, Ohio Constitution, and Chapter 152. of the Revised Code. Requires the Ohio Building Authority to certify the date and the amount due for each payment to the Director of OBM.	Same as the Executive.	Same as the Executive.
180 OBM - 27 State and Local Rebate Authorization		
Section: ***521.10***	**Section:** ***521.10***	**Section:** ***521.10***
Appropriates, from the funds designated by or pursuant to the applicable proceedings authorizing the issuance of state obligations, 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 exclusion from gross income for federal income tax purposes of interest on those state obligations under section 148(f) of the Internal Revenue Code. Requires OBM to approve and voucher rebate payments.	Same as the Executive.	Same as the Executive.
Fiscal effect: None. Rebate payments, if any, will be paid out of the bond fund in which excess earnings were realized. Federal laws prohibit tax-exempt bond issuers, in this case the state of Ohio, from earning a higher rate of interest from investment of bond proceeds than the interest paid on the bonds.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
181 OBM - 28 Statewide Indirect Cost Recovery		
Section: ***521.20***	**Section:** ***521.20***	**Section:** ***521.20***
Appropriates from available receipts amounts required for statewide indirect costs when the Director of OBM has determined that an appropriation made to a state agency for this purpose is insufficient.	Same as the Executive.	Same as the Executive.
182 OBM - 29 GRF Transfers on Behalf of the Statewide Indirect Cost Allocation Plan		
Section: ***521.30***	**Section:** ***521.30***	**Section:** ***521.30***
(1) Allows a director of an agency to certify to the Director of OBM the amount of expenses not allowed to be included in the Statewide Indirect Cost Allocation Plan under federal regulations. Authorizes the Director of 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 funding source is available to pay for such expenses.	(1) Same as the Executive.	(1) Same as the Executive.
(2) 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.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Prohibits total transfers made from the GRF by the Director of OBM under this provision from exceeding the amounts transferred into the GRF under R.C. 126.12.	(3) Same as the Executive.	(3) Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
183	**OBM - 33** **Fiscal Year 2009 General Revenue Fund Ending Balance**		
	Section: ***521.40***	**Section:** ***521.40***	**Section:** ***521.40***
	Notwithstanding divisions (B) and (C) of section 131.44 of the Revised Code, requires all FY 2009 surplus revenue in excess of the year-end balance required under division (A)(3) of section 131.44 of the Revised Code to remain in the GRF.	Same as the Executive.	Same as the Executive.
	Fiscal effect: Prevents transfers to the Budget Stabilization Fund and the Income Tax Reduction Fund that might otherwise be required by section 131.44 of the Revised Code.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
184	**OBM - 41** **GRF Spending Reductions**		
			Section: ***521.45***
	No provision.	No provision.	Requires the Director of OBM to reduce GRF purchased personal services, supplies and maintenance, and equipment expenditures by a minimum of $100 million each fiscal year while preserving critical services of the state.
185	**OBM - 31** **Federal Government Interest Requirements**		
	Section: ***521.50***	**Section:** ***521.50***	**Section:** ***521.50***
	Authorizes the Director of OBM to designate the funds that are to retain their own interest earnings in order to reduce the payment of adjustments to the federal government.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
186 OBM - 32 Federal Cash Management Improvement Act		
Section: ***521.60***	**Section:** ***521.60***	**Section:** ***521.60***
Allows the Director of OBM to cancel and re-establish all or part of encumbrances in like amounts within the funds identified by the Federal Cash Management Improvement Act as required by R.C. 131.36.	Same as the Executive.	Same as the Executive.
187 OBM - 11 Fiscal Stabilization and Recovery		
Section: ***521.70***	**Section:** ***521.70***	**Section:** ***521.70***
Permits the Director of OBM to issue guidelines to agencies applying for federal money made available to the state for fiscal stabilization and recovery purposes. Requires that such federal funding that is intended for use for specified purposes be deposited into the GRF, and prohibits the use of such funding for providing the state share of Medicaid.	Same as the Executive.	Same as the Executive, but specifies that federal stimulus moneys that are deposited into the General Revenue Fund must be excluded from state debt service calculations, for purposes of the 5% debt limit imposed by Section 17 of Article VIII of the Ohio Constitution.
Permits the Director of OBM to authorize GRF expenditures in excess of the amounts appropriated to provide additional government services if additional federal stimulus funding is available, and appropriates such authorized additional GRF expenditures.	Same as the Executive.	No provision.

	Executive	As Passed by the House	As Passed by the Senate
188	**OBM - 43** **Oversight of Federal Stimulus Funds**		
			Section: ***521.80***
	No provision.	No provision.	Requires the Office of Internal Audit (OIA) within OBM to monitor and measure the effectiveness of federal stimulus funds allocated to the state and to submit a report of its findings covering each of the six-month periods during the FY 2010-FY 2011 fiscal biennium to the President of the Senate, Speaker of the House, the Minority Leaders of each chamber, and the chairs of the House and Senate committees handling finance and appropriations. **Fiscal effect: According to OBM guidance provided to agencies concerning risk management and accountability of the use of federal stimulus funds, OIA is already involved in the review and evaluation of documentation of current management and control processes. OIA will also conduct testing of internal controls to ensure they are operating as designed at selected state agencies. However, there may be additional work involved in measuring the effectiveness of federal stimulus funds and compiling the reports.**
189	**OBM - 42** **List of State Employees Working for One State Agency While Being Paid by Another**		
			Section: ***701.80***
	No provision.	No provision.	Requires the Director of OBM to prepare, beginning October 1, 2009, a quarterly list of all employees paid by warrant of the Director who work primarily for one state agency while being paid from appropriations made to another state agency. Requires the list to be provided to the President of the Senate, the Speaker of the House, and the Minority Leaders of each chamber.

	Executive	As Passed by the House	As Passed by the Senate
190	**OBM - 39**	**Study of Economic Viability of Horse Racing Tracks**	
		Section: ***737.10***	
	No provision.	Requires the Director of OBM to study the economic viability of tracks where permit holders conduct live horse racing and make recommendations regarding ways to ensure their viability to the Governor, Speaker of the House, and President of the Senate no later than 30 days after the bill's effective date. **Fiscal effect: Increase in expenses of an uncertain amount to conduct the study.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
191 CSR - 2 Capitol Square Exemption from OIT Oversight		
		R.C. *105.41*
No provision.	No provision.	Exempts the Capitol Square Review and Advisory Board from the jurisdiction of the Office of Information Technology in the Department of Administrative Services. **Fiscal effect: May reduce costs to the Office of Information Technology.**
192 CSR - 3 Capitol Square as Legislative Agency		
		R.C. *105.41, 803.60*
No provision.	No provision.	Specifies that the Capitol Square Review and Advisory Board is in the legislative branch of government.
No provision.	No provision.	Specifies that CSRAB employees are employees of the General Assembly in the unclassified civil service.
No provision.	No provision.	Specifies that these provisions do not abrogate any current collective bargaining agreement that is in force upon their effective date.
193 CSR - 5 Capitol Square Employee Collective Bargaining Exemption		
		R.C. *4117.01*
No provision.	No provision.	Exempts members and employees of the Capitol Square Review and Advisory Board from the definition of "public employee" for purposes of the Public Employee Collective Bargaining Law.

	Executive	As Passed by the House	As Passed by the Senate
194	**CSR - 1 Warehouse Payments**		
	Section: ***231.10***	**Section:** ***231.10***	**Section:** ***231.10***
	Requires up to $48,000 in each fiscal year from Fund 2080 line item 874601, Underground Parking Garage Operations, to be used to pay bond service charges related to the acquisition and improvement of a warehouse to store Capitol Collection Trust items.	Same as the Executive.	Same as the Executive.
195	**CSR - 4 Payment of Debt Service for Statehouse Restoration**		
			Sections: ***231.10, 385.20***
	No provision.	No provision.	Permits moneys in the Statehouse Underground Parking Garage Fund (Fund 2080) to be used for personnel and operating costs of the Statehouse and underground parking garage.
			Appropriates in the Public School Building Fund (Fund 7021), used by the School Facilities Commission, an amount necessary to pay the outstanding debt issued for the 1996 Statehouse restoration.
			Fiscal effect: Increases the available amount in the Underground Parking Garage Fund (Fund 2080) to pay for Statehouse and parking garage operations.

Executive	As Passed by the House	As Passed by the Senate
196 CHR - 1 Renewal of Chiropractic License		
	R.C. *4734.25*	**R.C. *4734.25***
No provision.	Requires a license to practice chiropractic to be renewed biennially, in place of the current annual renewal system.	Same as the House.
No provision.	Requires the State Chiropractic Board to adopt rules establishing the amount of the rewewal fee and the penalty for failure to renew, in place of the current statutory fee of $250 and penalty of $150.	Same as the House.
	Fiscal effect: Changes the timing of the receipt of revenue and may increase or decrease revenue depending on the fees adopted by the Board.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
197 CIV - 3 Fair Housing And Other Civil Rights Law		
R.C. ***4112.01, 4112.04, 4112.051***	**R.C.** ***4112.01, 4112.04, 4112.05, 4112.051, 4112.052***	
(1) Expands the category of persons who may request that the Civil Rights Commission issue subpoenas from only the respondents to any party to the administrative proceeding (thereby authorizing complainants and aggrieved persons who have become parties to request issuance of subpoenas).	(1) Same as the Executive.	(1) No provision.
(2) Delays the point in time at which the respondents (expanded to all parties under the bill) may request the Commission to issue a subpoena to after the person becomes a party to an administrative hearing.	(2) Same as the Executive.	(2) No provision.
(3) Authorizes the complainant and any aggrieved person to intervene as a matter of right in the civil action, if the complainant or respondent, or any aggrieved person, involved in an administrative proceeding to enforce certain fair housing provisions in the Civil Rights Law elects to have the alleged unlawful discriminatory practices addressed in a civil action instead of the pending administrative proceeding, with respect to the issues to be determined in the civil action.	(3) Same as the Executive.	(3) No provision.
(4) Defines "aggrieved person" for the purposes of who may participate in certain fair housing civil rights proceedings to include persons who have been or may be injured by the discrimination and certain other individuals and organizations who investigate and enforce Fair Housing Law.	(4) Same as the Executive.	(4) No provision.
(5) No provision.	(5) Authorizes additional remedies a court may award in a civil action the Attorney General brings to enforce the Ohio Fair Housing Law, including actual and punitive damages, preventative relief, other relief the court considers appropriate, and penalties in an amount not exceeding $50,000 for a first violation and $100,000 for subsequent	(5) No provision.

Executive	As Passed by the House	As Passed by the Senate
	violations.	
(6) No provision.	(6) Authorizes the Attorney General to commence a civil action when the Civil Rights Commission refers a breach of a conciliation agreement.	(6) No provision.
(7) No provision.	(7) Permits any person to intervene in a civil action the Attorney General brings if the person is an aggrieved person relating to a Fair Housing Law violation or a party to a breached conciliation agreement and establishes relief a court may grant.	(7) No provision.
(8) No provision.	(8) Authorizes any "aggrieved person" to be a party to an administrative hearing held in relation to a violation of the Fair Housing Law and permits the complainant and aggrieved persons to appear at the hearing in person, by attorney, or otherwise to examine and cross-examine witnesses and to present evidence.	(8) No provision.
(9) No provision.	(9) Authorizes respondents in administrative hearings before the Civil Rights Commission to present evidence.	(9) No provision.
Fiscal effect: These provisions are generally intended to bring Ohio's Fair Housing Law into compliance with federal law, reducing the risk posed for the funding that the Commission receives from the federal Department of Housing and Urban Development (HUD). The Commission receives over $2 million per year from HUD.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
198 COM - 27 Federal "Secure and Fair Enforcement for Mortgage Licensing Act of 2008" (S.A.F.E. Act) Implementation		
	R.C. ***109.572, 1321.51, 1321.52, 1321.521, 1321.531 - 1321.536, 1321.54, 1321.55, 1321.551, 1321.552, 1321.59, 1321.591 - 1321.595, 1321.60, 1321.99, 1322.01, 1322.02, 1322.023, 1322.024, 1322.031, 1322.041, 1322.05, 1322.051, 1322.052, 1322.06, 1322.061, 1322.064, 1322.07, 1322.071, 1322.072, 1322.075, 1322.081, 1322.09, et al, Section 701.70***	
No provision.	In order to comply with the federal SAFE Act, the bill does all of the following:	No provision.
(1) No provision.	(1) Requires the licensure of loan originators who are employed by or associated with registered mortgage lenders under the Mortgage Loan Law (R.C. 1321.51 to 1321.60) or registered mortgage brokers under the Mortgage Brokers Law (R.C. 1322.01 to 1322.12). Specifies an application fee and annual renewal fee of $150 and any other fee required by the Nationwide Mortgage Licensing System and Registry (NMLS&R).	(1) No provision.
(2) No provision.	(2) Specifies that loan originators are individuals who for compensation or gain, or in anticipation of compensation or gain, do any of the following: (a) take or offer to take a residential mortgage loan application; (b) assist or offer to assist a buyer in obtaining or applying to obtain a residential mortgage loan by, among other things, advising on loan terms, including rates, fees, and other costs; (c) offer or negotiate terms of a residential mortgage loan; (d) issue or offer to issue a commitment for a residential mortgage loan to a buyer. Exempts clerical or purely administrative staff, real estate brokers, persons acting solely as loan processors	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
	or underwriters, certain licensed attorneys, and others from licensure.	
(3) No provision.	(3) Requires loan originators to furnish certain information to the NMLS&R, including fingerprints for a criminal background check and their personal history and experience, and to obtain a unique identifier from the NMLS&R.	(3) No provision.
(4) No provision.	(4) Establishes standards for license issuance, including: (a) completing at least 20 hours of pre-licensing instruction reviewed and approved by the NMLS&R, (b) obtaining a specified score on a written test developed by the NMLS&R and administered by a NMLS&R-approved test provider, (c) obtaining and maintaining a surety bond in an amount that reflects the dollar amount of loans originated by the loan originator, (d) completing continuing education in a course or program of study reviewed and approved by the NMLS&R, and (e) submitting Mortgage Call Reports of condition to the NMLS&R.	(4) No provision.
(5) No provision.	(5) Specifies that all privilege and confidentiality protections under state or federal law continue to apply to information after it has been provided to the NMLS&R or shared with other state and federal regulatory officials with mortgage industry oversight authority.	(5) No provision.
(6) No provision.	(6) Permits the Superintendent of Financial Institutions to establish relationships or enter into contracts with the NMLS&R to collect and maintain records and process transaction fees related to loan originator licenses.	(6) No provision.
	Fiscal effect: Potential gain in revenue to the Consumer Finance Fund (Fund 5530), dependent on the number of applicants and licensees. Potential increase in administrative costs to conform to the changes made by the bill.	

Executive	As Passed by the House	As Passed by the Senate
199 COM - 28 Registrants under the Mortgage Loan Law		
	R.C. ***109.572, 1321.20, 1321.51 - 1321.53, 1321.533, 1321.535, 1321.536, 1321.54, 1321.55, 1321.551, 1321.57, 1321.59, 1321.591 -1321.595, 1321.60, 1321.99, Section 701.70***	
No provision.	Makes numerous revisions to the laws governing registered mortgage lenders, including with respect to the following:	No provision.
(1) No provision.	(1) Expands the activities requiring registration.	(1) No provision.
(2) No provision.	(2) Requires a civil and criminal records check of each applicant for a certificate of registration or of those persons who have the authority to control the operations of the applicant.	(2) No provision.
(3) No provision.	(3) Requires that the designated operations manager of a registrant be a licensed loan originator.	(3) No provision.
(4) No provision.	(4) Permits registrants to be bonded rather than maintain a specified net worth.	(4) No provision.
(5) No provision.	(5) Specifies additional grounds for suspension or revocation of certificates of registration, and additional fines for violations.	(5) No provision.
(6) No provision.	(6) Provides additional disclosure and other requirements and creates new prohibitions, including the use of unfair, deceptive, or unconscionable means to collect any claim.	(6) No provision.
(7) No provision.	(7) Permits borrowers injured by a violation of or failure to comply with certain provisions of the law to bring an action for the recovery of damages.	(7) No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Potential gain in revenue to the Consumer Finance Fund (Fund 5530) if additional entities would be required to register as mortgage lenders. Potential increase in administrative costs to conform to the changes made by the bill. Potential increase in civil court caseloads if new cases arise from the additional disclosures, requirements, and prohibitions.	
200 COM - 29 Independence of the Superintendent and Division of Financial Institutions		
	R.C. *121.07*	**R.C. *121.07***
No provision.	Eliminates the provision of current law stating that the Superintendent of Financial Institutions and the Division of Financial Institutions are independent of and not subject to the control of the Department or the Director of Commerce when performing any of the examination or regulatory powers vested by Title XI, Chapters 1733. and 1761., and sections 1315.01 to 1315.18 of the Revised Code.	No provision.
No provision.	No provision.	Provides that, in the absence of the Superintendent, a deputy superintendent may perform those functions for a limited period of time if written authorization is given by the Superintendent.
201 COM - 22 Fee for Administering Unclaimed Funds		
	R.C. *169.08*	**R.C. *169.08***
No provision.	Eliminates the requirement that the Director of Commerce retain in the Unclaimed Funds Trust Fund (Fund 5043) 5% of the total amount of unclaimed funds payable to a claimant as a fee for administering the funds.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Loss of several million dollars per year in revenue, depending on claims paid. Based on FY 2008 claims paid of $57.8 million, the 5% administrative fee generated approximately $3.0 million.	**Fiscal effect: Same as the House.**
202 COM - 30 Mortgage Brokers/Loan Officers Law Changes		
	R.C. ***1322.01, 1322.02, 1322.022, 1322.023, 1322.03, 1322.031, 1322.04, 1322.041, 1322.05, 1322.051, 1322.052, 1322.06, 1322.061, 1322.062, 1322.063, 1322.064, 1322.065, 1322.07, 1322.071, 1322.072, 1322.074, 1322.075, 1322.08, 1322.081, 1322.09, 1322.10, 1322.11, 1343.011, 1345.01, 1345.05, 1345.09, 1349.31, 1349.43, Section 701.70***	
(1) No provision.	(1) Eliminates the licensing of loan officers and makes conforming changes relative to the elimination of the loan officer license and the creation of the loan originator license.	(1) No provision.
(2) No provision.	(2) Makes numerous revisions relative to the registration of mortgage brokers, including with respect to the following: (a) exemption of mortgage bankers from the law, application for which carries an annual fee of $350, (b) the penal sum of the required surety bond, (c) continuing education required of a registrant's operations manager, (d) disclosure requirements, and (e) prohibitions.	(2) No provision.
(3) No provision.	(3) Prohibits an individual from acting as a loan originator (who must be employed by or associated with a mortgage broker) without first having obtained a license from the superintendent, the fee for which is $150 annually.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Potential gain in fee revenue to the Consumer Finance Fund (Fund 5530) dependent on the number of applicants and licensees. Potential increase in administrative costs to conform to the changes made by the bill.	
203 COM - 4 Mortgage Broker and Loan Officer License Fees		
R.C. ***1322.03, 1322.031, 1322.04, 1322.041***	**R.C.** ***1322.03, 1322.031, 1322.04, 1322.041***	**R.C.** ***1322.03, 1322.031, 1322.04, 1322.041***
(1) Increases the application and renewal fees for a mortgage broker certificate of registration from $350 to $500.	(1) Same as the Executive, but also requires the application and renewal fees to include any additional fee required by the Nationwide Mortgage Licensing System and Registry (NMLS&R).	(1) Same as the Executive.
(2) Increases the application and renewal fees for a loan officer license from $100 to $150.	(2) Same as the Executive, but changes the reference from a loan officer to a loan originator and also requires the application and renewal fees to include any additional fee required by the NMLS&R.	(2) Same as the Executive.
(3) Increases the threshold at which an applicant must pay for the Superintendent's excess costs of investigation outside Ohio from $350 to $500 for a mortgage broker's certificate and from $100 to $150 for a loan officer license.	(3) Same as the Executive, but changes the reference from loan officer to loan originator.	(3) Same as the Executive.
(4) Removes the provision exempting persons registered under the Mortgage Loan Law (R.C. 1321.51 to 1321.60) from having to pay such fees when applying for or renewing a mortgage broker certificate of registration.	(4) Same as the Executive.	(4) Same as the Executive.
Fiscal effect: Gain in revenue of approximately $488,000 per year to the Consumer Finance Fund (Fund 5530).	**Fiscal effect: Same as the Executive, though the amount of revenue may vary due to the variations in scope between the current loan officer license and the proposed loan originator license.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
204 COM - 8 Video Service Authorization Program Funding		
R.C. ***1332.24, 1332.25***	**R.C.** ***1332.24, 1332.25, Section 713.10***	**R.C.** ***1332.24, 1332.25***
(1) Permits the Director of Commerce to collect an annual assessment on video service providers, except for those classifications of video service providers exempted by rule of the Director based on the scope of the subscriber base or the purpose of the video service.	(1) Same as the Executive, but removes the discretion of the Director of Commerce to exclude video service providers from the assessment.	(1) Same as the House.
(2) Directs the assessment revenue to the Video Service Authorization Fund (Fund 5X60).	(2) Replaces the Executive provision by directing the assessment revenue to the Division of Administration Fund (Fund 1630).	(2) Same as the Executive.
(3) Requires the assessment to (a) be based on actual administrative costs in overseeing the video service authorization program and (b) allocated proportionately among the video service providers using a competitively neutral formula established by rule.	(3) Replaces the Executive provision with provisions that (a) limit the total amount assessed to the lesser of $450,000 per fiscal year or the actual, current fiscal year administrative costs to carry out the video service authorization program, (b) require the assessment to be based on subscriber counts as of December 31st of the preceding calendar year and submitted by January 31st, and (c) specify that subscriber count information submitted by a video service provider is trade secret information that cannot be disclosed except by court order, and thus, is not a public record.	(3) Same as the House, but reduces the annual assessment cap to $350,000 or the actual, current fiscal year administrative costs.
(4) No provision.	(4) Adds to the Director of Commerce's enforcement authority by permitting the Director to enforce payment of the new video service assessment.	(4) Same as the House.
(5) Grants rulemaking authority to the Director of Commerce to carry out the duties under the Video Service Authorization Law.	(5) No provision.	(5) No provision.
(6) Requires the Director of Commerce to send to each video service provider written notice of its proportional amount of the total assessment by July 1 of each year and requires providers to pay that amount within 14 days after the notice is sent.	(6) Same as the Executive, but requires the notice to be sent by June 1 and requires payment 30 days after the notice is sent. However, for FY 2010, requires video service providers to submit subscriber counts for the preceding calendar year by October 9, 2009, requires notice of assessment by	(6) Same as the House, but requires providers, including for FY 2010, to pay the assessment on a quarterly basis no more than 45 days after the end of each calendar quarter.

Executive	As Passed by the House	As Passed by the Senate
	October 16, 2009, and requires payment by October 30, 2009.	
(7) Requires the Director of Commerce, on an annual basis, to reconcile the amount collected with the actual fiscal year administrative costs and either charge each assessed provider its respective proportion of any insufficiency or proportionately credit the provider's next assessment for any excess collected.	(7) Same as the Executive, but requires the Director to reconcile the amount collected with the total, current amount assessed.	(7) No provision.
(8) Prohibits a video service provider from identifying or referring to the assessment on a subscriber bill.	(8) Same as the Executive.	(8) No provision.
Fiscal effect: Gain in revenue to the Video Service Authorization Fund (Fund 5X60), sufficient to fund operating costs. The current authorization application and amendment fees paid by video service providers have generated minimal revenue to Fund 5X60, making the Department rely on the Division of Administration Fund (Fund 1630) to support the video service authorization (VSA) program. For FY 2009, the VSA's program's budget is $336,800, as approved by the Controlling Board.	**Fiscal effect: Same as the Executive, but a gain in revenue to the Division of Administration Fund (Fund 1630) of up to $450,000 per year.**	**Fiscal effect: Same as the Executive, but a gain in revenue to the Video Service Authorization Fund (Fund 5X60) of up to $350,000 per year.**

Executive	As Passed by the House	As Passed by the Senate
205 COM - 2 Securities License and Filing Fees		
R.C. *1707.17*	**R.C. *1707.17***	**R.C. *1707.17***
Increases the following fees: (1) securities dealer license and annual renewal fee from $100 to $200; (2) investment advisor's license and annual renewal fee from $50 to $100; (3) investment advisor's notice filing fee from $50 to $100; (4) securities salesperson license and annual renewal fee from $50 to $60; and (5) investment advisor representative's license and annual renewal fee from $35 to $50.	Same as the Executive.	Same as the Executive, but eliminates the proposed fee increases for an investment advisor representative's license and license renewal described in (5).
Fiscal effect: Gain in revenue of about $4.7 million per year to the Division of Securities Fund (Fund 5500).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive, but a gain in revenue of about $4.3 million to Fund 5500.**
206 COM - 3 Securities Dealer or Investment Adviser License Transfer Fees		
R.C. *1707.18*	**R.C. *1707.18***	
Increases the fee for every salesperson's license that is transferred from $10 to $15, in the case of a transfer of a dealer's license and the licenses of its salespersons to a successor entity.	Same as the Executive.	No provision.
Increases the fee for every investment adviser representative's license that is transferred from $10 to $15, in the case of a transfer of an investment adviser's license and the licenses of its investment adviser representatives to a successor entity.	Same as the Executive.	No provision.
Fiscal effect: Potential gain in revenue to the Division of Securities Fund (Fund 5500).	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
207 COM - 21 Securities Investor Education and Enforcement		
	R.C. *1707.37, Section 241.10*	
(1) No provision.	(1) Creates the Division of Securities Investor Education and Enforcement Expense Fund (Fund 5GK0) to pay the expenses of the Division relating to education or enforcement for the protection of securities investors and the public.	(1) No provision.
(2) No provision.	(2) Specifies that the fund is to consist of all money received in settlement of violations of the Securities Law (Chapter 1707. of the Revised Code) and any cash transfers.	(2) No provision.
(3) No provision.	(3) Provides that if the Director of OBM and the Director of Commerce determine that money in Fund 5GK0 is in excess of $1 million at the end of a fiscal year and that any amount of that excess is not needed to defray the qualifying expenses of the Division of Securities, the Director of OBM may transfer that amount to the GRF.	(3) No provision.
(4) No provision.	(4) Requires the Director of OBM, upon the request of the Director of Commerce, to transfer up to $485,000 in cash in each fiscal year from the Division of Securities Fund (Fund 5500) to Fund 5GK0.	(4) No provision.
	Fiscal effect: Supports the new program with an appropriation of $485,000 each fiscal year.	

Executive	As Passed by the House	As Passed by the Senate
208 COM - 1 State Fire Marshal's Fund Transfers		
R.C. ***3737.71***	**R.C.** ***3737.71***	**R.C.** ***3737.71***
Allows the Director of OBM, at any time and upon determining that the money in the State Fire Marshal's Fund (Fund 5460) exceeds the amount necessary to defray ongoing operating expenses in a fiscal year, to transfer the excess to the GRF.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential gain in revenue to the GRF and corresponding decrease in available cash in Fund 5460.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the House.**
209 COM - 26 Residential Construction Advisory Committee		
	R.C. ***3781.10, 3781.12, 3781.19, 4740.14***	**R.C.** ***3781.01, 3781.10, 3781.12, 3781.19, 4740.14, Section 747.10***
(1) No provision.	(1) Requires the Residential Construction Advisory Committee (RCAC) to provide the Board of Building Standards (BBS) with any rule RCAC recommends to update or amend the state residential building code or to update or amend rules that BBS adopts that relate to the certification of entities that enforce the state residential building code.	(1) Same as the House, but adds that BBS is prohibited from adopting any rules to update or amend the state residential building code or the rules BBS adopts that relate to the certification of entities that enforce the state residential building code unless BBS first receives a recommendation from RCAC.
(2) No provision.	(2) Permits any person to petition RCAC to recommend a rule to BBS regarding the state residential building code or relating to the certification of entities that enforce the state residential building code. After receiving such a petition, requires RCAC to provide BBS with any rule it recommends regarding the state residential building code or relating to the certification of entities that enforce the state residential building code.	(2) Same as the House, but clarifies that persons may not petition BBS concerning any rules regarding the state residential building code or rules the board adopts that relate to the certification of entities that enforce the state residential building code since persons may petition RCAC for this purpose.
(3) No provision.	(3) Requires RCAC to provide BBS with a written report of its findings for each consideration RCAC makes in regards to its recommendations relating to the residential building code,	(3) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	certification of building officials who enforce the state residential building code, and the interpretation of the residential building code.	
(4) No provision.	(4) No provision.	(4) Requires that the residential building code adopted by BBS include sanitation and plumbing standards.
(5) No provision.	(5) No provision.	(5) Permits, instead of requires as provided in current law, RCAC to model the residential building code it recommends on a residential building code a national model code organization issues.
(6) No provision.	(6) No provision.	(6) Removes the authority of the Director of Commerce to appoint all RCAC members and instead, requires the Speaker of the House, the President of the Senate, and the Director of Commerce to appoint certain RCAC members. Requires all the members appointed by the Director of Commerce to be chosen from lists submitted by specified organizations, instead of just certain members as under current law.
(7) No provision.	(7) No provision.	(7) Sets an expiration date for the terms of current RCAC members at 180 days after the effective date of this provision and requires new appointments to be made to RCAC upon the expiration. Requires the terms of the members initially appointed to be staggered in a certain way. Requires all successive terms to last for three years (the period specified in continuing law) after the expiration of the initial appointments.
	Fiscal effect: Minimal, if any.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
210 COM - 5 Boiler Inspection and Related Occupational License Fees		
R.C. ***4104.07, 4104.101,4104.18***	**R.C.** ***4104.07, 4104.101,4104.18***	**R.C.** ***4104.07, 4104.101,4104.18***
(1) Eliminates a current law requirement that a renewal fee of $45 be paid to the Treasurer of State before the renewal of any certificate of operation for a boiler.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Increases the following inspection fees for boilers: (a) Annual inspection fee from $45 to $50; (b) Biennial inspection fee from $90 to $100; (c) Triennial inspection fee from $135 to $150; and (d) Quinquennial inspection fee from $225 to $250.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Increases the examination application fee for a boiler and pressure vessel inspector from $50 to $150.	(3) Same as the Executive.	(3) Same as the Executive.
(4) Increases the application permit fee for making any installation or major repair or modification of a boiler from $50 to $100.	(4) Same as the Executive.	(4) Same as the Executive.
(5) Increases the application fee for applicants for steam engineer, high pressure boiler operator, or low pressure boiler operator licenses from $50 to $75	(5) Same as the Executive.	(5) Same as the Executive.
(6) Increases the fee for each original or renewal steam engineer, high pressure boiler operator, or low pressure boiler operator license from $35 to $50.	(6) Same as the Executive.	(6) Same as the Executive.
Fiscal effect: Gain in revenue of approximately $645,000 per year to the Industrial Compliance Operating Fund (Fund 5560).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
211 COM - 6 Elevator Inspection Fees		
R.C. *4105.17*	**R.C. *4105.17***	**R.C. *4105.17***
(1) Requires a fee to be paid for the inspection or attempted inspection by a general inspector before the operation of an elevator after an adjudication under the Elevator Law.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Increases the fee for elevator inspections or attempted elevator inspections that are not completed due to no fault of the general inspector or the Division of Industrial Compliance (proposed to be renamed the Division of Labor) from $20 to $120.	(2) Same as the Executive.	(2) Same as the Executive, but removes the change in the name of the Division of Industrial Compliance.
(3) Changes the amount of the additional fee the Superintendent of Industrial Compliance (proposed to be renamed the Superintendent of Labor) may assess for the reinspection of an elevator under specified conditions from $125 plus $5 for each floor where the elevator stops to $120 plus $10 for each floor where the elevator stops.	(3) Same as the Executive.	(3) Same as the Executive, but removes the change in the name of the Superintendent of Industrial Compliance.
(4) Increases the fee for issuing or renewing a certificate of operation for an elevator that is inspected every six months from $200 plus $10 for each floor where the elevator stops to $220 plus $12 for each floor where the elevator stops.	(4) Same as the Executive.	(4) Same as the Executive.
Fiscal effect: Gain in revenue of about $729,000 per year to the Industrial Compliance Operating Fund (Fund 5560).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
212 COM - 25 Sunday Liquor Sales		
	R.C. ***4301.333, 4301.334, 4301.351, 4301.354 - 4301.356, 4301.361, 4301.364 - 4301.366, 4303.182, Sections 743.10, 743.11***	
(1) No provision.	(1) Changes local option elections on Sunday sales of intoxicating liquor allowing sales between 1 p.m. and midnight to instead allow sales between 11 a.m. and midnight.	(1) No provision.
(2) No provision.	(2) Authorizes certain Sunday liquor sales to begin at 11 a.m. even if the sales were previously approved by the voters to commence at 1 p.m., but allows voters to hold an election to revert the time of commencement to 1 p.m. under certain conditions.	(2) No provision.
(3) No provision.	(3) Requires the Superintendent of Liquor Control to publish notice in a newspaper of general circulation in each county to inform the electors that they may petition to hold an election to revert the first hour of sales back to 1 p.m.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Potential gain in revenue to the Liquor Control Fund (Fund 7043) if expanded Sunday hours leads to greater sales. One-time increase, potentially in the hundreds of thousands of dollars, from Fund 7043 for required newpaper advertising. Potential costs for municipalities and townships to hold special elections. Minimal increase for counties to provide petitioners with voter or street lists, notify affected permit holders by certified mail, and hear protests filed against a local option election. Potential overall decrease in the number of local option questions on ballots since persons with a license that allows for 1 p.m. Sunday liquor sales may be content to sell at 11 a.m., opting not to file petitions to sell beer or intoxicating liquor at 10 a.m, as may be done under current law.	
213 COM - 35 Serving or Consumption of Alcohol on State Property		
		R.C. *4301.85*
No provision.	No provision.	States that the serving or consumption of beer or intoxicating liquor must not be prohibited in a facility that is owned or leased by the state and that is used by visiting foreign military units for training.

Executive	As Passed by the House	As Passed by the Senate
214 COM - 32 D-5l Permits that May Be Issued in a Municipal Corporation or Township		
		R.C. ***4303.181***
No provision.	No provision.	Authorizes a D-5l liquor permit (retail food establishment or food service operation meeting certain criteria in revitalization districts) to be issued in a municipal corporation or township in which the number of D-5 permits issued equals or exceeds (as opposed to only exceeds, as in current law) the number of those permits that may be issued in that municipal corporation or township under the population quota restrictions established by law. **Fiscal effect: Potential gain in revenue to the Undivided Liquor Permit Fund (Fund 7066) if additional D-5l permits are issued. The fee for such a permit is $2,344. Proceeds in Fund 7066 are distributed to the GRF, the Statewide Treatment and Prevention Fund (Fund 4750), and the local taxing district where the permit was issued. There would also be a gain in revenue to the Liquor Control Fund (Fund 7043) from the $100 liquor permit application fee that accompanies all permanent liquor permits.**

Executive	As Passed by the House	As Passed by the Senate
215 COM - 31 Liquor Permits in Certain Community Entertainment Districts		
		R.C. ***4303.182***
No provision.	No provision.	Expands the permit holders eligible for a D-6 liquor permit (Sunday liquor sales) to specified liquor permit holders (rather than only a D-5j liquor permit holder, which is issued to retail food establishments and food service operations in community entertainment districts) for a permit premises that is located in a specified community entertainment district to allow Sunday sales of liquor between certain hours whether or not that sale has been approved by local option election. **Fiscal effect: Potential gain in revenue to the Undivided Liquor Permit Fund (Fund 7066) if additional D-6 Sunday liquor sales permits are issued. The fee for such a permit is $400 or $500, depending on the type of permit holder receiving the D-6 permit. Proceeds in Fund 7066 are distributed to the GRF, the Statewide Treatment and Prevention Fund (Fund 4750), and the local taxing district where the permit was issued. There would also be a gain in revenue to the Liquor Control Fund (Fund 7043) from the $100 liquor permit application fee that accompanies all permanent liquor permits.**

Executive	As Passed by the House	As Passed by the Senate
216 COM - 18 Changes to the Real Estate Brokers Law		
R.C. ***4735.01, 4735.03, 4735.05, 4735.051, 4735.052, 4735.06, 4735.07, 4735.09, 4735.10, 4735.12, 4735.13, 4735.14, 4735.141, 4735.15 - 4735.18, 4735.182, 4735.19, 4735.21, 4735.211, 4735.22 (repealed), 4735.23 (repealed), 4735.32, 4735.55, 4735.58, 4735.71, 4735.72, 4735.74, 4735.99, 4767.05, 4767.07, 4767.08, Section 815.10***	**R.C.** ***4735.06, 4735.09, 4735.12, 4735.13, 4735.15, 4735.22 (Repealed), 4735.23 (Repealed), 4767.05, 4767.07, 4767.08, Section 815.10***	**R.C.** ***4735.06, 4735.09, 4735.12, 4735.13, 4735.15, 4735.22 (Repealed), 4735.23 (Repealed), 4767.05, 4767.07, 4767.08, Section 815.10***
(1) Increases the application fee for a real estate broker's license from $69 to $100 and the renewal fee from $49 to $75.	(1) Same as the Executive, but reduces the increase in the renewal fee to $60.	(1) Same as the House.
(2) Increases the fee for application for a real estate salesperson's license from $49 to $75 and the associated renewal fee from $39 to $60.	(2) Same as the Executive, but reduces the increase in the application fee to $60 and reduces the increase in the renewal fee to $45.	(2) Same as the House.
(3) Increases the additional renewal fee for brokers that have between 11 and 20 salespersons from $64 to $75 and increases the additional renewal fee for brokers for every ten real estate salespersons or fraction of that number above 20 from $37 to $40.	(3) No provision.	(3) No provision.
(4) Increases the fee for reactivation or transfer of a license by a real estate salesperson from $20 to $25.	(4) Same as the Executive.	(4) Same as the Executive.
(5) Increases the fee for a branch office license from $8 to $15.	(5) Same as the Executive.	(5) Same as the Executive.
(6) Reduces the amount of certain application and renewal fees that must be credited to the Real Estate Education and Research Fund from $4 to $1.	(6) Same as the Executive.	(6) Same as the Executive.
(7) Eliminates the option for a real estate broker or salesperson license application fee to be partially refundable and makes non-refundable the fees for reactivation or	(7) No provision.	(7) No provision.

Executive	As Passed by the House	As Passed by the Senate
transfer of a license.		
(8) Increases the maximum fine for a violation committed by a licensed real estate broker or salesperson from $2,500 to $5,000.	(8) No provision.	(8) No provision.
(9) No provision.	(9) Reduces from $1 million to $500,000 the Real Estate Recovery Fund cash balance threshold at which real estate brokers and salespersons must pay a special assessment of a maximum of $10 per license year for renewal.	(9) Same as the House.
(10) Requires any civil penalties collected for operating as a real estate broker or salesperson without a license to be deposited into the Real Estate Operating Fund (Fund 5490) instead of the Real Estate Recovery Fund (Fund 5480).	(10) No provision.	(10) No provision.
(11) Makes various changes to the complaint process regarding licensed real estate brokers and salespersons and unlicensed persons.	(11) No provision.	(11) No provision.
(12) Requires a licensee to notify the Superintendent of Real Estate in writing, within 15 days, if the licensee has been convicted of certain crimes, violated certain laws, engaged in discriminatory practices regarding housing accommodations, or is required to permanently surrender any professional license, certificate or registration by order of anyone other than the Superintendent.	(12) No provision.	(12) No provision.
(13) Changes the experience requirements to qualify for a real estate broker's license. Changes the nature of the classroom instruction that may be used to fulfill the ten hours of instruction required for real estate brokers and salespersons.	(13) No provision.	(13) No provision.
(14) Changes the provision that allows payment out of the Real Estate Recovery Fund to require the application for payment to be filed in the Court of Common Pleas of Franklin County, instead of any court of common pleas as under current law.	(14) Same as the Executive.	(14) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(15) Makes various other changes to the regulation of real estate brokers, salespersons, and so forth as well as to the administration and enforcement of Chapter 4735. of the Revised Code.	(15) No provision.	(15) No provision.
(16) Repeals current law that (a) prohibits the sale of cemetery lots or cemetery interment rights without a written agreement identifying the lot or location, (b) prohibits persons who sell cemetery lots from promising or guaranteeing (or authorizing or permitting any person to promise or guarantee) future profits from the resale or repurchase of the real estate, and (c) and permitting commissions on the sale of cemetery lots in such reasonable amounts as may be fixed by the board of trustees of the cemetery company or association.	(16) Same as the Executive.	(16) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: (a) Gain in revenue of approximately $563,000 per year to the Real Estate Operating Fund (Fund 5490) from license fee increases; (b) Gain in revenue of approximately $200,000 to $300,000 per year to Fund 5490 and corresponding loss to the Real Estate Education and Research Fund (Fund 5470) from the redirection of fees, based on revenue to Fund 5470 in recent years; (c) Potential gain in revenue to the Real Estate Operating Fund (Fund 5490) from the redirection of certain fines and penalties and corresponding loss in revenue to the Real Estate Recovery Fund (Fund 5480), depending on violations. In recent fiscal years, total fine and penalty revenue has ranged from $65,300 to $257,000; (d) Potential negligible increase in Franklin County Court of Common Pleas caseload from the requirement that all Fund 5480 payment cases be assigned to that jurisdiction; (e) Provides greater flexibility for the Division of Real Estate and Professional Licensing to carry out its duties by removing or lengthening various time limitations in addressing complaints.	**Fiscal effect: Same as the Executive, but reduces the revenue gain to Fund 5490 in (a) by approximately $344,000 per year because of the lowered or eliminated fee increases, eliminates the fiscal effects noted in (c) and (e); potential gain in revenue to the Real Estate Recovery Fund (Fund 5480) if that fund's cash balance is below the lowered assessment threshold on July 1 of each year .**	**Fiscal effect: Same as the House.**

217 COM - 7 Real Estate Appraiser Licensing Law Changes

R.C. ***4763.01, 4763.03 - 4763.05, 4763.07,4763.09, 4763.11, 4763.13, 4763.14, 4763.17, Section 815.10***	**R.C.** ***4763.01, 4763.03 - 4763.05, 4763.07,4763.09, 4763.11, 4763.13, 4763.14, 4763.17, Section 815.10***	**R.C.** ***4763.01, 4763.03 - 4763.07,4763.09, 4763.11, 4763.13, 4763.14, 4763.17, Section 815.10***
(1) Expands the definition of "appraisal report" to include appraisal review and appraisal consulting service and defines those terms.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Changes the procedure for service of subpoenas to compel witnesses by allowing subpoenas to be made by certified mail, return receipt requested, rather than only by sheriffs and constables.	(2) Same as the Executive.	(2) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(3) Establishes that, instead of having to meet the continuing education requirements for appraisers, a state-registered real estate appraiser assistant must meet those continuing education requirements only after two years in that position.	(3) Same as the Executive.	(3) Same as the Executive.
(4) Increases the maximum initial license and annual renewal fee for a certified or registered real estate appraiser from $125 to $175; increases the maximum fee for appraiser assistants from $50 to $100.	(4) Same as the Executive.	(4) Same as the Executive.
(5) Changes the time periods for the Division of Real Estate and Professional Licensing to act on a complaint.	(5) Same as the Executive.	(5) Same as the Executive.
(6) Changes the procedures the Superintendent of Real Estate and Professional Licensing must follow in handling and investigating a complaint, including eliminating the requirement of a mandatory meeting but enabling a mediation meeting. Suggests the Real Estate Appraiser Board impose a fine of up to $2,500 per violation, as a discretionary action.	(6) Same as the Executive.	(6) Same as the Executive.
(7) No provision.	(7) No provision.	(7) Extends from three months to twelve months the grace period for renewal of an expired real estate appraiser certificate, license, or registration before the holder of that certificate, license, or registration is required to reapply and retake the examination.
(8) No provision.	(8) No provision.	(8) Prohibits an individual from engaging in the practice of real estate appraisal during the grace period for renewal of an expired certificate, license, or registration until all renewal fees and the late filing fee have been paid.
(9) No provision.	(9) No provision.	(9) Grandfathers in any individuals whose real estate appraiser certificate, license, or registration expired between October 1, 2008 and the effective date of this provision so that the extended grace period will apply to those individuals.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: No difference in the total fee amounts paid by an applicant, as the portion paid that is deposited into the Real Estate Appraiser Recovery Fund (Fund 4B20) will be decreased accordingly for each fee using authority granted in rule. Therefore, there would be a gain in revenue to the Real Estate Appraiser Operating Fund (Fund 6A40) due to the increased portion of an applicant's fee being deposited there and a corresponding decrease in revenue to Fund 4B20. Potential decrease in administrative costs.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive regarding the fee changes and administrative costs, but the extension of the renewal grace period would lower the additional revenue that would otherwise be gained by Fund 6A40 because there may be more circumstances in which a lower amount of fees would be collected. This is because the total of the retake application fee and the certification, license, or registration fee for someone being reinstated outside of the current grace period of three months would be more than the total of the appraiser renewal fee and late filing fee for someone that would now qualify for renewal under the extended grace period.**

218 COM - 17 Merger of Division of Labor and Worker Safety with Division of Industrial Compliance

Sections: ***121.04, 121.08, 121.083, 121.084, 124.11, 3301.55, 3703.01, 3703.03 to 3703.08, 3703.10, 3703.21, 3703.99, 3713.01 to 3713.10, 3721.071, 3722.02, 3722.04, 3722.041, 3743.04, 3743.25, 3781.03, 3781.102, 3781.11, 3783.05, 3791.02, 3791.04, 3791.05, 3791.07, 4104.01, 4104.02, 4104.06 to 4104.101, 4104.12, 4104.15 to 4104.19, 4104.21, 4104.33, 4104.42 to 4104.44, 4104.48, 4105.01, et al. Section 241.20***	**Sections:** ***121.04, 121.08, 121.083, 121.084, 124.11, 3301.55, 3703.01, 3703.03 to 3703.08, 3703.10, 3703.21, 3703.99, 3713.01 to 3713.10, 3721.071, 3722.02, 3722.04, 3722.041, 3743.04, 3743.25, 3781.03, 3781.102, 3781.11, 3783.05, 3791.02, 3791.04, 3791.05, 3791.07, 4104.01, 4104.02, 4104.06 to 4104.101, 4104.12, 4104.15 to 4104.19, 4104.21, 4104.33, 4104.42 to 4104.44, 4104.48, 4105.01, et al. Section 241.20***	
(1) Combines the Division of Labor and Worker Safety and the Division of Industrial Compliance in the Department of Commerce into the Division of Labor in the Department of Commerce, which will be led by the Superintendent of Labor.	(1) Same as the Executive.	(1) No provision.
(2) Transfers the duties of the Superintendent of Labor and Worker Safety, the Division of Labor and Worker Safety, the Superintendent of Industrial Compliance, and the Division of	(2) Same as the Executive.	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
Industrial Compliance to the Superintendent of Labor and the Division of Labor.		
(3) Renames the Industrial Compliance Operating Fund the Labor Operating Fund.	(3) Same as the Executive.	(3) No provision.
Fiscal effect: Potential minimal increase in administrative costs in the short term to effectuate the merger, but potential long-term decreases in administrative costs to the extent that operations are streamlined.	**Fiscal effect: Same as the Executive.**	
219 COM - 9 Small Government Fire Departments		
Section: ***241.10***	**Section:** ***241.10***	**Section:** ***241.10***
Permits, notwithstanding R.C. 3737.17, GSF Fund 5F10 appropriation item 800635, Small Government Fire Departments, to be used to provide loans to private fire departments.	Same as the Executive.	Same as the Executive.
220 COM - 10 Unclaimed Funds Payments		
Section: ***241.10***	**Section:** ***241.10***	**Section:** ***241.10***
Requires GSF Fund 5430 appropriation item 800625, Unclaimed Funds-Claims, to be used to pay claims under R.C. 169.08 and appropriates additional amounts for this purpose if necessary, ensuring that unclaimed funds owners receive the funds due them.	Same as the Executive.	Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
221	**COM - 11** **Unclaimed Funds Transfers**		
	Section: ***241.10***	**Section:** ***241.10***	**Section:** ***241.10***
	Requires the Director of Commerce to transfer up to $200 million of unclaimed funds to the GRF prior to June 30, 2010 and another $85 million of unclaimed funds to the GRF prior to June 30, 2011.	Same as the Executive, but increases the amount of unclaimed funds that may be transferred to $250 million in FY 2010 and to $135 million in FY 2011.	Same as the House.
222	**COM - 34** **Transfers from Financial Institutions Funds Prohibited**		
			Section: ***241.10***
	No provision.	No provision.	Prohibits the Director of OBM and the Controlling Board from transferring moneys in the Financial Institutions Fund (Fund 4X20), the Banks Fund (Fund 5440), the Savings Institutions Fund (Fund 5450), or the Credit Unions Fund (Fund 5520) to any other fund.
			Requires interest earned on moneys in each of the above funds to be credited to each of the respective funds.

Executive	As Passed by the House	As Passed by the Senate
223 COM - 12 Fire Department Grants		
Section: ***241.10***	**Section:** ***241.10***	**Section:** ***241.10***
Earmarks from SSR Fund 5460 appropriation item 800639, Fire Department Grants, (1) 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, and (2) up to $887,140 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.	Replaces the executive provisions with provisions that (a) earmark up to $1,647,140 for grants to volunteer fire departments, fire departments that serve one or more small municipalities or small townships, joint fire districts comprised of fire departments that primarily serve small municipalities or small townships, local units of government responsible for such fire departments, and local units of government responsible for the provision of fire protection services for small municipalities or small townships; (b) require the grants to be used to purchase firefighting or rescue equipment or gear or similar items, to provide full or partial reimbursement for the documented costs of firefighter training, or, at the discretion of the State Fire Marshal, to cover fire department costs for providing fire protection services in the grant recipient's jurisdiction; (c) limit grant awards for firefighting or rescue equipment or gear or fire department costs of providing fire protection services to $15,000 per fiscal year, or up to $25,000 per fiscal year if an eligible entity serves a jurisdiction in which the Governor declared a natural disaster during the preceding or current fiscal year in which the grant was awarded, and to $15,000 per fiscal year for full or partial reimbursement of the documented costs of firefighter training, which could be in addition to any grant funds awarded for equipment or fire protection services, (d) require the State Fire Marshal to determine the total amounts to be allocated for each eligible purpose, (e) require the State Fire Marshal to administer the grant program in accordance with rules adopted as part of the state fire code, which may further define eligible entities and establish criteria for the awarding and expenditure of grant funds, and (f) permit any such appropriations in excess	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	of the amount allocated for the grants to be used to administer the grant program.	
224 COM - 24 Cash Transfers to the Real Estate Operating Fund		
	Section: ***241.10***	**Section:** ***241.10***
No provision.	Requires the Director of OBM, upon the request of the Director of Commerce, to transfer to the Real Estate Operating Fund (Fund 5490), (a) $1.3 million over the FY 2010-FY 2011 biennium from the Real Estate Education and Research Fund (Fund 5470) and (b) $600,000 over the FY 2010-FY 2011 biennium from the Real Estate Recovery Fund (Fund 5480).	Same as the House.
225 COM - 23 Division of Securities Technology Upgrades		
	Section: ***241.10***	**Section:** ***241.10***
(1) No provision.	(1) Permits such sums as are necessary over the biennium to be spent from SSR Fund 5500 appropriation item 800617, Securities, to support the development and implementation of information technology solutions designed to better protect the interests of investors, the public, and the securities industry.	(1) Same as the House.
(2) No provision.	(2) Requires that these improvements enhance the ability to monitor complaints and actions against persons under Chapter 1707. of the Revised Code or defined as fraudulent in that chapter or any other deceptive scheme or practice in connection with the sale of securities.	(2) Same as the House.
(3) No provision.	(3) Permits the Director of Commerce to seek assistance from DAS in developing and implementing these information technology improvements.	(3) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
226 COM - 13 Increased Appropriation - Merchandising		
Section: ***241.10***	**Section:** ***241.10***	**Section:** ***241.10***
Specifies that the Division of Liquor Control must use LCF Fund 7043 appropriation item 800601, Merchandising, for operating expenses to pay for liquor products. Provides for additional appropriations that may be necessary.	Same as the Executive.	Same as the Executive.
227 COM - 14 Development Assistance Debt Service		
Section: ***241.10***	**Section:** ***241.10***	**Section:** ***241.10***
Establishes that LCF Fund 7043 appropriation item 800633, Development Assistance Debt Service, 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.	Same as the Executive.	Same as the Executive.
228 COM - 15 Revitalization Debt Service		
Section: ***241.10***	**Section:** ***241.10***	**Section:** ***241.10***
Requires that LCF Fund 7043 appropriation item 800636, Revitalization Debt Service, be used to pay debt service on bonds issued for the urban revitalization component of the Clean Ohio bond program and appropriates additional amounts if necessary.	Same the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
229 COM - 16 Administrative Assessments		
Section: ***241.10***	**Section:** ***241.10***	**Section:** ***241.10***
Specifies that the Division of Administration Fund (Fund 1630) is entitled to receive assessments from all operating funds of the Department, subject to OBM approval, in order to pay for centralized services such as communications, fiscal administration, human resources, legal, legislative affairs, quality control, training, employee development, and support services.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
230 CEB - 1 Disaster Services Fund Transfers to the Emergency Purposes/Contingency Appropriation Line Item		
Section: ***245.10***	**Section:** ***245.10***	**Section:** ***245.10***
Permits the Controlling Board, at the request of any state agency or the Director of Budget and Management, to transfer all or part of the appropriation in GRF appropriation item 911401, Emergency Purposes/Contingencies, for the purpose of providing disaster and emergency situation aid to state agencies and political subdivisions in the event of disasters and emergency situations or for the other purposes noted in Section 245.10 of the bill.	Same as the Executive.	Same as the Executive.
231 CEB - 4 Federal Shares		
Section: ***245.10***	**Section:** ***245.10***	**Section:** ***245.10***
Requires 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.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
232 CEB - 5 Disaster Assistance		
Section: ***245.10***	**Section:** ***245.10***	**Section:** ***245.10***
Permits the Department of Public Safety to request, and the Controlling Board to approve, transfers from GRF appropriation item 911401, Emergency Purposes/Contingencies, to line items used by the Department 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.	Same as the Executive.
233 CEB - 6 Disaster Services		
Section: ***245.10***	**Section:** ***245.10***	**Section:** ***245.10***
(1) Permits the Department of Public Safety to request, and the Controlling Board to approve, transfers from the Disaster Services Fund (Fund 5E20) to a fund and appropriation item used by the Department to provide for assistance to political subdivisions made necessary by natural disasters or emergencies.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Allows such transfers to be requested and approved prior to the occurrence of any specific natural disasters or emergencies in order to facilitate the provision of timely assistance.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Requires the Emergency Management Agency (EMA) to use the funding for the State Disaster Relief Program for disasters declared by the Governor, and the State Individual Assistance Program for disasters declared by the Governor and the federal Small Business Administration, and requires	(3) Same as the Executive.	(3) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
the EMA to publish and make available application packets for those two programs.		
(4) Requires the Controlling Board to use Fund 5E20 to transfer cash and appropriations to any fund and appropriation item for the payment of state agency disaster relief for disasters declared by the Governor, if the Director of Budget and Management determines that sufficient funds exist.	(4) Same as the Executive.	(4) Same as the Executive.

234 CEB - 7 Southern Ohio Correctional Facility Cost

Section: ***245.10***	**Section:** ***245.10***	**Section:** ***245.10***
Permits the Division of Criminal Justice Services and the Public Defender Commission to request, upon approval of the Director of Budget and Management, additional funds from the GRF appropriation item 911401, Emergency Purposes/Contingencies, for costs related to the disturbance that occurred on April 11, 1993, at the Southern Ohio Correctional Facility.	Same as the Executive.	Same as the Executive.

235 CEB - 2 Mandate Assistance

Section: ***245.10***	**Section:** ***245.10***	**Section:** ***245.10***
(1) Requires that the amounts appropriated to GRF appropriation item 911404, Mandate Assistance, be used to provide financial assistance to local units of government and school districts for the cost of two 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.	(1) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(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 GRF appropriation tem 911404 for the two aforementioned purposes.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Permits the Controlling Board to transfer appropriations received by a state agency under this provision back to GRF appropriation item 911404, or to the other program of state financial assistance identified under this provision.	(3) Same as the Executive.	(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.	(4) Same as the Executive.
(5) Prescribes how each of these programs of state financial assistance are to be carried out.	(5) Same as the Executive.	(5) Same as the Executive.
(6) Permits any moneys allocated to GRF appropriation item 911404 not fully utilized, upon application of the Ohio Public Defender Commission, and with the approval of the Controlling 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.	(6) Same as the Executive.

236 CEB - 3 Ballot Advertising Costs

Section: ***245.10***	**Section:** ***245.10***	**Section:** ***245.10***
Requires the Controlling Board, pursuant to requests submitted by the Ohio Ballot Board, to approve transfers from GRF appropriation item 911441, 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, but modifies provision to reflect existing permanent law that has already transferred responsibility for the costs of advertising statewide ballot initiatives from county boards of elections to the Secretary of State.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
237 CEB - 8 Controlling Board Authority to Increase Capital Appropriations for Federal Stimulus Eligibility		
		Section: ***245.10***
No provision.	No provision.	Requires a state agency director to request that the Controlling Board increase the agency's capital appropriations if the director determines such an increase is needed for the agency to receive and use funds under the federal American Recovery and Reinvestment Act of 2009. Permits the Controlling Board to increase the capital appropriations pursuant to the request up to the exact amount necessary under the federal stimulus act if the Board determines it is necessary for the agency to receive and use those federal funds.

Executive	As Passed by the House	As Passed by the Senate
238 COS - 5 Cosmetologist License Education Requirements		
	R.C. *4713.28*	
No provision.	Changes the education requirement for a cosmetology license from a public school 10th grade education level or equivalent to an Ohio high school diploma, certificate of completion, or a general equivalency diploma, but deems the education requirement to be satisfied if the individual has met all career technical requirements established by the Ohio Department of Education.	No provision.
239 COS - 4 Cosmetologist Classroom Instruction		
	R.C. *4713.32*	
No provision.	Raises the number of daily hours of instruction the State Board of Cosmetology may consider in determining an applicant's total hours of instruction for licensing purposes from eight to ten.	No provision.
240 COS - 1 Cosmetology License Restoration		
R.C. *4713.63*	**R.C. *4713.63***	**R.C. *4713.63***
(1) Requires a person who wishes to restore an expired license to pay additional fees including the current renewal fee, any applicable late fees, and a lapsed renewal fee of $45 per renewal period that has elapsed since the license was last issued or renewed, and specifies that the lapsed renewal fee must be deposited into the GRF.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Removes a requirement that a person wishing to restore an expired instructor license complete continuing education requirements. Specifies that a person wishing to renew a	(2) Same as the Executive.	(2) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
practicing or managing license that has been expired for more than two consecutive renewal periods must complete eight hours of continuing education for each license renewal period that has elapsed since the license was last issued or renewed, up to a maximum of twenty-four hours, and specifies that at least four of those hours must include a course pertaining to sanitation and safety methods.		
(3) Removes an existing requirement that a person wishing to renew a practicing or managing license that has been expired for more than two years retake and pass a licensure examination.	(3) Same as the Executive.	(3) Same as the Executive.
Fiscal effect: Increase in revenue to the GRF and to Fund 4K90 for license reinstatement fees. There are currently 136,843 licenses in lapsed status.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
241 COS - 2 Maximum Fines		
R.C. ***4713.64***	**R.C.** ***4713.64***	**R.C.** ***4713.64***
Increases the maximum fines that the State Board of Cosmetology may impose for specified offenses, from $100 to $500 for a first offense, from $500 to $1,000 for a second offense, and from $1,000 to $1,500 for a third and any additional offenses.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential increase in fine revenue to Fund 4K90. The additional fine intake from first offenses alone is expected to be approximately $40,000 annually.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
242 CSW - 1 Fees and Fines		
R.C. ***4757.10, 4757.31, 4757.36***	**R.C.** ***4757.10, 4757.31, 4757.36***	**R.C.** ***4757.10, 4757.31, 4757.36***
Permits the Counselor, Social Worker, and Marriage and Family Therapist Board to establish fees for (1) verification, to another jurisdiction, of a license or registration the Board has issued, (2) continuing education programs offered by the Board, (3) late renewals of licenses and registrations.	Same as the Executive.	Same as the Executive.
Permits the Board's professional standards committees to take disciplinary actions by imposing fines (not to exceed $500 per incident) according to a graduated system to be established by the Board in rules.	Same as the Executive.	Same as the Executive.
Fiscal effect: Projected annual increase of $167,000 in revenue deposited into the Occupational Licensing Regulatory Fund (Fund 4K90).	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
243 AFC - 2 Operating Expenses		
Section: ***253.10***	**Section:** ***253.10***	**Section:** ***253.10***
Requires GRF appropriation item 371321, Operating Expenses, to be used for the responsibilities of the Cultural Facilities Commission under Chapter 3383. of the Revised Code.	Same as the Executive.	Same as the Executive.
Requires the Director of Budget and Management to determine the amount of cash from interest earnings to the Cultural and Sports Facilities Building Fund (Fund 7030) to be transferred to SSR Fund 4T80, the Cultural Facilities Commission Administration Fund, and requires the Director of Budget and Management to determine the amount of available cash in Fund 7030 from any premium paid on each bond issuance that is to be transferred to Fund 4T80 after all other issuance costs have been paid.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
244 AFC - 3 Capital Donations Fund Certifications and Appropriations		
Section: ***253.10***	**Section:** ***253.10***	**Section:** ***253.10***
Requires the Executive Director of the Cultural Facilities Commission to certify to the Director of Budget and Management the amount of cash receipts and related investment income, irrevocable letters of credit from a bank, or certification of the availability of funds that have been received from a county or a municipal corporation for deposit into the Capital Donations Fund (Fund 5A10) and that are related to an anticipated project, and appropriates these amounts to appropriation item C37146, Capital Donations. Requires the Executive Director to make a written agreement with the participating entity on the necessary cash flows required for the anticipated construction or equipment acquisition project.	Same as the Executive.	Same as the Executive.
245 AFC - 1 Lease Rental Payments		
Section: ***253.10***	**Section:** ***253.10***	**Section:** ***253.10***
Requires GRF appropriation item 371401, Lease Rental Payments, to be used to meet all required bond service payments made between July 1, 2009 and June 30, 2011 from the Cultural Facilities Commission to the Treasurer of State under primary lease agreements for cultural and sports facilities under Chapters 152. and 154. of the Revised Code.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
246 BDP - 2 Savings Associations and Savings Banks of Other States Eligible for Public Deposits		
	R.C. *135.03, 135.06, 135.08, and 135.32*	**R.C. *135.03, 135.06, 135.08, and 135.32***
No provision.	Specifies that any savings association or savings bank located in Ohio, which is doing business under the authority of another state, is eligible to become a public depository. Withdraws public depository eligibility from any bank doing business under authority of another country.	Same as the House.
	Fiscal effect: None.	**Fiscal effect: Same as the House.**
247 BDP - 1 Board of Deposit Expense Fund		
Section: *257.10*	**Section: *257.10***	**Section: *257.10***
Requires that after receiving certification of expenses from the Treasurer of State, the Director of Budget and Management transfer cash from the Investment Earnings Redistribution Fund (Fund 6080) to the Board of Deposit Expense Fund (Fund 4M20) to pay for any and all necessary expenses of the Board of Deposit or for banking charges and fees required for the operation of the State of Ohio Regular Account.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
248 DEV - 75 Small Business Regulatory Review		
		R.C. ***101.35, 103.0511, 111.15, 117.20, 119.03, 121.021, 121.25, 121.251 to 121.257, 121.39, 122.08, 122.081, 122.94, 124.04, 124.95, 1710.02, 119.031, 121.24***
(1) No provision.	(1) No provision.	(1) Requires an agency that makes rules to prepare cost-benefit and regulatory flexibility reports for rules that may have any adverse impact on for-profit or non-profit small businesses having fewer than 500 employees, and to submit the rules and reports to the new Ohio Small Business Ombudsperson in the Office of Small Business.
(2) No provision.	(2) No provision.	(2) Expands the duties of the Office of Small Business and the Small Business Ombudsperson.
(3) No provision.	(3) No provision.	(3) Creates the Small Business Regulatory Review Board to review objections to those rules and make recommendations to the Joint Committee on Agency Rule Review regarding the rules.
(4) No provision.	(4) No provision.	(4) Requires the Director of Administrative Services to establish customer service performance standards for nonelected officers and employees of state agencies
(5) No provision.	(5) No provision.	(5) Requires state agencies to promote improved customer service.
		Fiscal effect: Potential increase in administartive costs for state agencies to prepare cost-benefit and regulatory flexibility reports.

Executive	As Passed by the House	As Passed by the Senate
249 DEV - 6 Appalachian Region Expansion		
R.C. *107.21*	**R.C. *107.21***	**R.C. *107.21***
Adds Ashtabula, Mahoning, and Trumbull counties to the statutory definition of Ohio's Appalachian region for the purposes of receiving funds from the Appalachian Regional Commission and the Governor's Office of Appalachia.	Same as the Executive.	Same as the Executive.
Fiscal effect: Expands the area eligible for funding from GRF appropriation items 195416, Governor's Office of Appalachia, and 195501, Appalachian Local Development Districts, and Federal Special Revenue Fund 3080 appropriation item 195602, Appalachian Regional Commission.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
250 DEV - 59 Funding for Administrative Costs for Appalachian Local Development Districts		
	R.C. *107.21*	**R.C. *107.21***
No provision.	Requires that the amount of money from appropriated state funds allocated each year to pay administrative costs of local development districts existing on the section's effective date cannot be decreased due to the creation and funding of additional local development districts and requires that the amount of such funds is to be increased in each year in which there is a reported increase in the federal Consumer Price Index.	Same as the House.
	Fiscal effect: Effectively limits administrative support for Appalachian local development districts to the three districts in existence at the time of the bill's enactment.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
251 DEV - 61 Program for Hiring Significantly Disadvantaged Workers		
	R.C. *122.042*	
(1) No provision.	(1) Authorizes the Department of Development to develop a program to encourage employers to hire individuals from significantly disadvantaged groups.	(1) No provision.
(2) No provision.	(2) Specifies that eligible employees may include, but are not limited to, persons who have not graduated from high school, have been convicted of a crime, are disabled, or are chronically unemployed.	(2) No provision.
(3) No provision.	(3) Requires the Department to adopt rules that construct procedures and describe evidence used to identify significantly disadvantaged groups and eligible employers, specify methods for connecting workers with employers, define the financial incentives to be used, prescribe terms and conditions for receiving such incentives, and any other rules necessary for the operation of the program.	(3) No provision.
(4) No provision.	(4) Prohibits the Director of Development from providing an incentive in the form of a tax benefit without consulting and receiving the approval of the Tax Commissioner.	(4) No provision.
(5) No provision.	(5) Authorizes the Director of Development to recover misused incentive awards.	(5) No provision.
	Fiscal effect: Potentially increases expenditures from unspecified funds in the Department of Development.	

Executive	As Passed by the House	As Passed by the Senate
252 DEV - 4 Export Promotion Assistance and Foreign Investment		
R.C. ***122.05, 122.051***	**R.C.** ***122.05, 122.051***	**R.C.** ***122.05, 122.051***
(1) Permits the Director of Development to provide export promotion assistance to Ohio businesses, to organize or support missions to foreign countries to promote the export of Ohio products and services, and to encourage direct foreign investment in Ohio.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Permits the Director of Development to charge fees to businesses receiving export assistance and to participants in foreign missions to recover the direct cost of those activities, and requires those fees to be deposited in the International Trade Cooperative Projects Fund (Fund 5W60). Requires the Director to adopt a procedure for setting the fees as an internal management rule, and requires the Director to review the fees annually.	(2) Same as the Executive.	(2) Same as the Executive.
Fiscal effect: Increases revenue to the International Trade Cooperative Projects Fund (Fund 5W60) through a new export assistance fee to recover the costs of export assistance operations and foreign missions.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
253 DEV - 57 Alternative Fuel Definitions		
	R.C. ***122.075, 125.831***	**R.C.** ***122.075, 125.831***
No provision.	Adds compressed air to the definition of "alternative fuel" for the purposes of the Department of Development's Alternative Fuel Transportation Grant Program and for vehicles purchased by the state for use by state agencies.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
254 DEV - 56 Incentives for Sporting Events		
	R.C. ***122.12, 122.121, Section 812.10***	
(1) No provision.	(1) Creates a financial incentive for municipal corporations or counties to enter into joinder agreements with sporting event site selection organizations to attract sporting events to Ohio, including NCAA Bowl Championship Series and Final Four games, the Olympics, and all-star major-league basketball, baseball, and hockey games, and World Cup Soccer games.	(1) No provision.
(2) No provision.	(2) Requires that the funds be disbursed from the General Revenue Fund by the Director of Budget and Management, upon certification by the Director of Development, in an amount equal to the estimated incremental increase in state sales tax collections from holding the event in Ohio if the estimated increase is at least $250,000.	(2) No provision.
(3) No provision.	(3) Caps the amount that may be received by a single eligible entity at $500,000, and caps the total annual amount that may be awarded at $1,000,000.	(3) No provision.
	Fiscal effect: Potentially increases GRF expenditures in FY 2011 and thereafter to provide incentives of up to $1,000,000 per year (up to $500,000 per eligible entity) to attract certain sporting events to Ohio.	

Executive	As Passed by the House	As Passed by the Senate
255 DEV - 2 Development Financing Advisory Council		
R.C. ***122.40***	**R.C.** ***122.40***	**R.C.** ***122.40***
Increases the number of members on the Development Financing Advisory Council from 10 to 11 and specifies that the affirmative vote of a majority of the members present at a meeting of the council where a quorum is present is necessary for any action taken by the council.	Same as the Executive.	Same as the Executive, but removes the provision specifying that the affirmative vote of a majority of the members present at a meeting of the council where a quorum is present is necessary for any action taken by the council. (Current law requires an affirmative vote of a majority of the members of the council for any action taken by the council.)
256 DEV - 3 Capital Access Loans for Minority Business Enterprises		
R.C. ***122.603***	**R.C.** ***122.603***	**R.C.** ***122.603***
Requires a financial institution participating in the Capital Access Loan Program to indicate in its loan certifications whether a recipient is an eligible minority business enterprise and requires the Director of Development to disburse 80% of the principal amount of a loan to a minority business enterprise from the Capital Access Loan Fund (Fund 5S90) instead of the percentages required for other Capital Access Loans.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potentially increases expenditures for loans to minority business enterprises from Fund 5S90 line item 195628, Capital Access Loan Program.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

	Executive	As Passed by the House	As Passed by the Senate
257	**DEV - 64**	**Minority Business Enterprise Loans for Community Development Corporations**	
		R.C. ***122.76, 122.71, 122.751***	**R.C.** ***122.76, 122.71, 122.751***
	No provision.	Specifies that a community development corporation that predominantly benefits minority business enterprises or is located in a census tract with at least 60% minority population is eligible for loans under the Minority Business Enterprise Loan Program.	Same as the House.
258	**DEV - 72**	**Minority Business Bonding Rules**	
		R.C. ***122.89***	**R.C.** ***122.89***
	No provision.	Removes the provision of current law that requires the rules adopted for the Minority Business Bonding Program to require minority businesses applying for the program to submit documentation that the business has applied for and been denied or has not received bonds from two surety companies.	Same as the House.
259	**DEV - 77**	**Minority Business Bonding Program - Retainage Requirements and Exemptions**	
			R.C. ***122.89***
	No provision.	No provision.	(1) Requires the rules of the Minority Business Bonding Program to provide for a retainage of money paid to a participating minority business enterprise of 15% for a contract valued at more than $50,000 and a retainage of 12% for a contract valued at $50,000 or less.
	No provision.	No provision.	(2) Permits a minority business to bid or enter into a contract with the state or any instrumentality of the state without being required to file a bond if such a contract is valued at $25,000 or less for each first contract, $50,000 or less for each second contract, $100,000 or less for each third

Executive	As Passed by the House	As Passed by the Senate
		contract, $300,000 or less for each fourth contract, and $600,000 or less for each fifth or subsequent contract.
No provision.	No provision.	(3) Permits a minority business to bid or enter into a contract with any political subdivision or any instrumentality of a political subdivision without being required to file a bond if such a contract is valued at $25,000 or less for each first contract, $50,000 or less for each second contract, $100,000 or less for each third contract, $300,000 or less for each fourth contract, and $600,000 or less for each fifth or subsequent contract.
No provision.	No provision.	(4) Permits a minority business that has entered into two or more contracts with the state or an instrumentality of the state to bid or enter into a contract with a political subdivision or an instrumentality of a political subdivision valued at the level at which a minority business would qualify if entering into an additional contract with the state.
		Fiscal effect: Potential decrease in the liability to the Minority Business Bonding Fund (Fund 4490) as a result of the provisions allowing minority businesses to enter into contracts of a certain value without being required to provide a bond.

260 DEV - 70 Ohio Venture Capital Authority Changes

	R.C. ***150.02***	
(1) No provision.	(1) Changes the membership of the Ohio Venture Capital Authority from nine members to three voting members to include the Director of Development or the Director's designee and two members appointed by the Governor.	(1) No provision.
(2) No provision.	(2) Removes the provisions in current law requiring that appointments to the Authority be made with the advice and consent of the Senate and requiring the appointed members to have experience in banking, commercial law, or industry	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
	relevant to the Ohio Venture Capital Program.	
(3) No provision.	(3) Removes the provisions in current law relating to the terms of Authority membership and provisions for a member's removal.	(3) No provision.
(4) No provision.	(4) Removes the provision in current law that requires members of the Authority to serve without compensation and be reimbursed for reasonable and necessary expenses.	(4) No provision.
(5) No provision.	(5) Removes the provision in current law that states that a vacancy in the Authority's voting membership does not impair the right of a quorum to exercise all rights and perform all duties of the authority	(5) No provision.
	Fiscal effect: May increase expenses from unspecified funds in the Department of Development to pay the two appointed members as a result of the removal of the prohibition on member compensation.	
261 DEV - 71 Ohio Venture Capital Advisory Board		
	R.C. *150.021*	
(1) No provision.	(1) Creates the Ohio Venture Capital Advisory Board to provide general advice on the Ohio Ventural Capital Program to the Ohio Venture Capital Authority. Requires such advice to include the issues of (A) strategic planning, investment policy, and investment prohibitions; (B) budget and investment targets, investment processes, and other professional management and administration issues; (C) metrics and methods of measuring program progress and impact; and (D) qualifications and standards for evaluating the performance of the program administrator and other professionals and advisors providing services in connection with the Authority's programs.	(1) No provision.

Executive	As Passed by the House	As Passed by the Senate
(2) No provision.	(2) Prohibits the Ohio Venture Capital Authority from requesting, and prohibits the Advisory Board from offering, advice about selecting or retaining any service provider, contractor, or other agent retained by the Authority, or about any specific investment considered or made by the program administrator.	(2) No provision.
(3) No provision.	(3) Requires the Advisory Board to consist of seven members appointed by the Governor from among the general public, with the advice and consent of the Senate. Requires the members to have experience with the seed or early stage development of businesses or investments in such businesses. Requires at least three of the members to have experience investing or managing investments in businesses in the seed or early stages of development. Requires at least two members to have experience providing professional services to individuals or funds investing in or managing investment in businesses in the seed or early stages of development. Permits the other members of the Board to have experience in investing or managing investments in businesses or providing professional services to entities that invest in or manage investments for businesses or assist businesses in obtaining government financing.	(3) No provision.
(4) No provision.	(4) Requires initial appointees to the Board to serve staggered terms with two terms expiring January 31, 2010, two terms expiring January 31, 2011, and three terms expiring January 31, 2012. Requires all terms of office thereafter to be for three years. Specifies that all members serve at the pleasure of the Governor and specifies the requirements for filling vacancies on the Board. Specifies that any member is eligible for reappointment.	(4) No provision.
(5) No provision.	(5) Requires the Governor to designate one member of the Board as chairperson; specifies that a majority of all Board members constitutes a quorum; and requires an affirmative	(5) No provision.

Executive	As Passed by the House	As Passed by the Senate
	vote of a majority of all members for any recommendation or advice by the Board.	
(6) No provision.	(6) Requires members of the Board to serve without compensation, but requires reimbursement for reasonable and necessary expenses incurred in the conduct of Board business. Requires the Department of Development to provide office space and facilities for the Board. **Fiscal effect: Potentially increases expenses from unspecified funds in the Department of Development to house and provide reimbursement for the Ohio Venture Capital Advisory Board.**	(6) No provision.
262 DEV - 73 Minority and Women-Owned Investment Managers and Agents		
	R.C. ***150.05, 150.051, 3334.11, 3334.111, 4123.442, and 4123.446***	
No provision.	Permits the Chancellor of the Board of Regents and the Workers' Compensation Investment Committee to set aside 15% of contracts with agent and investment managers for administration of funds for minority owned and controlled firms, firms owned and controlled by women, and ventures involving such firms that otherwise meet the established policies and criteria.	No provision.
No provision.	Requires the Ohio Venture Capital Authority to give equal consideration, in selecting program administrators, to minority owned and controlled firms, firms owned and controlled by women, and ventures involving such firms that otherwise meet the established policies and criteria.	No provision.
No provision.	Requires the Ohio Venture Capital Authority, the Chancellor of the Board of Regents, and the Administrator of Workers' Compensation to submit an annual report containing information regarding the minority or women-owned businesses with which it contracts, the amount of assets	No provision.

Executive	As Passed by the House	As Passed by the Senate
	managed by minority or women-owned businesses, and efforts it has made to increase utilizations of minority or women-owned businesses. **Fiscal effect: May increase the Ohio Venture Capital Authority's, the Chancellor of the Board of Regents', and the Administrator of Workers' Compensation's administrative costs associated with the annual reporting requirement. If there is such an increase, it would likely be minimal. The provision has no direct fiscal effect on local governments.**	
263 DEV - 76 Loan Guarantees for Historic Rehabilitation Projects		
		R.C. *166.061*
No provision.	No provision.	Requires the Director of Development to seek to secure $75,000,000 in federal stimulus funds for deposit into the Ohio Historic Preservation Tax Credit Fund, and creates the fund in the state treasury.
No provision.	No provision.	Requires the Director of Development to use moneys in the fund to guarantee loans in connection with projects that have been approved for a historic rehabilitation tax credit. Requires that such loan guarantees not exceed the amount of the tax credit, and requires that such guarantees be awarded first to projects from the first funding round of the Ohio Historic Preservation Tax Credit Program before any subsequent projects.
No provision.	No provision.	Prohibits the transfer of moneys from the Facilities Establishment Fund (Fund 7037) to the Ohio Historic Preservation Tax Credit Fund.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: Increases expenditures to guarantee loans under the program, contingent upon the availability of $75,000,000 in federal stimulus funds. Increases administrative costs to administer loan guarantees under the program.
264 DEV - 63 Facilities Establishment Fund Micro-Lending Program		
	R.C. *166.07, Section 259.20.90*	**R.C. *166.07, Section 259.20.90***
(1) No provision.	(1) Creates a micro-lending program within the Department of Development's direct loan programs specifically for small business enterprises; authorizes the Department to establish eligibility criteria and loan terms; specifies that the purposes for which loans may be used are the same as those under the existing direct loan programs (i.e., original financing of facilities or machinery and equipment); and authorizes the Director of Development to enter into agreements with for-profit and non-profit organizations to originate and administer the loans.	(1) Same as the House.
(2) No provision.	(2) Earmarks $1,000,000 in each fiscal year from Fund 7037 appropriation item 195615, Facilities Establishment, for the micro-lending program.	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
265 DEV - 5 Ohio Housing Trust Fund		
R.C. ***174.02, 174.03, 174.06, 173.08***	**R.C.** ***174.02, 174.03, 174.06, 173.08, Section 259.20.80***	**R.C.** ***174.02, 174.03, 174.06, 173.08, Section 259.20.80***
(1) Eliminates the 6% set-aside from SSR Fund 6460, the Low-and-Moderate Income Housing Trust Fund, for programs for transitional and permanent housing for homeless persons; increases the set-aside for emergency shelter grant programs from 7% to 10%, and expands that program to include shelter facilities serving unaccompanied youth; and eliminates the prohibition of using trust fund money to pay for legal services.	(1) Same as the Executive.	(1) Same as the Executive, but removes the expansion of emergency shelter grants to unaccompanied youths age 17 and under, and the provision that would have removed the prohibition in current law against using Housing Trust Fund moneys for legal services.
(2) No provision.	(2) Allows moneys in the fund to support tenant rights and responsibilities education, conflict resolution and mediation activities, the development of tenant councils and organizations, and the promotion of capacity building initiatives for county trust funds.	(2) No provision.
(3) No provision.	(3) Earmarks at least $500,000 in each fiscal year from Fund 6460 appropriation item 195638, Low and Moderate Income Housing Trust Fund, for outreach, organizational assistance, and information to tenants and residents of manufactured homes.	(3) No provision.
Fiscal effect: Increases the set-aside for emergency shelter grants from 7% to 10%, or up to $5,300,000 per year at FY 2010-FY 2011 appropriation levels.	**Fiscal effect: Same as the Executive, but further expands the authority for expenditures from the fund to the purposes described above.**	
266 DEV - 69 Enterprise Zones		
	R.C. ***5709.62, 5709.63, 5709.632***	**R.C.** ***5709.62, 5709.63, 5709.632***
No provision.	Extends the time during which local governments may enter enterprise zone agreements from October 15, 2009, to October 15, 2010.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
267 DEV - 9 Thomas Edison Program		
Section: ***259.10.10***	**Section:** ***259.10.10***	**Section:** ***259.10.10***
(1) Requires GRF appropriation item 195401, Thomas Edison Program, to be used according to R.C. 122.28 to 122.38 and permits up to 10% of the appropriation to be used for administrative expenses of the Technology and Innovation Division.	(1) Same as the Executive.	(1) Same as the Executive.
(2) No provision.	(2) Earmarks $75,000 in each fiscal year from that appropriation item for the City of Cleveland and $75,000 in each fiscal year for the City of Toledo for the Toledo-Cleveland Energy Corridor, and requires local matching funds to be secured from each grantee for the distribution of the earmarks.	(2) No provision.
(3) No provision.	(3) Earmarks $160,000 in FY 2010 from appropriation item 195401, Thomas Edison Program, for a workforce needs assessment for the advanced and renewable energy industry and affiliated suppliers in Northwest Ohio; requires the assessment to identify the skill sets necessary for workers in the industry; and requires any unexpended portion of the earmark to be spent for the same purpose in FY 2011.	(3) No provision.
268 DEV - 10 Small Business Development		
Section: ***259.10.20***	**Section:** ***259.10.20***	**Section:** ***259.10.20***
Requires GRF appropriation item 195404, Small Business Development, to be used as matching funds for federal grants and permits the line item to be used to provide grants for small business development centers and other local entrepreneurship activities.	Same as the Executive.	Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
269	**DEV - 66 Defense Conversion Assistance**		
		Section: ***259.10.25***	
	No provision.	Specifies that GRF appropriation item 195410, Defense Conversion Assistance, is to be used by Development Projects, Inc., for job creation in support of mission gains in defense intelligence, aerospace research, and related areas from successful base realignment and closure efforts. Requires the Director of Development to approve the disbursement of moneys for this purpose.	No provision.
270	**DEV - 12 Strategic Business Investment Division and Regional Offices**		
	Section: ***259.10.40***	**Section:** ***259.10.40***	**Section:** ***259.10.40***
	Requires GRF appropriation item 195415, Strategic Business Investment Division and Regional Offices, to be used for the Division's operating costs and for cooperative development grants.	Same as the Executive.	Same as the Executive.
271	**DEV - 13 Governor's Office of Appalachia**		
	Section: ***259.10.50***	**Section:** ***259.10.50***	**Section:** ***259.10.50***
	Permits GRF appropriation item 195416, Governor's Office of Appalachia, to be used for financial assistance to Appalachian counties, to match federal funds, and for the Office's administrative costs.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
272 DEV - 15 Clean Ohio Implementation		
Section: ***259.10.70***	**Section:** ***259.10.70***	**Section:** ***259.10.70***
Requires GRF appropriation item 195426, Clean Ohio Implementation, to be used to administer the Clean Ohio program and other urban revitalization programs.	Same as the Executive.	Same as the Executive.
273 DEV - 16 Global Markets		
Section: ***259.10.80***	**Section:** ***259.10.80***	**Section:** ***259.10.80***
Requires GRF appropriation item 195432, Global Markets, to be used to administer Ohio's foreign trade and investment program, out-of-state trade offices, to operate the Global Markets Division, and to provide export assistance and encourage foreign direct investment.	Same as the Executive.	Same as the Executive.
274 DEV - 17 Ohio Workforce Guarantee Program		
Section: ***259.10.90***	**Section:** ***259.10.90***	**Section:** ***259.10.90***
(1) Permits GRF appropriation item 195434, Industrial Training Grants, to be used for the Ohio Workforce Guarantee Program and specifies eligible activities under the program.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Requires Federal Special Revenue Fund 3AE0 appropriation item 195643, Workforce Development Initiatives, to be used for the Ohio Workforce Guarantee Grant Program.	(2) Same as the Executive, but earmarks $5,400,000 in each fiscal year, rather than the entire amount of the appropriation item, for Ohio Workforce Guarantee grants.	(2) No provision.
(3) No provision.	(3) Earmarks $50,000 in each fiscal year from appropriation item 195643, Workforce Development Initiatives, for the NewLife Technical Institute in support of the Bridges from Poverty to IT Jobs pilot program.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Designates all Workforce Investment Act funds passed to the Department of Development through the Department of Job and Family Services for grants under the Ohio Workforce Guarantee Program.	**Fiscal effect: Requires $5,400,000 of the WIA funds received from ODJFS, rather than the entire line item, to be used for Ohio Workforce Guarantee grants, earmarks an additional $50,000, and leaves the remainder of line item 195643 for other purposes under the Workforce Investment Act.**	
275 DEV - 67 State Match Energy		
	Section: ***259.15.10***	
No provision.	Earmarks $150,000 in each fiscal year in GRF appropriation item 195498, State Match Energy, for the Ross County Auditor to conduct a feasibility study of implementing bio-fuel energy sources for school heating systems.	No provision.
276 DEV - 18 Ohio Film Office		
Section: ***259.20.10***	**Section:** ***259.20.10***	**Section:** ***259.20.10***
Requires the Ohio Film Office to promote media productions in the state through policies that increase employment and tax revenues, to serve as an informational clearinghouse and to provide technical assistance to the media production industry and business entities engaged in media production in the state, and to promote the media production industry in Ohio. Specifies other objectives including attracting private investment through a tax infrastructure, increased employment opportunities, and competition with other states.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
277 DEV - 55 Travel and Tourism Grants		
	Section: ***259.20.15***	
	Makes the following earmarks from GRF appropriation item 195507, Travel and Tourism Grants:	No provision.
(1) No provision.	(1) $500,000 in each fiscal year for the International Center for the Preservation of Wild Animals.	(1) No provision.
(2) No provision.	(2) $50,000 in each fiscal year for the Montgomery County Youth Sports Initiative to attract Amateur Athletic Union tournaments.	(2) No provision.
(3) No provision.	(3) $50,000 in each fiscal year for the Greater Cleveland Sports Commission.	(3) No provision.
(4) No provision.	(4) $50,000 in each fiscal year for the Greater Columbus Sports Commission.	(4) No provision.
(5) No provision.	(5) $80,000 in each fiscal year for the outdoor dramas "Tecumseh!" and "Trumpet in the Land."	(5) No provision.
(6) No provision.	(6) $550,000 in each fiscal year to support the operating expenses of the National Underground Railroad Freedom Center.	(6) No provision.
(7) No provision.	(7) $400,000 in each fiscal year for the Great Lakes Science Center.	(7) No provision.
(8) No provision.	(8) $250,000 in each fiscal year for the Cleveland Zoo.	(8) No provision.
(9) No provision.	(9) $25,000 in each fiscal year for Ohio's Appalachian Country to support tourism activities in Appalachian counties.	(9) No provision.

Executive	As Passed by the House	As Passed by the Senate
(10) No provision.	(10) $50,000 in each fiscal year for the Columbus Film Commission.	(10) No provision.
278 DEV - 19 Discover Ohio!		
Section: ***259.20.20***	**Section:** ***259.20.20***	**Section:** ***259.20.20***
Requires GRF appropriation item 195521, Discover Ohio!, to be used for the costs of marketing and promotion activities by the Ohio Tourism Division.	Same as the Executive.	Same as the Executive.
279 DEV - 62 EfficientGovNow Match		
	Section: ***259.20.25***	
No provision.	Earmarks up to $150,000 from GRF appropriation item 195524, EfficientGovNow Match, in fiscal year 2010 for state matches for EfficientGovNow grants in Northeast Ohio; earmarks up to $850,000 in fiscal year 2010 for state matches for EfficientGovNow grants statewide if EfficientGovNow expands; and specifies that any unexpended and unencumbered portion of the appropriation item at the end of FY 2010 is reappropriated for the same purpose in FY 2011.	No provision.

Executive	As Passed by the House	As Passed by the Senate
280 DEV - 20 Third Frontier Research & Development Debt Service		
Section: ***259.20.30***	**Section:** ***259.20.30***	**Section:** ***259.20.30***
Requires GRF appropriation item 195905, Third Frontier Research and Development General Obligation Debt Service, to be used to pay all debt service on obligations issued by the Ohio Public Facilities Commission for research and development purposes under sections 151.01 and 151.10 of the Revised Code.	Same as the Executive.	Same as the Executive.
281 DEV - 21 Job Ready Site Development Debt Service		
Section: ***259.20.30***	**Section:** ***259.20.30***	**Section:** ***259.20.30***
Requires GRF appropriation item 195912, Job Ready Site Development General Obligation Debt Service, to be used to pay all debt service on obligations issued by the Ohio Public Facilities Commission for Job Ready Site purposes under sections 151.01 and 151.11 of the Revised Code.	Same as the Executive.	Same as the Executive.
282 DEV - 22 Supportive Services		
Section: ***259.20.40***	**Section:** ***259.20.40***	**Section:** ***259.20.40***
Permits the Director of Development to assess the department's divisions for administrative costs using a methodology containing administrative ease and uniform application and requires such assessments to be deposited into Fund 1350, the Supportive Services Fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
283 DEV - 23 Economic Development Contingency		
Section: ***259.20.40***	**Section:** ***259.20.40***	**Section:** ***259.20.40***
Requires GSF Fund 5AD0 appropriation item 195677, Economic Development Contingency, to be used to award funds directly to businesses considering Ohio for expansion or new site location opportunities or to political subdivisions for costs involved in business attraction, and permits the Director of Development to award funds for alternative purposes to satisfy an extraordinary economic development opportunity or need.	Same as the Executive.	Same as the Executive.
284 DEV - 24 Direct Cost Recovery Expenditures		
Section: ***259.20.40***	**Section:** ***259.20.40***	**Section:** ***259.20.40***
Requires GSF Fund 6850 appropriation item 195636, Direct Cost Recovery Expenditures, to be used for reimbursable costs and requires the General Reimbursement Fund (Fund 6850) to consist of charges for non-central service costs.	Same as the Executive.	Same as the Executive.
285 DEV - 25 HEAP Weatherization		
Section: ***259.20.50***	**Section:** ***259.20.50***	**Section:** ***259.20.50***
Requires 15% of the federal funds received by the state for the Home Energy Assistance Block Grant to be deposited in Federal Special Revenue Fund 3K90, the Home Energy Assistance Block Grant Fund, and appropriated in Fund 3K90 appropriation item 195614, HEAP Weatherization, for home weatherization services.	Same as the Executive, but allows up to 15% of federal block grant funds be deposited in Fund 3K90 rather than exactly 15%, requires home weatherization services to be subject to determination by the Director of Development, and requires any transfers or appropriation increases in appropriation items 195614, HEAP Weatherization, or 195611, Home Energy Assistance Block Grant, to be subject to Controlling Board approval.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
286 DEV - 26 State Special Projects		
Section: ***259.20.50***	**Section:** ***259.20.50***	**Section:** ***259.20.50***
Permits SSR Fund 4F20, the State Special Projects Fund, to be used for the deposit of private-sector moneys from utility companies and other state moneys, and requires the fund to be used to match federal housing grants for the homeless and to market economic development opportunities in the state. Requires private-sector moneys to be appropriated in Fund 4F20 appropriation item 195699, Utility Provided Funds, for various costs associated with HEAP and low-income energy assistance programs.	Same as the Executive.	Same as the Executive.
287 DEV - 27 Tax Incentive Programs Operating		
Section: ***259.20.60***	**Section:** ***259.20.60***	**Section:** ***259.20.60***
Requires SSR Fund 4S00 appropriation item 195630, Tax Incentive Programs Operating, to be used for the administrative costs of the Office of Grants and Tax Incentives.	Same as the Executive.	Same as the Executive.
288 DEV - 28 Minority Business Enterprise Loan		
Section: ***259.20.70***	**Section:** ***259.20.70***	**Section:** ***259.20.70***
Requires repayments from the Minority Development Financing Advisory Board Loan Program and the Ohio Mini-Loan Guarantee Program to be deposited into Fund 4W10, the Minority Business Enterprise Loan Fund and requires the administrative costs of the Minority Business Enterprise Loan Program to be paid from the fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
289 DEV - 29 Minority Business Bonding Fund		
Section: ***259.20.70***	**Section:** ***259.20.70***	**Section:** ***259.20.70***
Permits 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 FY 2010-FY 2011 biennium for the Minority Business Bonding Program. Specifies that a transfer of unclaimed funds 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. Requires that the amount needed to cover the losses be appropriated in SSR Fund 4490 appropriation item 195623, Minority Business Bonding Contingency.	Same as the Executive.	Same as the Executive.
290 DEV - 30 Alternative Fuel Transportation		
Section: ***259.20.80***	**Section:** ***259.20.80***	**Section:** ***259.20.80***
Prohibits more than 10% of SSR Fund 5CG0 appropriation item 195679, Alternative Fuel Transportation, from being used for administrative costs.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
291 DEV - 31 Advanced Energy Fund		
Section: ***259.20.80***	**Section:** ***259.20.80***	**Section:** ***259.20.80***
Requires SSR Fund 5M50 appropriation item 195660, Advanced Energy Programs, to be used to provide assistance for eligible advanced energy projects for residential, commercial, and industrial business, local government, educational institutions, nonprofit organizations, and agricultural customers, and for administrative costs as provided in statute and administrative rules.	Same as the Executive.	Same as the Executive.
292 DEV - 32 Global Analyst Settlement Agreements Payments		
Section: ***259.20.80***	**Section:** ***259.20.80***	**Section:** ***259.20.80***
Requires all payments received by the state pursuant to settlements between the U.S. Securities and Exchange Commission and ten brokerage firms to be deposited into SSR Fund 5Y60, the Economic Development Contingency Fund, and requires that fund to be used for economic development projects for which appropriations would not otherwise be available, subject to Controlling Board approval.	Same as the Executive.	Same as the Executive.
293 DEV - 33 Volume Cap Administration		
Section: ***259.20.80***	**Section:** ***259.20.80***	**Section:** ***259.20.80***
Requires SSR Fund 6170 appropriation item 195654, Volume Cap Administration, to be used for administering the Volume Cap program. Requires revenues to the Volume Cap Administration Fund (Fund 6170) to consist of application fees, forfeited deposits, and interest earned by the custodial account held by the Treasurer of State.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
294 DEV - 34 Innovation Ohio Loan Fund		
Section: ***259.20.80***	**Section:** ***259.20.80***	**Section:** ***259.20.80***
Requires Facilities Establishment Fund 7009 appropriation item 195664, Innovation Ohio, to be used for loans and loan guarantees under the Innovation Ohio program pursuant to Chapter 166. of the Revised Code.	Same as the Executive.	Same as the Executive.
295 DEV - 35 Research and Development		
Section: ***259.20.80***	**Section:** ***259.20.80***	**Section:** ***259.20.80***
Requires Facilities Establishment Fund 7010 appropriation item 195665, Research and Development, to be used for research and development purposes, including loans under Chapter 166. of the Revised Code.	Same as the Executive.	Same as the Executive.
296 DEV - 68 Ohio Energy Resource Center		
	Section: ***259.20.80***	
(1) No provision.	(1) Creates the Ohio Energy Resource Center at the Voinovich School of Public Affairs at Ohio University.	(1) No provision.
(2) No provision.	(2) Requires the Center to act as a statewide knowledge hub for clean energy, advanced energy, and energy efficiency projects.	(2) No provision.
(3) No provision.	(3) Requires the Center to maintain a database of research and development projects undertaken by higher education institutions in the areas of clean energy, advanced energy, and energy efficiency.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
(4) No provision.	(4) Requires the Center to act as a clearinghouse for information and promote collaboration among public and private entities on federal, state, and private sources of financial and technical assistance for clean energy, advanced energy, and energy efficiency projects, including, but not limited to, Edison Technology Centers, Edison Incubators, and Third Frontier programs	(4) No provision.
(5) No provision.	(5) Requires the Center to provide technical assistance to state and local governments and other political subdivisions, mercantile customers, and businesses located in the Appalachian region on clean energy, advanced energy, and energy efficiency projects	(5) No provision.
(6) No provision.	(6) Earmarks up to $75,000 in each fiscal year from Fund 5M50 appropriation item 195660, Advanced Energy Programs, for the Center.	(6) No provision.

297 DEV - 11 Rapid Outreach Grants

Section: ***259.10.30***	**Section:** ***259.10.30***	**Section:** ***259.20.90***
Requires GRF appropriation item 195412, Rapid Outreach Grants, to be used as an incentive to attract, expand, or retain businesses in Ohio, specifies eligible activities for grant funding, requires grants to be approved by the Controlling Board, and permits the Director of Transportation to request funds for rail freight projects.	Same as the Executive.	Same as the Executive, but applies the uncodified language to moneys earmarked for Rapid Outreach Grants within Fund 7037 appropriation item 195615, Facilities Establishment, instead of appropriation item 195412.

Executive	As Passed by the House	As Passed by the Senate
298 DEV - 14 Technology Action		
Section: ***259.10.60***	**Section:** ***259.10.60***	**Section:** ***259.20.90***
Requires GRF appropriation item 195422, Technology Action, to be used for the administrative costs of the Technology and Innovation Division, and if the appropriation is not sufficient for this purpose, permits Third Frontier Research and Development Fund appropriation item 195686, Third Frontier Operating, to be used only upon approval by the Controlling Board.	Same as the Executive.	Same as the Executive, but applies the uncodified language to funds earmarked for Technology Action in Fund 7037 appropriation item 195615, Facilities Establishment, instead of GRF appropriation item 195422.
299 DEV - 36 Logistics and Distribution Infrastructure		
Section: ***259.20.90***	**Section:** ***259.20.90***	**Section:** ***259.20.90***
Requires Facilities Establishment Fund 7008 appropriation item 195698, Logistics and Distribution Infrastructure, to be used for eligible logistics and distribution infrastructure purposes under Chapter 166. of the Revised Code.	Same as the Executive, but additionally requires that any unexpended and unencumbered portion of the appropriation item at the end of fiscal years 2009 and 2010 be reappropriated for the same purpose in the next fiscal year.	Same as the House.
300 DEV - 37 Facilities Establishment Fund		
Section: ***259.20.90***	**Section:** ***259.20.90***	**Section:** ***259.20.90***
(1) Requires Facilities Establishment Fund 7037 appropriation item 195615, Facilities Establishment, to be used for the purposes of the Facilities Establishment Fund under Chapter 166. of the Revised Code.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Authorizes the transfer of up to $2 million in each fiscal year from the Facilities Establishment Fund (Fund 7037) to Fund 4510, the Economic Development Financing Operating Fund, subject to Controlling Board approval.	(2) Same as the Executive.	(2) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(3) Authorizes the transfer of up to $5 million in each fiscal year from the Facilities Establishment Fund (Fund 7037) to Fund 5D20, the Urban Redevelopment Loan Fund, for urban core redevelopment, requires the Director of Development to develop guidelines for the transfer and release of funds, and requires Controlling Board approval for such transfers and releases.	(3) Same as the Executive.	(3) Same as the Executive.
(4) Authorizes the transfer of up to $3 million in each fiscal year from the Facilities Establishment Fund (Fund 7037) to Fund 4Z60, the Rural Industrial Park Loan Fund, subject to Controlling Board approval.	(4) Same as the Executive.	(4) Same as the Executive.
(5) Authorizes the transfer of up to $6,102,500 in each fiscal year from the Facilities Establishment Fund (Fund 7037) to the GRF, and appropriates such transfers to GRF appropriation item 195412, Rapid Outreach Grants.	(5) Same as the Executive.	(5) No provision.
(6) Authorizes the transfer of $4,275,000 in each fiscal year from the Facilities Establishment Fund (Fund 7037) to Fund 5AD0, the Job Development Initiatives Fund, and appropriates such transfers to GSF Fund 5AD0 appropriation item 195677, Economic Development Contingency.	(6) Same as the Executive.	(6) Same as the Executive.
(7) No provision.	(7) Earmarks $100,000 in each fiscal year from Fund 7037 appropriation item 195615, Facilities Establishment, for the Ohio Means Jobs web site.	(7) No provision.
(8) No provision.	(8) No provision.	(8) Earmarks $20,000,000 in each fiscal year from appropriation item 195615, Facilities Establishment, for Rapid Outreach Grants.
(9) No provision.	(9) No provision.	(9) Earmarks $3,500,000 in each fiscal year from appropriation item 195615, Facilities Establishment, for Technology Action grants.
(10) No provision.	(10) No provision.	(10) Earmarks $7,500,000 in each fiscal year from appropriation item 195615, Facilities Establishment, for Thomas Edison Program grants.

Executive	As Passed by the House	As Passed by the Senate
(11) No provision.	(11) No provision.	(11) Earmarks up to $8,000,000 in each fiscal year from appropriation item 195615, Facilities Establishment, for soil and water conservation districts.
301 DEV - 38 Alternative Fuel Transportation Grant Fund		
Section: ***259.20.90***	**Section:** ***259.20.90***	**Section:** ***259.20.90***
Requires transfers of up to $1 million in FY 2010 and up to $500,000 in FY 2011 from the Facilities Establishment Fund (Fund 7037) to Fund 5CG0, the Alternative Fuel Transportation Grant Fund.	Same as the Executive.	Same as the Executive.
302 DEV - 39 Rural Development Initiative Fund		
Section: ***259.20.90***	**Section:** ***259.20.90***	**Section:** ***259.20.90***
(1) Authorizes Fund 5S80, the Rural Development Initiative Fund to receive moneys from the Facilities Establishment Fund (Fund 7037), and authorizes the Director of Development to make grants from Fund 5S80 to eligible applicants in Appalachian counties and designated distressed rural areas.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Requires grants to go only to applicants who also qualify under the Rural Industrial Park Program and sets out other requirements for the use of grants. Requires the Director of Development to develop guidelines for the transfer and use of funds and requires grants to be subject to Controlling Board approval.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Authorizes a transfer of up to $3 million in each fiscal year on an as-needed basis from Fund 7037 to Fund 5S80, subject to Controlling Board approval.	(3) Same as the Executive.	(3) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
303 DEV - 40 Capital Access Loan Program		
Section: ***259.20.90***	**Section:** ***259.20.90***	**Section:** ***259.20.90***
Requires Facilities Establishment Fund 5S90 appropriation item 195628, Capital Access Loan Program, to be used for the administrative expenses of the program and to assist participating financial institutions in making program loans to eligible businesses. Authorizes a transfer of up to $3 million in each fiscal year from the Facilities Establishment Fund (Fund 7037) to the Capital Access Loan Fund (Fund 5S90), subject to Controlling Board approval.	Same as the Executive.	Same as the Executive.
304 DEV - 41 Clean Ohio Operating Expenses		
Section: ***259.30.10***	**Section:** ***259.30.10***	**Section:** ***259.30.10***
Requires Clean Ohio Revitalization Fund 7003 appropriation item 195663, Clean Ohio Operating, to be used to administer brownfield revitalization projects under sections 122.65 to 122.658 of the Revised Code.	Same as the Executive.	Same as the Executive.
305 DEV - 42 Third Frontier Research and Development and Taxable Bond Projects		
Section: ***259.30.20***	**Section:** ***259.30.20***	**Section:** ***259.30.20***
Requires Third Frontier Research and Development Fund 7011 appropriation items 195687, Third Frontier Research and Development Projects, and Third Frontier Research and Development Fund 7014 appropriation item 195692, Research and Development Taxable Bond Projects, to be used to fund selected projects for which funds in the Third Frontier Research and Development Fund (Fund 7011) and the Research and Development Taxable Bond Project Fund (Fund 7014) are applicable.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
306 DEV - 43 Transfers of Third Frontier Appropriations		
Section: ***259.30.20***	**Section:** ***259.30.20***	**Section:** ***259.30.20***
Authorizes the Director of Budget and Management to approve requests from the Director of Development to transfer appropriations between Third Frontier Research and Development Fund 7011 appropriation item 195687, Third Frontier Research and Development Projects, and Third Frontier Research and Development Fund 7014 appropriation item 195692, Research Development Taxable Bond Projects, based upon award recommendations by the Third Frontier Commission, and specifies that any unexpended and unencumbered balances in these line items as of June 30, 2010 are reappropriated for the same purpose in FY 2011.	Same as the Executive.	Same as the Executive.
307 DEV - 44 Authorization to Issue and Sell Original Obligations		
Section: ***259.30.20***	**Section:** ***259.30.20***	**Section:** ***259.30.20***
Authorizes the Ohio Public Facilities Commission to issue and sell up to $100 million in original obligations of the State of Ohio in addition to any prior authorized issuance, and requires these bonds to be sold to ensure that there are sufficient amounts in the Third Frontier Research and Development Fund (Fund 7011) to pay for research and development projects under that fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
308 DEV - 45 Job Ready Site Operating		
Section: ***259.30.30***	**Section:** ***259.30.30***	**Section:** ***259.30.30***
Requires Job Ready Site Development Fund 7012 appropriation item 195688, Job Ready Site Operating, to be used for the operating expenses of the Job Ready Site Development Program, including certain expenses of District Public Works Integrating Committees, engineering review expenses, and other site certification costs.	Same as the Executive.	Same as the Executive.
309 DEV - 46 Third Frontier Biomedical Research and Commercialization Program		
Section: ***259.30.40***	**Section:** ***259.30.40***	**Section:** ***259.30.40***
Specifies the intent of the General Assembly, Governor, Director of Development, and Director of Budget and Management to continue providing comprehensive state support for the biomedical industry through the Third Frontier Biomedical Research and Commercialization Program.	Same as the Executive.	Same as the Executive.
310 DEV - 47 Jobs Fund Bioproducts and Biomedical		
Section: ***259.30.50***	**Section:** ***259.30.50***	
Requires TSF Fund 5Z30 appropriation item 195694, Jobs Fund Bioproducts, to be used for the Ohio Bioproducts Development Program and specifies that not more than 5% of the appropriation may be used for administrative expenses.	Same as the Executive.	No provision.
Requires TSF Fund 5Z30 appropriation item 195695, Jobs Fund Biomedical, to be used for the Ohio Biomedical Development Program and specifies that not more than 5% of the appropriation may be used for administrative expenses.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
311 DEV - 8 Jobs Fund Cash Transfer		
Section: ***259.30.60***	**Section:** ***259.30.60***	**Section:** ***259.30.60***
Requires the Director of Budget and Management to transfer the unexpended and unencumbered cash balance in SSR Fund 5Z30, the Jobs Fund, to the GRF at the end of FY 2011, at which time the Jobs Fund is abolished.	Same as the Executive.	Same as the Executive.
312 DEV - 48 Unclaimed Funds Transfer		
Section: ***259.30.70***	**Section:** ***259.30.70***	**Section:** ***259.30.70***
(1) Authorizes the transfer of up to $4 million in each fiscal year in unclaimed funds overseen by the Department of Commerce to GSF Fund 5AD0, the Job Development Initiatives Fund.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Authorizes the transfer of up to $6.1 million in each fiscal year in unclaimed funds overseen by the Department of Commerce to SSR Fund 4F20, the State Special Projects Fund.	(2) Same as the Executive.	(2) Same as the Executive.
313 DEV - 49 Workforce Development		
Section: ***259.30.90***	**Section:** ***259.30.90***	**Section:** ***259.30.90***
Requires the Director of Development and the Director of Job and Family Services to enter into one or more interagency agreements and take other actions to further the integration of a statewide workforce development strategy, implement recommendations and activities of the Workforce Policy Board, and expend moneys to support the Board's recommendations with respect to integration of employment functions.	Same as the Executive.	Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
314	**DEV - 65** **Federal Stimulus Payments for Homelessness Prevention**		
		Section: ***601.10***	**Section:** ***601.10***
	No provision.	Amends Am. Sub. H.B. 2 of the 128th General Assembly to require that federal payments made to the state for the Homelessness Prevention Fund under Title XII of Division A of the American Recovery and Reinvestment Act of 2009 be deposited in the Federal Special Revenue Fund (Fund 3080).	Same as the House.
315	**DEV - 7** **Science and Technology Collaboration**		
	Section: ***701.30***	**Section:** ***701.30***	**Section:** ***701.30***
	Requires the Department of Development, Board of Regents, Air Quality Development Authority, and Department of Agriculture to collaborate on Technology-Based Economic Development Programs; defines and identifies such programs; sets out requirements for administering and reporting on such programs; and requires such programs to be connected to the NextGen Network.	Same as the Executive.	Same as the Executive but removes an item with no appropriations from the list of Technology-Based Economic Development Programs.

Executive	As Passed by the House	As Passed by the Senate
School Funding		
316 EDU - 198 Use of Federal Funds for Nonpublic Schools		
		R.C. ***3301.95***
No provision.	No provision.	Requires school districts to spend portions of their federal stimulus funds on services to students in nonpublic schools as prescribed by federal law.
		Fiscal effect: None.
317 EDU - 125 School Funding Formula		
R.C. ***3306.01, 3306.011***	**R.C.** ***3306.01, 3306.011***	**R.C.** ***3306.01, (Eliminated), Sections 265.30.41, 265.30.42, 265.30.45, 265.20.90***
Replaces the current school funding method with a new method that calculates an "adequacy amount" for each city, local, and exempted village school district.	Same as the Executive.	Replaces the Executive provision with a provision that pays city, local, and exempted village school districts the following amounts on a temporary basis:
No provision.	No provision.	(1) the amount computed as the transitional aid base for FY 2009, which includes base-cost funding, special education and related services weighted funding, speech services funding, vocational education additional weighted funding, GRADS funding, adjustments for classroom teachers and educational service personnel, gifted education units, transportation, the excess cost supplement, the charge-off supplement, and transitional aid;
No provision.	No provision.	(2) an enhancement payment of, (a) in FY 2010, either 0.25% of the FY 2009 transitional base, or 2% of the base if the district's formula ADM for the year is at least 2% greater than the previous year, and (b) in FY 2011, either 0.5% of the sum of the FY 2009 transitional base plus the FY 2010 enhancement payment, or 2% of that sum if the district's formula ADM for the year is at least 2% greater than the previous year;

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	(3) an all-day kindergarten expansion payment equal to one-half of the formula amount for each all-day kindergarten student, if the district did not receive an all-day kindergarten poverty-based assistance payment in FY 2009 and, (a) for payment in FY 2010, its poverty index for FY 2009 was at least 0.80, and (b) for payment in FY 2011, its poverty index for FY 2009 was at least 0.75.
Directs ODE to calculate and report separately the amount of funding for each factor of a district's adequacy amount.	Same as the Executive.	No provision.
No provision.	No provision.	Specifies that the state education offset for reimbursements due to utility deregulation and the phase-out of the tangible personal property tax be equal in FY 2010 and FY 2011 to that calculated for FY 2009.
No provision.	No provision.	Specifies that the number of gifted education units included in each district's state funding base for fiscal years 2010 and 2011 equals the number of units authorized for the district in fiscal year 2009.
No provision.	No provision.	Requires school districts and educational service centers that received gifted education unit funding in FY 2009 to spend an equal amount from their FY 2010 and FY 2011 state funding for services to students identified as gifted, as a condition of retaining their FY 2009 level of authorized gifted funding.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: State aid for each school district is calculated differently than under current law. Transitional aid, which is described below in entry EDU-139, guarantees that no district experiences a decrease in state aid in FY 2010 and limits any decrease in FY 2011 to 2%. There is also a cap that limits growth in state aid for each district to 15% in FY 2010 and 16% in FY 2011. The bill appropriates $7.13 billion in FY 2010 and $7.39 billion in FY 2011 for formula aid for school districts, community schools, STEM schools, and joint vocational school districts.	**Fiscal effect: Same as the Executive, but the cap is changed to limit growth in state aid for each district to 1.9% in FY 2010 and FY 2011. The bill appropriates $6.75 billion in FY 2010 and $6.77 billion in FY 2011 for formula aid for school districts, community schools, STEM schools, and joint vocational school districts.**	**Fiscal effect: All districts will receive at least a 0.25% growth in state aid in FY 2010 and a 0.50% growth in FY 2011. If a district experiences growth in ADM of at least 2%, the district will receive a 2% increase in state aid in each year. The bill appropriates $6.86 billion in FY 2010 and $6.91 billion in FY 2011 for formula aid for school districts, community schools, STEM schools, and joint vocational school districts.**

318 EDU - 177 School Funding County Allocations

	R.C. ***3306.01, 3317.011***	
No provision.	Changes the date by which ODE must certify to the Director of Budget and Management, by county, the amount of school district and educational service center (ESC) operating funding to be paid each month to the last day of each month from the third Wednesday of each month.	No provision.
No provision.	Specifies that for districts located in more than one county funding be allocated based on the ADM reported in October of the prior fiscal year.	No provision.
	Fiscal effect: None.	

319 EDU - 167 PASS Form

	R.C. ***3306.012***	
No provision.	Renames the "SF-3" form developed by ODE to compute each district's foundation funding as the "PASS form" (Pathway to Student Success).	No provision.
	Fiscal effect: None.	

Executive	As Passed by the House	As Passed by the Senate
320 EDU - 143 Formula Average Daily Membership (ADM)		
R.C. ***3306.02, 3317.03, 3306.01***	**R.C.** ***3306.02, 3317.03, 3306.01***	
Directs that students attending community schools, a district other than the one in which they reside due to an open enrollment policy, and certain STEM schools be counted directly where they are educated as opposed to where they reside as under current law.	Same as the Executive.	No provision.
Directs that all students enrolled in kindergarten be counted as one full-time equivalent (FTE) student regardless of whether the student is enrolled in a part-day or all-day kindergarten class. (Under current law kindergarten students are counted as 0.5 FTE and additional funding is provided for certain districts with above average poverty concentrations for kindergarten students receiving all-day services.)	Same as the Executive.	No provision.
Requires for the calculation of formula ADM, the use of the ADM for the prior fiscal year unless that number for the current year exceeds the prior year by 2% or more, in which case the current year ADM is to be used.	Same as the Executive.	No provision.
Eliminates the requirement for the second ADM report by school districts during the first full week of February.	Same as the Executive.	No provision.
Removes the requirement that educational service centers (ESCs) report the ADM of the schools under the ESC superintendent's supervision and requires that local school districts report their ADM.	Same as the executive, but continues to require ESCs to report ADM.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Counting kindergarten students as 1.0 FTE increases statewide ADM by about 66,000. There may be administrative savings for districts with significant numbers of resident students attending community schools achieved by funding students where they are educated, as opposed to where they reside, because less resources may be needed for tracking students. Using ADM from the prior year allows a greater level of planning by districts as they better know in advance the amount of state funding they are likely to receive.	**Fiscal effect: Same as the Executive.**	

321 EDU - 126 Adequacy Amount

R.C. ***3306.03***	**R.C.** ***3306.03***	
Defines the adequacy amount of the proposed school funding formula as the sum of the following:	Same as the Executive, but makes the following changes to the components of the adequacy amount:	No provision.
(1) Instructional services support under R.C. 3306.05;	(1) Same as the Executive.	(1) No provision.
(2) Additional services support under R.C. 3306.06;	(2) Same as the Executive.	(2) No provision.
(3) Administrative services support under R.C. 3306.07;	(3) Same as the Executive.	(3) No provision.
(4) Operations and maintenance support under R.C. 3306.08;	(4) Same as the Executive.	(4) No provision.
(5) Gifted education and enrichment support under R.C. 3306.09;	(5) Same as the Executive, but prescribes gifted education support in R.C. 3306.09 and enrichment support in R.C. 3306.091.	(5) No provision.

Executive	As Passed by the House	As Passed by the Senate
(6) Technology resources support under R.C. 3306.10;	(6) Same as the Executive.	(6) No provision.
(7) The professional development factor, calculated by multiplying the sum of a school district's core teacher, specialist teacher, career-technical teacher, supplemental teacher, lead teacher, special education teacher, special education teacher's aide, and limited English proficiency teacher positions by $1,833;	(7) Same as the Executive, but limits it to a school district's core teacher, specialist teacher, lead teacher, and special education teacher positions;	(7) No provision.
(8) The instructional materials factor, calculated by multiplying the school district's formula ADM by $165, phased in for all school districts except Cleveland Municipal School District at 25% in FY 2010-2011, 50% for FY 2012-2013, and 75% in FY 2014-2015.	(8) Same as the Executive, but eliminates the exception for Cleveland Municipal School District, and phases in all districts at 20% for FY 2010, 30% for FY 2011, 40% for FY 2012-2013, 60% for FY 2014-2015, and 80% for FY 2016-2017.	(8) No provision.
Fiscal effect: The phased in amount for instructional materials is $41 per student for FY 2010 and FY 2011.	**Fiscal effect: The phased in amount for instructional materials is $33 per student for FY 2010 and $49.50 per student for FY 2011.**	

322 EDU - 171 Use of Professional Development Funds

	R.C. *3306.031*	
No provision.	Requires, beginning in FY 2012, school districts, community schools, and STEM schools to use funds calculated for the professional development factor of the adequacy amount to provide teachers with professional development that is aligned with the standards developed by the Educator Standards Board and adopted by the State Board.	No provision.
No provision.	Directs ODE to provide guidance to districts and schools in aligning professional development with the standards.	No provision.
	Fiscal effect: Minimal administrative costs for ODE to provide guidance.	

Executive	As Passed by the House	As Passed by the Senate
323 EDU - 127 Organizational Units		
R.C. ***3306.04, 3306.02***	**R.C.** ***3306.04, 3306.02, 3301.16***	
Calculates the number of organizational units for all but small school districts, as the sum of the following:	Same as the Executive.	No provision.
(1) the number of elementary school organizational units, which is calculated by dividing formula ADM for grades K-5 by 418;	(1) Same as the Executive.	(1) No provision.
(2) the number of middle school organizational units, which is calculated by dividing formula ADM for grades 6-8 by 557;	(2) Same as the Executive.	(2) No provision.
(3) the number of high school organizational units, which is calculated by dividing formula ADM for grades 9-12 by 733.	(3) Same as the Executive.	(3) No provision.
Specifies that each small school district, defined as having formula ADM of less than 800 students, constitutes one organizational unit.	Same as the Executive, but defines a small district as having formula ADM of less than 418 students.	No provision.
No provision.	Specifies that each school district, regardless of its formula ADM must have at least one organizational unit.	No provision.
No provision.	Clarifies that a high school or an elementary school may consist of less than one or more than one organizational unit for school funding purposes.	No provision.
Fiscal effect: Some of the components of the adequacy amount are determined on the basis of the number of organizational units. Except for small districts, students in grades K-5 have a higher weight in this calculation than students in grades 6-8 who in turn have a higher weight than students in grades 9-12.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
324 EDU - 128 Instructional Services Support/Career-Technical Education		
R.C. ***3306.05, 3306.051, 3306.11***	**R.C.** ***3306.05, 3306.051, 3306.052, 3306.11, 3306.02, 3306.03***	
Defines the instructional services support component as consisting of funding for core teachers, specialist teachers, career-technical education teachers, lead teachers, special education teachers, special education teacher's aides, limited English proficiency (LEP) teachers, and supplemental teachers.	Same as the Executive, but eliminates career-technical education teachers from the instructional services support component.	No provision.
Defines a specialist teacher as one who provides instruction in music, art, or physical education.	Same as the Executive, but includes dance, drama and theater, and visual arts teachers in the definition of a specialist teacher.	No provision.
Specifies the number of teacher positions funded as:	Same as the Executive, but makes the following changes in the number of teacher positions funded as follows:	No provision.
(1) Core teachers - 1:25 teacher to student ratio for grades 4-12, 1:15 ratio for grades K-3;	(1) Same as the Executive, but changes the teacher to student ratio for grades K-3 to 1:19 for FY 2010-FY 2011, 1:17 for FY 2012-FY 2013, and 1:15 for FY 2014 and thereafter.	(1) No provision.
(2) Specialist teachers - 20% of the number of core teachers determined for grades K-8, 25% of the number of core teachers determined for grades 9-12;	(2) Same as the Executive.	(2) No provision.
(3) Career-technical education teachers - 10% of the number of core teachers determined for grades 9-12;	(3) No provision.	(3) No provision.
(4) Lead teachers – one per organizational unit;	(4) Same as the Executive.	(4) No provision.
(5) Special education teachers – one per 20 special education students where the number of special education students is 90% of the weighted number of children with disabilities;	(5) Same as the Executive.	(5) No provision.

Executive	As Passed by the House	As Passed by the Senate
(6) Special education teacher's aides – one for every two special education teachers;	(6) Same as the Executive, but phases-in funding for special education teacher's aides at 50% for FY 2010 and FY 2011.	(6) No provision.
(7) LEP teachers – one per 100 LEP students, where the number of LEP students is the district's formula ADM multiplied by its percentage of LEP students as defined under federal law;	(7) Same as the Executive.	(7) No provision.
(8) Supplemental teachers – one per 100 economically disadvantaged students, where the number of economically disadvantaged students is the district's formula ADM multiplied by the percentage of students who are economically disadvantaged as determined for the district report card.	(8) Same as the Executive.	(8) No provision.
Specifies total funding for instructional services support be calculated as the IQ Index times the statewide base teacher salary of $51,407 in FY 2010 and $52,402 in FY 2011 times the number of teacher positions funded.	Same as the Executive, but replaces the IQ Index with the Educational Challenge Factor (ECF) and changes the statewide base teacher salary to $56,902 in FY 2010 and $57,812 in FY 2011.	No provision.
Directs each school district to account for expenditures of the amount received for instructional services support and report it to ODE.	Same as the Executive, but also specifies that funds received to support children with disabilities may be used to pay for providers of related services for those children.	No provision.
No provision.	Calculates career-technical education funding for school districts in FY 2010 as 101.9% of the aggregate amount of vocational education weighted funding received in FY 2009, and in FY 2011 as 101.9% of the amount paid in FY 2010. Specifies that this funding be provided in addition to the state share of the adequacy amount.	No provision.
Fiscal effect: This component is the largest component of the adequacy amount for districts. Funding per teacher ranges from $46,266 to $84,822 in FY 2010 and from $47,162 to $86,463 in FY 2011, depending on the district's IQ Index.	**Fiscal effect: Funding per teacher ranges from $43,442 to $93,784 in FY 2010 and from $44,136 to $95,284 in FY 2011, depending on the district's ECF. By removing funding for career-technical education outside of the adequacy amount, the state pays the entire calculated amount (there is no local share).**	

Executive	As Passed by the House	As Passed by the Senate
325 EDU - 168 Instructional Quality Index / Educational Challenge Factor		
R.C. ***3306.051, 3306.02***	**R.C.** ***3306.051, 3306.02***	
Defines the Ohio Instructional Quality Index (IQ Index) as an index applied to the statewide base teacher salary to adjust funding amounts to account for student and community socioeconomic factors.	Same as the Executive, but renames it as the Ohio Educational Challenge Factor (ECF) and eliminates statewide base teacher salary from the definition.	No provision.
Lists the IQ Index for each district and specifies that it have a minimum value of 0.9 and a maximum value of 1.65 for FY 2010 and FY 2011 and be based on the following characteristics:	Same as the Executive, but replaces the IQ index values with the ECF values and does not specify a minimum and maximum.	No provision.
(1) the college attainment rate of the district's population;	(1) Same as the Executive.	(1) No provision.
(2) the district's wealth per pupil, based on property valuation and federal adjusted gross income;	(2) Same as the Executive.	(2) No provision.
(3) the district's concentration of poverty.	(3) Same as the Executive.	(3) No provision.
Fiscal effect: The IQ index increases the teacher compensation for most districts above the base teacher salary, for some with indices below 1.0, teacher compensation is decreased.	**Fiscal effect: Same as the Executive, but the index values for districts are different and as the ECF is applied to more than teacher salary, it increases or decreases other components of the adequacy amount.**	
326 EDU - 129 Additional Services Support		
R.C. ***3306.06, 3306.02***	**R.C.** ***3306.06, 3306.02***	
Defines the additional services support component as consisting of funding for student support staff, counselors, summer remediation, school nurses, and registered nurses.	Same as the Executive, but renames student support staff as family and community liaisons, school nurses as school nurse wellness coordinators, and registered nurses as district health professionals.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Specifies student support staff be funded as one per 75 economically disadvantaged students using a salary of $38,633 in FY 2010 and $39,381 in FY 2011 and with the number of economically disadvantaged students calculated as the district's formula ADM multiplied by the percentage of students who are economically disadvantaged as reported on the district's report card.	Same as the Executive, but renames student support staff as family and community liaisons and multiplies the salary by the district's ECF.	No provision.
Specifies counselors be funded as one counselor for every 250 students in grades 6-12, using a salary of $66,375 in FY 2010 and $67,660 in FY 2011.	Same as the Executive, but eliminates funding for counselors in FY 2010 and FY 2011.	No provision.
Specifies summer remediation be funded as one teacher for every 30 participating students, where the participating students are calculated as 50% of economically disadvantaged students, using a stipend of $3,000 per teacher.	Same as the Executive, but multiplies the $3,000 stipend by the ECF.	No provision.
Specifies school nurses be funded as one per organizational unit, using a salary of $28,009 in FY 2010 and $28,551 in FY 2011. Specifies that small school districts, defined as having formula ADM of less than 800 students, do not receive funding for a school nurse.	Same as the Executive, but reclassifies school nurses as school wellness coordinators, eliminates funding for school wellness coordinators in FY 2010 and FY 2011, and stipulates that the funding amount for future biennia will be set by law.	No provision.
Specifies registered nurses be funded as one per school district, using a salary of $51,407 in FY 2010 and $52,402 in FY 2011.	Same as the Executive, but reclassifies registered nurses as district health professionals, eliminates funding for district health professionals in FY 2010 and FY 2011, and stipulates that the funding amount for future biennia will be set by law.	No provision.
Directs each school district to account for expenditures of the amount received for additional services support and report it to ODE.	Same as the Executive.	No provision.
No provision.	Requires that the Superintendent of Public Instruction's expenditure and reporting standards encourage school districts to give preference to employing or obtaining the services of licensed school nurses with funds received for the school nurse wellness coordinator factor and the district health professional factor.	No provision.

Executive	As Passed by the House	As Passed by the Senate
327 EDU - 130 Administrative Services Support		
R.C. ***3306.07***	**R.C.** ***3306.07, 3306.02***	
Defines the administrative services support component as consisting of funding for superintendents, treasurers, principals, and administrative support personnel.	Same as the Executive, but combines funding for superintendents and treasurers and renames it district administration.	No provision.
Specifies superintendents be funded as one per district, using a salary of $108,758 in FY 2010 and $110,864 in FY 2011, phased in at 25% in FY 2010-2011, 50% in FY 2012-2013, and 75% in FY 2014-2015. Specifies that Cleveland Municipal School District is not subject to the phase-in.	Same as the Executive, but combines funding for superintendents and treasurers under district administration and provides funding per district of $187,176 for FY 2010 and $190,801 for FY 2011 with no phase-in percentage applied.	No provision.
Specifies treasurers be funded as one per district, using a salary of $78,418 in FY 2010 and $79,937 in FY 2011 phased in at 25% in FY 2010-2011, 50% in FY 2012-2013, and 75% in FY 2014-2015. Specifies that Cleveland Municipal School District is not subject to the phase-in.	See above.	No provision.
Specifies principals be funded as one per organizational unit, using a salary of $89,563 in FY 2010 and $91,297 in FY 2011.	Same as the Executive, but guarantees each "type 1" district (rural/agricultural, high poverty, low median income), and "type 2" district (rural/agricultural, small student population, low poverty, low to moderate median income), as specified in typology published by ODE in June 2007, funding for at least one principal at each of its buildings.	No provision.
Specifies that administrative support personnel includes building managers, secretaries, and noninstructional aides and is to be funded in the following manner, except that small school districts receive funding for one building manager, one secretary, and one noninstructional aide:	Same as the Executive, but adds the specification that all school districts must receive funding for at least one building manager, one secretary, and (except in FY 2010 and FY 2011) one noninstructional aide.	No provision.
(1) Two noninstructional aides per elementary and middle school organizational unit and three noninstructional aides per high school organizational unit, using a salary of $19,966 in FY 2010 and $20,353 in FY 2011.	(1) Same as the Executive, but eliminates funding for noninstructional aides in FY 2010 and FY 2011.	(1) No provision.

Executive	As Passed by the House	As Passed by the Senate
(2) One secretary per elementary and middle school organizational unit and three secretaries per high school organizational unit, using a salary of $33,624 in FY 2010 and $34,275 in FY 2011;	(2) Same as the Executive.	(2) No provision.
(3) One building manager per organizational unit, using a salary of $33,624 in FY 2010 and $34,275 in FY 2011;	(3) Same as the Executive.	(3) No provision.
No provision.	Defines a building manager as a person who supervises the noncurricular, noninstructional administrative functions of school operations. Specifies that a building manager may be, but is not required to be, a licensed educator.	No provision.
Directs each school district to account for expenditures of the amount received for administrative services support and report it to ODE.	Same as the Executive.	No provision.
Fiscal effect: The phased-in amount for superintendents is $27,190 in FY 2010 and $27,716 in FY 2011 per district. The phased-in amount for treasurers is $19,605 in FY 2010 and $19,984 in FY 2011 per district.	**Fiscal effect: Funding for superintendents and treasurers is combined and funded at 100% of $187,176 in FY 2010 and $190,801 in FY 2011.**	
328 EDU - 131 Operations and Maintenance Support		
R.C. ***3306.08***	**R.C.** ***3306.08***	
Calculates operations and maintenance support funding as $902 per student, phased in at 25% in FY 2010-2011, 50% in FY 2012-2013, and 75% in FY 2014-2015. Specifies that Cleveland Municipal School District is not subject to the phase-in.	Same as the Executive, but decreases funding to $884 per student, and increases the phase-in percentage to 45% in FY 2010-2011 and 75% in FY 2012-2013. Also, eliminates the phase-in exception for Cleveland.	No provision.
Directs each school district to account for expenditures of the amount received for operations and maintenance support and report it to ODE.	Same as the Executive.	No provision.
Fiscal effect: The phased-in amount is $226 per student in FY 2010 and FY 2011.	**Fiscal effect: The phased-in amount is $397.80 per student in FY 2010 and FY 2011.**	

Executive	As Passed by the House	As Passed by the Senate
329 EDU - 132 Gifted Education and Enrichment Support		
R.C. ***3306.09***	**R.C.** ***3306.09, 3306.091***	
Calculates funding for gifted education support as $25 per student.	Replaces the Executive calculation of gifted education support as follows:	No provision.
(1) No provision.	(1) Calculates funding for gifted student identification as $5 per student.	(1) No provision.
(2) No provision.	(2) Calculates funding for gifted coordinators as one per 2,500 students at $66,375 in FY 2010 and $67,660 in FY 2011.	(2) No provision.
(3) No provision.	(3) Calculates funding for gifted intervention specialists as one per organizational unit at the statewide base teacher salary adjusted by the ECF and phased in at 20% in FY 2010, 30% in FY 2011, 40% in FY 2012-FY 2013, 60% in FY 2014-FY 2015, and 80% in FY 2016-FY 2017.	(3) No provision.
(4) No provision.	(4) Calculates funding for gifted intervention specialist professional development at $1,833 per organizational unit, phased in at 20% in FY 2010, 30% in FY 2011, 40% in FY 2012-FY 2013, 60% in FY 2014-FY 2015, and 80% in FY 2016-FY 2017.	(4) No provision.
No provision.	Disqualifies a district for gifted education support funding if the district does not submit its annual report specifying the number of students identified as gifted or reports zero students identified as gifted.	No provision.
No provision.	Allows districts to use up to 15% of the gifted intervention specialist funds attributable to grades 6-12 for services specified in gifted students' written education plans, but not described in the laws governing gifted education, subject to ODE's approval.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Specifies that each school district must use the gifted education amount to provide instruction, activities, materials, and supplies for students identified as gifted.	Replaces the Executive provision with a provision that requires that funds be spent in accordance with rules adopted by the Superintendent of Public Instruction and requires that those rules specify the gifted education support component be spent only on staff and services for identified gifted students in accordance with the State Board's operating standards for services to gifted students. Requires the Superintendent's rules take effect July 1, 2011.	No provision.
No provision.	Requires a district that received gifted unit funding in FY 2009 to spend on services to identified gifted students in subsequent fiscal years not less than the amount of FY 2009 gifted unit funding and disallows such a district from applying for or receiving a waiver of this requirement. Allows any other district to apply for a waiver from spending its gifted education support funding on gifted student services, but limits the duration of such a waiver.	No provision. A similar provision, without the waiver language, is in a different section (see EDU-125).
No provision.	Requires each school district that received gifted student services from an educational service center (ESC) in FY 2009 to do one of the following in each subsequent fiscal year if the services from the ESC were financed with state gifted unit funding: (1) obtain gifted student services from an ESC comparable to that provided in FY 2009 by an ESC with unit funding, or (2) spend from the district's own state funding at least as much as it received in gifted student services from an ESC in FY 2009.	No provision.
No provision.	Requires each ESC that received gifted unit funding for FY 2009 to spend on services to identified gifted students in subsequent fiscal years not less than that amount, and disallows a waiver of this requirement.	No provision. A similar provision, without the waiver language, is in a different section (see EDU-125).
Directs each school district to account for expenditures of the amount received for gifted education support and report it to ODE.	Same as the Executive, but requires that districts separately account for each of the four factors of gifted education support.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Calculates enrichment support funding as $200 per student, phased in at 25% in FY 2010-2011, 50% in FY 2012-2013, and 75% in FY 2014-2015. Specifies that Cleveland Municipal School District is not subject to the phase-in.	Same as Executive, but decreases the amount to $100 per student, phased in at 20% in FY 2010 and 30% in FY 2011, 40% in FY 2012-FY 2013, 60% in FY 2014-FY 2015, and 80% in FY 2016-FY 2017 with no exception for Cleveland and applies the ECF to the calculation.	No provision.
Specifies that each school district must use the amount provided for enrichment support to support enrichment activities to encourage the intellectual pursuits of all students, including postsecondary courses and advanced placement opportunities, or may use the amount to support gifted programming.	Replaces the Executive provision with a provision that specifies that enrichment activities encourage creative, as well as intellectual pursuits, including fine arts, and requires enrichment support be used for purposes other than gifted education services delivered pursuant to the laws governing services to gifted students.	No provision.
Directs each school district to account for expenditures of the amount received for enrichment support and report it to ODE.	Same as the Executive.	No provision.
Fiscal effect: The phased-in amount for student enrichment is $50 per student in FY 2010 and FY 2011.	**Fiscal effect: The phased-in amount for gifted intervention specialists ranges from $8,688 to $18,757 in FY 2010 and from $8,827 to $19,057 in FY 2011 per organizational unit. The phased-in amount for professional development for gifted intervention specialists per organizational unit is $366.60 in FY 2010 and $549.90 in FY 2011. The phased-in amount for student enrichment, prior to the application of the ECF, is $20 per student in FY 2010 and $30 per student FY 2011.**	

330 EDU - 133 Technology Resources Support

R.C. ***3306.10***	**R.C.** ***3306.10***	
Defines the technology resources support component as consisting of funding for media services and technical equipment.	Same as the Executive, but renames the media services factor as the "licensed librarian and media specialist factor."	No provision.

Executive	As Passed by the House	As Passed by the Senate
Calculates media services funding as $60,000 per organizational unit.	Same as the Executive, but renames the media services factor as the "licensed librarian and media specialist factor."	No provision.
Calculates technical equipment funding as $250 per student.	Same as the Executive.	No provision.
Phases in funding for media services and technical equipment at 25% in FY 2010-2011, 50% in FY 2012-2013, and 75% in FY 2014-2015. Specifies that Cleveland Municipal School District is not subject to the phase-in.	Replaces the Executive phase-in percentages with 20% in FY 2010, 30% in FY 2011, 40% in FY 2012-FY 2013, 60% in FY 2014-FY 2015, and 80% in FY 2016-FY 2017 without an exception for Cleveland.	No provision.
Directs each school district to account for expenditures of the amount received for technology resources support and report it to ODE.	Same as the Executive.	No provision.
Fiscal effect: The phased-in amount for media services is equal to $15,000 per organizational unit and for technical equipment is equal to $63 per student in FY 2010 and FY 2011.	**Fiscal effect: The phased-in amount for media services is equal to $12,000 per organizational unit in FY 2010 and $18,000 per organizational unit in FY 2011, and for technical equipment is equal to $50 per student in FY 2010 and $75 per student in FY 2011.**	

331 EDU - 134 Special Education Weights

R.C. ***3306.11***	**R.C.** ***3306.11, 3306.02***	
Updates the weights used to calculate weighted special education ADM as follows (current law weight in parentheses):	Replaces the Executive provision with a provision that changes the weights used to calculate weighted special education ADM as follows:	No provision.
(1) Category 1 = 0.2906 (0.2892);	(1) Same as the Executive;	(1) No provision.
(2) Category 2 = 0.3613 (0.3691);	(2) Category 2 = 0.7374;	(2) No provision.
(3) Category 3 = 1.7809 (1.7695);	(3) Category 3 = 1.7716;	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
(4) Category 4 = 2.3143 (2.3646);	(4) Category 4 = 2.3643;	(4) No provision.
(5) Category 5 = 3.5071 (3.1129);	(5) Category 5 = 3.2022;	(5) No provision.
(6) Category 6 = 5.3543 (4.7342).	(6) Category 6 = 4.7205.	(6) No provision.
No provision.	Changes the special education categories as follows:	No provision.
(1) No provision.	(1) Moves "vision impaired" students from category three to category four;	(1) No provision.
(2) No provision.	(2) Moves "orthopedically disabled" students from category four to category five.	(2) No provision.

332 EDU - 135 Transportation Funding

R.C. ***3306.12, 3306.01***	**R.C.** ***3306.12, 3306.01***	
Enacts a new formula for transportation funding for school districts based on recommendations of ODE.	Same as the Executive.	No provision.
Directs ODE to calculate statewide transportation cost per student as follows:	Same as the Executive.	No provision.
(1) Determine each school district's transportation cost per student by dividing the district's total costs for school bus service in the previous fiscal year by its qualifying ridership in the previous fiscal year;	(1) Same as the Executive.	(1) No provision.
(2) Calculate the average after excluding districts that do not provide school bus service, the ten districts with the highest	(2) Same as the Executive.	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
cost per student, and the ten districts with the lowest cost per student.		
Directs ODE to calculate statewide transportation cost per mile as follows:	Same as the Executive.	No provision.
(1) Determine each school district's transportation cost per mile by dividing the district's total costs for school bus service in the previous fiscal year by its total number of miles driven in the previous fiscal year;	(1) Same as the Executive.	(1) No provision.
(2) Calculate the average after excluding districts that do not provide school bus service, the ten districts with the highest cost per mile and the ten districts with the lowest cost per mile.	(2) Same as the Executive.	(2) No provision.
Directs ODE to calculate each school district's base transportation payment as follows:	Same as the Executive.	No provision.
(1) Multiply the statewide cost per student by the district's qualifying ridership for the current fiscal year;	(1) Same as the Executive.	(1) No provision.
(2) Multiply the statewide cost per mile by the district's total number of miles for the current fiscal year;	(2) Same as the Executive.	(2) No provision.
(3) Multiply the greater of the amount calculated per student or per mile by the greater of 60% or the district's state share percentage, which is equal to the district's state share of the adequacy amount divided by the district's total adequacy amount.	(3) Same as the Executive.	(3) No provision.
Directs additional funds be distributed for transportation of nontraditional riders (community school, STEM school, or nonpublic school students), transportation of high school students, transportation of students enrolled in grades K-8 who live less than two miles but more than one mile from school, and demonstration of efficiency by transporting more than a target number of students per bus.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Limits the allocation for each district to the district's actual transportation costs.	Same as the Executive.	No provision.
Continues to require ODE to pay for students transported by a method other than school bus service using a formula adopted by the State Board.	Same as the Executive.	No provision.
Requires that, in FY 2010 and FY 2011, ODE pay a pro rata portion of the amount calculated for each school district based on state appropriations for transportation.	Same as the Executive.	No provision.
No provision.	Phases in at 30% in FY 2010 and 70% in FY 2011 a supplemental transportation payment to school districts with both (1) a parity aid wealth per pupil (factoring property value and income) below the state median and (2) bus ridership density below the state median equaling the difference between the full calculated amount for transportation and the prorated payment the district would otherwise receive.	No provision.
Fiscal effect: The bill appropriates $376.9 million in each fiscal year for these payments.	**Fiscal effect: The bill appropriates $386.7 million in FY 2010 and $401.5 million in FY 2011 for these payments, of which $376.9 million in each fiscal year is reserved for the prorated portion of transportation aid.**	

333 EDU - 136 Local Share of Adequacy Amount

R.C. ***3306.13***	**R.C.** ***3306.13, 3306.02, 3317.021***	
Calculates each district's local share ("charge-off") of the adequacy amount as:	Same as the Executive, but changes the calculation as follows:	No provision.
(1) 20 mills times the district's total taxable valuation, for districts that levy less than 20.1 effective class-one current expense mills; or	(1) Same as the Executive, but increases the millage to 22 mills in FY 2010-FY 2011, 21 mills in FY 2012-FY 2013, and 20 mills in FY 2014 and thereafter and, for districts with more than 25% of potential taxable valuation exempted from taxation, subtracts the difference between the tax exempt value and 25% of potential value from the total taxable	(1) No provision.

Executive	As Passed by the House	As Passed by the Senate
	valuation prior to calculating the local share;	
(2) 20 mills times the district's recognized valuation for districts that levy 20.1 or more effective class-one current expense mills.	(2) Same as the Executive, but increases the millage to 22 mills in FY 2010-FY 2011, 21 mills in FY 2012-FY 2013, and 20 mills in FY 2014 and thereafter and, for districts with more than 25% of potential taxable valuation exempted from taxation, subtracts the difference between the tax exempt value and 25% of potential value from the recognized valuation prior to calculating the local share.	(2) No provision.
Defines a school district's "class one effective operating tax rate" as the quotient obtained by dividing the district's class one taxes charged and payable for current expenses by the district's class one taxable value.	Same as the Executive, but specifies that the "class one effective operating tax rate" does not include the following fixed sum levies: (1) emergency levies, (2) substitute levies, (3) incremental levies, and (4) conversion levies.	No provision.
Fiscal effect: Under current law, school districts contribute 23 mills of their recognized valuation toward base cost funding and up to 3.3 mills of recognized valuation toward special education, career-technical education, and transportation funding. Reducing the local share to 20 mills increases the state share of the calculated adequacy amount and reduces the local share. Additionally, the use of recognized valuation smoothes changes in state aid due to valuation reappraisals and updates. Using taxable value instead of recognized value for districts that levy less than 20.1 effective class-one operating mills eliminates this smoothing effect for those districts.	**Fiscal effect: Same as the Executive, but the impact of the lowered charge-off is tempered by phasing it in over five years. Also, the state share will increase and local share decrease for those districts with more than 25% of potential taxable valuation exempted from taxes.**	
334 EDU - 139 Transitional Aid and Growth Cap		
R.C. ***3306.19***	**R.C.** ***3306.19, 3306.191, 3306.192***	
Requires payment of a transitional aid subsidy to school districts to ensure that:	Same as the Executive, but makes the following changes to the transitional aid subsidy:	No provision.

Executive	As Passed by the House	As Passed by the Senate
(1) No district's combined state share of the adequacy amount plus prorated transportation payment in FY 2010 is less than 100% of its transitional aid base for FY 2009, which is equal to the state formula aid credited to the district for FY 2009 less any amount of that aid attributable to community school students and net of any additions or deductions for open enrollment students;	(1) Same as the Executive, but also includes the amount calculated for career-technical education in the base for transitional aid and adds the requirement that an amount paid to a district for students enrolled in the district under an open enrollment policy in the prior year but not eligible in the current year due to a change in the district's policy not be included in the district's transitional aid base.	(1) No provision.
(2) No district's combined state share of the adequacy amount plus prorated transportation payment in FY 2011 is less than 98% of its FY 2010 amount.	(2) Same as the Executive, but also includes the amount calculated for career-technical education and any adjustment due to the gain cap in the base for transitional aid, and adds the requirement that an amount paid to a district for students enrolled in the district under an open enrollment policy in the prior year but not eligible in the current year due to a change in the district's policy not be included in the district's transitional aid base.	(2) No provision.
Limits growth in a district's state share of the adequacy amount plus prorated transportation payment as follows:	Same as the Executive, but changes the growth limit as follows:	No provision.
(1) In FY 2010, to no more than 115% of its transitional aid base for FY 2009.	(1) In FY 2010, to no more than 101.9% of its transitional aid base for FY 2009.	(1) No provision.
(2) In FY 2011, to no more than 116% of its FY 2010 amount.	(2) In FY 2011, to no more than 101.9% of its FY 2010 amount.	(2) No provision.
No provision.	Requires an additional transitional aid payment in FY 2011 to account for the supplemental transportation payment equal to the difference of 98% of a district's FY 2010 total state education aid (including the supplemental transportation payment) and its fiscal year 2011 total state aid.	No provision.
No provision.	Guarantees each school district at least as much per pupil as the statewide per pupil amount paid for chartered nonpublic schools in auxiliary services funds and administrative cost reimbursement beginning in FY 2012.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Transitional aid ensures that no school district receives a decrease in state aid in FY 2010 and limits the decrease to 2% in FY 2011. The cap on growth ensures that no school districts sees growth in state aid greater than 15% in FY 2010 or 16% in FY 2011.	**Fiscal effect: Same as the Executive, except that the cap on growth ensures that no district sees growth in state aid greater than 1.9% in FY 2010 and FY 2011.**	
335 EDU - 181 Joint and Cooperative Programs		
	R.C. ***3306.22***	
No provision.	Specifies that the funding provisions surrounding the components of the adequacy amount do not prohibit school districts from using state money to establish and operate joint programs with each other. **Fiscal effect: None.**	No provision.
336 EDU - 23 School Spending Accountability		
R.C. ***3306.30, 3306.18, 3306.31-3306.34, 3306.40, 117.54***	**R.C.** ***3306.30, 3306.02, 3306.18, 3306.31-3306.34, 3306.40, 117.54, 3306.25, 3306.35, Section 265.70.80***	
Requires each school district, each community school, and each STEM school to submit to ODE a spending plan for state funds received for components of the school funding adequacy amount that deploys those funds for the purposes designated for each component and complies with the operating standards adopted by the State Board.	Same as the Executive, but instead of the stipulation that schools deploy funds for the purposes designated for each component requires the State Superintendent to adopt rules prescribing spending and reporting requirements for particular components of the adequacy amount, classified into three categories: (1) core academic strategies, (2) academic improvement, and (3) other funded components.	No provision.
No provision.	Requires that the rules for spending and reporting for core academic strategies apply to all school districts, community schools, and STEM schools; not take effect earlier than July 1, 2010; and provide flexibility for districts and schools rated as effective or excellent.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Requires that rules for spending and reporting for academic improvement apply only to school districts, community schools, and STEM schools in academic emergency or academic watch for two or more consecutive years, and not take effect earlier than July 1, 2011.	No provision.
No provision.	Requires that rules on other components apply to all school districts, community schools, and STEM schools; prescribe only reporting standards and not spending standards; and not take effect earlier than July 1, 2010.	No provision.
Requires each school district that has a high school with a graduation rate of 70% or less (1) to obtain the approval of its spending plan from ODE and the Governor's Closing the Achievement Gap Initiative and (2) to create and staff within its state-funded student support staff the position of linkage coordinator to serve as the primary mentor and service coordinator for students identified as potential nongraduates.	Same as the Executive, but changes qualifying districts to those with a three-year average graduation rate of 80% or less, notwithstands the spending plan requirement for these districts until FY 2011, requires the Governor's Closing the Achievement Gap Initiative to assist these districts in planning for implementation in FY 2011, specifies that only the items in a district's spending plan relating to its closing the achievement gap activities are subject to approval by ODE and the Governor's Closing the Achievement Gap Initiative, requires a linkage coordinator in each organizational unit, and requires the linkage coordinator to meet guidelines established by the Governor's Closing the Achievement Gap Initiative. Also, requires a qualifying district to implement actions prescribed by the Initiative in (1) each high school and (2) each elementary and middle school where less than 50% of the students have attained a proficient score on the 4th and 7th grade achievement tests in English language arts and mathematics. Also, requires the Initiative to work with each organizational unit of a qualifying district to assess its progress and assist it in ensuring compliance with the district's annual spending plan.	No provision.
Requires ODE to annually reconcile each district's, community school's, and STEM school's spending plan with its actual spending.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Requires the Superintendent of Public Instruction to certify to the State Board of Education by July 15 each year the amount each city, local, and exempted village school district spent in the previous fiscal year on each component of the district's adequacy amount.	Same as the Executive.	No provision.
Requires each school district, community school, and STEM school to undergo a performance audit once every five years under the direction of the Office of School Resource Management within ODE. Requires each district or school to submit a written response that specifies a timeline for implementing the audit recommendations. Requires that, at the end of that timeline, each district or school report its progress on implementing the recommendations.	Same as the Executive, but renames the required performance audits as performance reviews.	No provision.
Specifies the actions ODE must take when a school district, community school, or STEM school either fails to properly allocate state funds for at least five components of the adequacy amount, fails to submit or comply with a spending plan, fails to cooperate with a performance audit or submit a response or progress report, or fails to implement recommendations from a performance audit. Requires (1) ODE to provide technical assistance and the district or school to develop a three-year operations improvement plan in the first year of noncompliance, (2) ODE to appoint a State Intervention Team to assist the district or school in the second year of noncompliance, (3) the Superintendent of Public Instruction to appoint an Accountability Compliance Commission or a trustee to manage the district or school in the third year of noncompliance, and (4) the State Board of Education to revoke the district's charter or ODE to order the community school or STEM school to close in the fourth year of noncompliance.	Same as the Executive, but removes the provision by which ODE must take action when a school district, community school, or STEM school fails to properly allocate funds for at least five components of the spending plan, and instead adds that ODE must take action upon failure to comply with spending and reporting requirements. Also, specifies that the earliest accountability sanctions can apply is FY 2011.	No provision.
Specifies that the State Board of Education, at any time that a school district fails to comply with the spending accountability measures or to comply with the State Board's	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
new operating standards, may revoke the district's charter. Specifies that ODE may order a community school or STEM school to close if it fails to comply with the spending accountability measures.		
Requires the Auditor of State, when conducting an audit of a school district, community school, or STEM school, to determine whether the district or school (1) has developed and submitted, and is complying with a spending plan, and (2) is implementing recommendations from a performance audit. Requires that these determinations be recorded in the audit report.	Same as the Executive, but adds that the Auditor of State must determine whether the submitted spending plan complies with applicable reporting and expenditure standards and renames the performance audits as performance reviews.	No provision.
Permits school districts, community schools, and STEM schools to apply to the Superintendent of Public Instruction for a waiver of the bill's spending requirements or the State Board of Education's new operating standards. Directs that the waiver may be in effect for up to five years and may be renewed.	Same as the Executive.	No provision.
No provision.	Requires ODE to develop the "Formula Accountability and Transparency" form (FACT form) to provide a public comparison of funded components and actual spending for school districts, community schools, and STEM schools.	No provision.
Fiscal effect: (1) School district flexibility in the use of state funds will be restricted. **(2) School districts, community schools, and STEM schools will likely bear a local administrative cost for the preparation of spending plans, audit responses, and implementation plans.** **(3) ODE will bear an administrative cost relating to the review of spending plans and associated monitoring and reconciliation.** **(4) ODE will bear the cost of the performance audits. The bill earmarks $16.4 million in FY 2010 and $18.0 million in FY 2011 for these audits.**	**Fiscal effect: Same as the Executive, but district flexibility may be greater, especially for districts rated as excellent or effective; also, the earmark in FY 2010 is reduced to $5.0 million .**	

	Executive	As Passed by the House	As Passed by the Senate
337	**EDU - 186** **Payments for Students in Residential Facilities**		
			R.C. ***3313.64***
	No provision.	No provision.	Requires school districts that owe tuition for a regular education student housed in a residential facility to pay an amount determined by a formula approved by ODE, if the student (1) resides in a facility that is not a foster home or a facility maintained by the Department of Youth Services and (2) receives educational services at the facility from a school district under contract with the facility to provide those services. Requires that the formula be designed to calculate a per diem cost for the educational services provided to the child and to reflect the actual costs incurred in providing the services. **Fiscal effect: Fiscal effect will depend on the formula approved by ODE.**
338	**EDU - 172** **Distribution of School District Payments**		
		R.C. ***3317.01***	
	No provision.	Specifies that payments under Chapter 3317 of the Revised Code be made "periodically" rather than at least monthly as prescribed under current law. **Fiscal effect: Under the bill, payments to school districts under Chapter 3317 are adjustments and corrections due to special circumstances which may be calculated only a few times per year. Regular state aid payments calculated under Chapter 3306 retain the requirement to be paid at least monthly.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
339 EDU - 123 Formula Amount		
R.C. ***3317.02***	**R.C.** ***3317.02***	**R.C.** ***3317.02***
Prescribes formula amounts of $5,841 for FY 2010 and $5,952 for FY 2011 for (1) districts to use in calculating deposits into their textbook and instructional materials fund and capital and maintenance fund, and (2) the state to use in calculating payments to colleges and universities under the Post-Secondary Enrollment Options program.	Same as the Executive.	Same as the Executive, but prescribes the amounts as $5,746 for FY 2010 and $5,775 for FY 2011 and adds that these amounts be used for (1) payments to community schools, (2) payments to STEM schools, (3) payments for open enrollment students, and (4) other continuing payments using the "formula amount" as a factor.
340 EDU - 173 Uncollectable School District Taxes		
	R.C. ***3317.025***	
No provision.	Removes reference to Chapter 3317 of the Revised Code from provisions requiring the recalculation of state aid based on property tax receipts in the case of uncollectable taxes. **Fiscal effect: None - under the bill payments due to a school district based on property tax valuations are made under Chapter 3306 of the Revised Code, not Chapter 3317.**	No provision.
341 EDU - 124 ODJFS Reports to ODE		
R.C. ***3317.10, (Repealed)***	**R.C.** ***3317.10, (Repealed)***	
Repeals the law requiring the Department of Job and Family Services (ODJFS) to annually report to ODE the number of children in each school district ages 5 to 17 whose families participate in the Ohio Works First program.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The proposed school funding formula will not use the number of students whose families are enrolled in Ohio Works First to determine the economically disadvantaged for funding purposes, but will instead use the percentage of students reported as economically disadvantaged on the district report cards to target funding for economically disadvantaged students.	**Fiscal effect: Same as the Executive.**	

342 EDU - 28 All-Day Kindergarten

R.C. ***3321.05, 3321.01, 3317.03***	**R.C.** ***3321.05, 3321.01, 3317.03, 3306.01, Section 265.70.70***	
Requires each school district to offer all-day kindergarten to all kindergarten students, beginning in FY 2011, subject to the following exceptions: (1) requires districts to continue to accommodate kindergartners whose parents elect to enroll them for only half-day kindergarten; and (2) permits districts to apply for a waiver of the requirement to the Superintendent of Public Instruction. Permits the Superintendent to take into consideration space concerns or alternative delivery approaches when considering the waiver.	Same as the Executive.	No provision.
Eliminates the permanent law provision by which districts providing all-day kindergarten may charge tuition or fees.	Same as the Executive, except permits school districts and community schools that, in FY 2009, offered all-day kindergarten and charged tuition for participating students to continue to charge tuition in FY 2010 and FY 2011, at the same per student rate charged in FY 2009. Prohibits districts and community schools from charging tuition for all-day kindergarten after FY 2011.	No provision.
No provision.	Permits a school district to use space in a child day-care center licensed by the Department of Job and Family Services to provide all-day kindergarten to district students.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Permits school districts to use state funds provided under the school funding formula for the modification or purchase of classroom space to provide all-day kindergarten or to reduce class sizes in kindergarten through third grade if those funds are not specifically allocated for another purpose and the district certifies its need for additional space to ODE.	No provision.
Fiscal effect: Districts currently not providing all-day kindergarten may need to hire more teachers and acquire more classroom space. Districts currently charging tuition or fees for all-day kindergarten will no longer be able to do so, thus eliminating that local revenue stream. However, the school funding formula counts all kindergarten students as full time students instead of half time students as under current law.	**Fiscal effect: Same as the Executive, but offers an option to deal with space concerns that may be less costly than other options. Restores local revenue stream generated by tuition and fees charged for all-day kindergarten.**	

343 EDU - 51 Post-Secondary Enrollment Options Alternative Funding

R.C. ***3365.12, 3314.08, 3326.36, 3365.04, 3365.041, 3365.07-3365.10***	**R.C.** ***3365.12, 3314.08, 3326.36, 3365.04, 3365.041, 3365.07-3365.10***	**R.C.** ***3365.12, 3314.08, 3326.36, 3365.04, 3365.041, 3365.07-3365.10***
Authorizes the Superintendent of Public Instruction and the Chancellor of the Ohio Board of Regents jointly to adopt rules allowing school districts, community schools, STEM schools, and nonpublic schools to enter into alternative funding agreements to pay colleges and universities for high school students taking college courses through PSEO programs, including Seniors to Sophomores.	Same as the Executive.	Same as the Executive.
Fiscal effect: The rules adopted may provide flexibility in the amount and manner of payments made to colleges and universities for high school students participating in PSEO programs.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
344 EDU - 142 STEM School Funding		
R.C. ***3306.17, 3317.03, 3326.31 - 3326.34, 3326.38, 3326.51***	**R.C.** ***3306.17, 3317.03, 3326.31 - 3326.34, 3326.38, 3326.51***	**Sections:** ***235.30.44, 265.30.42***
Specifies the funding methodology and distribution for STEM schools based on the school's governance:	Same as the Executive.	Replaces the Executive provision with a provision that does the following:
(1) If the school is governed by a school district board of education as one of the schools of the district, counts the students in the school's formula ADM and credits funding to the district. (Counts students from other districts who enroll in the school in the formula ADM of the district operating the school, instead of the formula ADM of their resident districts.) Subjects the district to current law requiring the board to allocate to the STEM school the funds generated by the STEM school's students.	(1) Same as the Executive.	(1) Replaces the Executive provision with a provision by which the STEM school, as in current law, is paid in the manner prescribed for open enrollment students for students who live outside the governing district.
(2) Pays other STEM schools state funds directly, calculated using the proposed school funding formula incorporating the adequacy amount, with the following modifications:	(2) Same as the Executive, but makes the following conforming changes.	(2) Replaces the Executive provision with a provision that pays the per pupil amount computed in the manner prescribed under current law, but using prescribed formula amounts of $5,746 in FY 2010 and $5,775 in FY 2011 and the FY 2009 per pupil amounts for poverty-based assistance and parity aid.
(a) Does not apply the IQ Index in calculating the school's payments;	(a) Same as the Executive, but does not apply the ECF instead of the IQ index.	(a) No provision.
(b) Subjects the STEM school's funding calculation to the same modifications provided for "small school districts," meaning considers the school to be one organizational unit; does not provide funding for school nurses; and provides funding for one principal, one secretary, and one noninstructional aide under the administrative support services.	(b) Same as the Executive, but renames "school nurses" as "school nurse wellness coordinators."	(b) No provision.

Executive	As Passed by the House	As Passed by the Senate
345 EDU - 141 Community School Funding		
R.C. ***3306.16, 3314.03, 3314.08, 3314.083, 3314.084, 3314.087, 3314.091, 3314.10, 3314.26, 3317.03, Repealed: 3314.085, 3314.13***	**R.C.** ***3306.16, 3314.03, 3314.075, 3314.08, 3314.083, 3314.084, 3314.087, 3314.091, 3314.10, 3314.26, 3317.03, Repealed: 3314.085, 3314.13***	**Sections:** ***265.30.43, 265.30.42, R.C. 3314.08, 3317.02***
Requires that state payments be made directly to community schools, calculated using some elements of the adequacy amount for school districts, as follows:	Same as the Executive, but makes the following changes:	Replaces the House provision with a provision that calculates a per pupil amount to be deducted from each community school student's district of residence in the manner prescribed under current law, but using the prescribed formula amount of $5,746 in FY 2010 and $5,775 in FY 2011 and the FY 2009 per pupil amounts for poverty-based assistance and parity aid.
(1) Specifies that all community schools constitute one organizational unit for funding purposes, regardless of enrollment size;	(1) Replaces the Executive provision with a provision that calculates organizational units at one per 291 students, with a minimum of 0.5 organizational unit for brick and mortar schools and a maximum of one organizational unit for e-schools;	(1) No provision.
(2) Specifies a base teacher salary of $51,407 for FY 2010 and $52,402 for FY 2011 (same as school districts);	(2) Same as the Executive, but lowers the salary to $52,230 in FY 2011 (neither year is now equal to that used for school districts);	(2) No provision.
(3) Specifies that the IQ Index is not used in calculating community school payments;	(3) Replaces the Executive provision with a provision that applies the ECF to the same components as for school districts if the community school is either (1) a conversion school that was open for instruction prior to July 1, 2009, or a start-up school that is sponsored by a school district and at least 50% of its ADM from the prior year is from that district, in which case applies the ECF of the sponsor district, or (2) a community school that is rated for the previous school year as continuous improvement or higher, in which case applies the statewide average ECF. Applies the greater of the two if the community school meets both criteria.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
(4) No provision.	(4) Caps annual growth in per pupil payments to community schools in each fiscal year at 1.9%;	(4) No provision.
(5) Adjusts the model for "brick and mortar" community schools as follows:	(5) Same as the Executive, but makes the following changes:	(5) No provision.
(a) For additional services support, limits community schools to one counselor regardless of enrollment size, and one school nurse if ADM is less than 800 or one registered nurse if ADM is 800 or more;	(a) Same as the Executive, but changes the enrollment threshold to 418, changes "school nurses" to "school nurse wellness coordinators" and "registered nurses" to "district health professionals", and eliminates funding for these two factors as well as counselors during the FY 2010-FY 2011 biennium;	(a) No provision.
(b) For administrative services support, does not provide funding for a superintendent or a treasurer, and otherwise limits funding to one principal, one building manager, and one secretary.	(b) Same as the Executive, but calculates funding for principals and building managers as one per organizational unit instead of limiting funding to one and guarantees funding for at least one-half of one building manager and one-half of one secretary rather than limiting funding to no more than one building manager and one secretary.	(b) No provision.
(6) Adjusts the model for Internet- or computer-based community schools ("e-schools") as follows:	(6) Same as the Executive, but makes the following changes:	(6) No provision.
(a) For instructional services support, provides funding for core teachers, special education teachers, special education teacher's aides, and LEP teachers. Determines the number of core teachers funded by using a 1:125 student to teacher ratio for all grades. Does not provide funding for specialist teachers, career-technical teachers, lead teachers, or supplemental teachers.	(a) Same as the Executive.	(a) No provision.
(b) For additional services support, provides funding for one counselor regardless of enrollment size. Does not provide funding for student support staff, summer remediation, school nurses, or registered nurses.	(b) Same as the Executive, but eliminates funding for counselors during the FY 2010-FY 2011 biennium.	(b) No provision.

Executive	As Passed by the House	As Passed by the Senate
(c) Does not provide funding for administrative services support (superintendent, treasurer, principals, and administrative support personnel), operations and maintenance support, gifted education and enrichment support, or professional development.	(c) Same as the Executive.	(c) No provision.
(d) For technology resources support, provides $1,037 per pupil for technical equipment with no phase-in applied; does not provide funding for media services.	(d) Same as the Executive.	(d) No provision.
Repeals the law requiring each e-school to spend at least a portion of its per-pupil state payment on instruction, as the calculation is based on elements of the current funding formula, instead of the new model.	Same as the Executive.	No provision.
No provision.	Prohibits payment to a community school primarily serving dropouts for any time a student spends in non-classroom learning opportunities.	No provision.
No provision.	Requires ODE to compute the aggregate funding for two or more brick-and-mortar community schools located in the same building as if they were one community school and to pay each of the schools a per pupil amount of the aggregate, if the schools have at least one common member on their respective governing authorities and the same chief administrative officer.	No provision.
Fiscal effect: E-schools receive fewer components of the adequacy amount, thereby significantly reducing the amount of state funds they will receive through the funding formula as opposed to traditional school districts. **The bill appropriates $495.9 million in FY 2010 and $532.2 million in FY 2011 for formula aid payments to community schools, including e-schools.**	**Fiscal effect: Same as the Executive, but the bill appropriates $470.9 million in FY 2010 and $511.2 million in FY 2011 for formula aid payments to community schools, including e-schools. Also, for schools sharing a building, if one or more of the consolidating schools had an ADM below the minimum threshold of one-half organizational unit (145.5), calculation of portions of the state aid payments based on organizational units may decrease.**	**Fiscal effect: E-schools and community schools are funded on a per pupil basis as a deduction from the state aid allocated to the districts of residence of students attending community schools. There is no specific earmark for formula aid payments to community schools.**

Executive	As Passed by the House	As Passed by the Senate
346 EDU - 140 Funding Council		
R.C. ***3306.29***	**R.C.** ***3306.29, 3306.291, 3306.292, 3301.82***	**Section:** ***265.30.47***
Establishes the Ohio Research-Based Funding Model Advisory Council to submit biennial recommendations for revisions to the components of the adequacy amount calculation. Directs the Council to meet quarterly, beginning August 2009, and submit its recommendations by September of each even-numbered year.	Same as the Executive, but renames the Council as the Ohio School Funding Research Advisory Council and changes the date by which it is to submit its recommendations to December of each even-numbered year.	Replaces the House provision with a provision that establishes the Student-Centered Evidence-Based Funding Council to study and develop a student-centered, evidence-based funding model for schools that establishes a per pupil level of funding that will follow a student to the school that best meets individual learning needs. Requires the Council to report its recommendations to the General Assembly, the State Board of Education, and the Board of Regents by September 7, 2010.
Directs the Office of School Resource Management in ODE to provide staffing assistance to the Council.	Same as the Executive, but also requires ODE's Center for Creativity and Innovation to provide staff assistance to the Council.	Replaces the House provision with a provision that requires ODE to provide staff assistance to the Council.
Directs that the Council consist of the following members:	Same as the Executive, but makes the following changes to the Council's membership:	Replaces the House provision with a provision that specifies the following membership in the Council:
(1) the Superintendent of Public Instruction, or the Superintendent's designee;	(1) Same as the Executive.	(1) Same as the Executive, but does not explicitly mention the possibility of a designee.
(2) the Chancellor of the Board of Regents, or the Chancellor's designee;	(2) Same as the Executive.	(2) Same as the Executive, but does not explicitly mention the possibility of a designee.
(3) Two school district teachers, appointed by the Governor;	(3) Same as the Executive.	(3) Same as the Executive.
(4) Two nonteaching, nonadministrative school district employees appointed by the Governor;	(4) Same as the Executive.	(4) Same as the Executive.
(5) One school district principal, appointed by the Governor;	(5) Same as the Executive.	(5) Same as the Executive, but appointed by the Speaker of the House.

Executive	As Passed by the House	As Passed by the Senate
(6) One school district superintendent, appointed by the Governor;	(6) Same as the Executive.	(6) Same as the Executive, but appointed by the President of the Senate.
(7) One school district treasurer, appointed by the Governor;	(7) Same as the Executive.	(7) Same as the Executive, but appointed by the Speaker of the House.
(8) One representative of an institution of higher education, appointed by the Governor;	(8) Same as the Executive, but specifies that the representative be from a college of education within an institution of the University System of Ohio.	(8) Same as the House, but without specifying the University System of Ohio and appointed by the Speaker of the House.
(9) One member representing the business community, appointed by the Governor;	(9) Same as the Executive.	(9) Same as the Executive, but appointed by the President of the Senate.
(10) One member representing the general public, appointed by the Governor;	(10) Same as the Executive.	(10) Same as the Executive, but appointed by the President of the Senate.
(11) One member representing educational service centers (ESCs), appointed by the Governor;	(11) Same as the Executive.	(11) Same as the Executive, but appointed by the Speaker of the House.
(12) One parent of a student attending a school operated by a school district, appointed by the Governor;	(12) Same as the Executive.	(12) Same as the Executive.
(13) One member representing community schools, appointed by the Governor;	(13) Replaces the Executive provision with a provision that adds to the membership all of the following: (1) one representative of community school sponsors, (2) one representative of nonprofit operators of community schools, (3) one community school fiscal officer, and (4) one parent of a community school student.	(13) Same as the House, but (2) does not designate "nonprofit"; (2) and (4) are appointed by the President of the Senate and (3) is appointed by the Speaker of the House.
(14) One member representing early childhood education providers, appointed by the Governor;	(14) Same as the Executive.	(14) Same as the Executive.
(15) Two members of the House of Representatives appointed by the Speaker, one of whom should be from the minority party, recommended by the Minority Leader;	(15) Same as the Executive.	(15) Same as the Executive, but does not specify that appointees must be members of the House.

Executive	As Passed by the House	As Passed by the Senate
(16) Two members of the Senate appointed by the Senate President, one of whom should be from the minority party, recommended by the Minority Leader.	(16) Same as the Executive.	(16) Same as the Executive, but does not specify that appointees must be members of the Senate.
(17) No provision.	(17) One member of a school district board of education, appointed by the Governor;	(17) Same as the House, but appointed by the President of the Senate.
(18) No provision.	(18) One representative of philanthropic organizations, appointed by the Governor;	(18) Same as the House, but appointed by the Speaker of the House.
(19) No provision.	(19) One representative of the Ohio Academy of Science, appointed by the Governor.	(19) Same as the House, but appointed by the President of the Senate.
(20) No provision.	(20) No provision.	(20) One representative of chartered nonpublic schools, appointed by the Speaker of the House.
(21) No provision.	(21) No provision.	(21) The Governor, who is designated as the chair of the Council.
No provision.	Requires the Council, when preparing its first report, to analyze the adequacy of the model's financing for (1) gifted education services, (2) career-technical education, (3) arts education, (4) services for limited English proficient students, and (5) early college high schools.	Replaces the House provision with a provision that requires the Council to examine (1) an extended school day or year, (2) universal versus targeted class size reduction, (3) alternatives to class size reduction, (4) effective services for disadvantaged students, (5) universal versus targeted all-day kindergarten, (6) other early learning services, (7) local flexibility to tailor services differently than the model's specifications, (8) the effects of alternative local share requirements on the equity of the funding system, (9) local funding capacity above the adequacy level. Also, requires that the Council recommend supplemental funding for disadvantaged students and an appropriate level of enhancement funding for low property wealth schools.
No provision.	Authorizes the Council to address (1) strategies and incentives to promote school cost-saving measures and efficiencies, (2) options for adding learning time to the school year, (3) the adequacy of the model's accounting for and	No provision.

Executive	As Passed by the House	As Passed by the Senate
	financing of operation costs, and (4) the accuracy of the funding model's component calculations and the model as a whole.	
No provision.	Establishes a subcommittee of the Council to make recommendations for fostering collaboration between school districts and community schools, including fiscal incentives for collaboration. Requires the subcommittee to report its findings by September 1, 2010, and periodically thereafter.	No provision.
No provision.	Permits the Council the establish other subcommittees and to appoint non-Council members to those subcommittees.	No provision.
Fiscal effect: There are likely administrative costs associated with the Council. There is no direct appropriation for this purpose, however the bill earmarks $600,000 in each fiscal year for the Office of School Resource Management which, among its other duties, is directed to provide staffing assistance to the Council.	**Fiscal effect: Same as the Executive, but also earmarks $700,000 in each fiscal year for the Center for Creativity and Innovation which, among its other duties, is directed to provided staffing assistance to the Council.**	**Fiscal effect: ODE will likely have increased administrative costs associated with the Council.**

347 EDU - 110 Funding for Joint Vocational School Districts

R.C. ***3306.14, Section 265.30.50***	**R.C.** ***3306.14, Section 265.30.50***	**Section:** ***265.30.50***
Directs ODE to distribute funds within GRF appropriation item 200550, Foundation Funding, to each joint vocational school district (JVSD) receiving funds in FY 2009. Specifies that each JVSD receive funding equal to the amount received in the previous year inflated by 1.9%.	Same as the Executive.	Same as the Executive.
Requires the Partnership for Continued Learning to establish a JVSD funding committee, whose members shall include members of the Partnership, as well as business leaders and representatives of JVSDs selected by the State Superintendent and the Chancellor of the Board of Regents, to study the extent to which current JVSD programming and	Same as the Executive, but changes the committee to a career-technical education funding committee and specifies that the committee include: (1) one or more representatives of the Partnership selected by the Partnership; (2) one or more business leaders selected by the State Superintendent; (3) three representatives of each of the following, all	No provision.

Executive	As Passed by the House	As Passed by the Senate
funding are responsive to state, regional, and local business and industry needs.	appointed by the State Superintendent: (a) JVSDs, (b) compact career-technical programs, and (c) comprehensive career-technical programs; and (4) one member of a school district board of education selected by the Governor.	
Requires the committee to issue a report by September 1, 2010, containing its recommendations for revisions to JVSD programming and funding.	Same as the Executive, but changes the recommendations to revisions to career-technical education programming and funding, rather than JVSD programming and funding.	No provision.
Requires that the General Assembly enact laws implementing revisions to JVSD programming and funding by July 1, 2011.	Replaces the Executive provision with a provision that requires the General Assembly to consider the enactment of the committee's recommended revisions to career-technical education funding and programming.	No provision.
Fiscal effect: The bill earmarks $263.2 million in FY 2010 and $268.2 million in FY 2011 for payments to JVSDs. There are also likely administrative costs associated with the JVSD funding committee.	**Fiscal effect: Same as the Executive, but eliminates the specific dollar amount in the earmark for JVSD payments.**	**Fiscal effect: Same as the House, but without the costs of the JVSD funding committee.**

348 EDU - 194 Reporting of Federal Stimulus Funding to School Districts

		Sections: ***265.30.55, 265.30.56***
No provision.	No provision.	Requires ODE, within 90 days of the bill becoming law, to send a letter to each school district superintendent notifying the district of the amount of federal funds the district is expected to receive under the American Recovery and Reinvestment Act of 2009 over the biennium and stating that continuation of those funds in future biennia cannot be guaranteed.
No provision.	No provision.	Requires each district superintendent to sign an acknowledgement of receipt of the letter and to return it to ODE within 30 days after its receipt.
No provision.	No provision.	Requires each district board of education to place the acknowledgment of the letter on its next meeting agenda, and, through its president, to sign an acknowledgement of receipt and return it to ODE.

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	Requires each district board of education to adopt and submit to ODE a draft plan indicating how it plans to deploy the funds the district will receive under the American Recovery and Reinvestment Act of 2009. **Fiscal effect: Minimal.**

349 EDU - 111 Cleveland Municipal School District Early Adopter Project

Section: ***265.40.90***

Provides the Cleveland Municipal School District (CMSD) full funding of its state share of the adequacy amount under the provisions of R.C. 3306.	No provision.	No provision.
Permits the CMSD CEO, upon the expiration of the current collective bargaining agreement, to reassign teachers according to the needs of students in individual organizational units.	No provision.	No provision.
Requires CMSD to undergo a curriculum audit and a business and operational management study, to be conducted by an organization with experiences in conducting such studies of urban districts selected by the Superintendent of Public Instruction in consultation with the CMSD CEO.	No provision.	No provision.
Requires the CMSD CEO to collaborate with CMSD's Advisory Council to create a five-year strategic plan. Requires the plan to implement the recommendations of the curriculum audit and the business and operational management study, unless the Superintendent of Public Instruction grants a waiver of the requirement. Requires the district board of education to adopt the strategic plan and monitor its implementation. Requires the Superintendent of Public Instruction to provide technical assistance and monitoring.	No provision.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Requires CMSD to hire a Chief Systems Redesign Officer, who reports directly to the CMSD CEO, to create a five-year redesign plan for each organizational unit.	No provision.	No provision.
Requires CMSD to create a Systems Redesign Advisory Council. Directs the Council to make recommendations to the Chief Systems Redesign Officer regarding implementation of the system redesign of the organizational units; implementation of the recommendations of the curriculum audit, business and operational management study, and the Human Ware Audit; and any other matters requested by the Chief Systems Redesign Officer.	No provision.	No provision.
Requires CMSD to create a Transformational Leadership Team in each organizational unit to implement a systems redesign of the organizational unit and to define student success.	No provision.	No provision.
Requires the CMSD CEO to issue a progress report at the end of each fiscal year to the Governor and Superintendent of Public Instruction. Requires that if the Superintendent determines there has been insufficient progress toward meeting the recommendations of the curriculum audit and business and operational management study in FY 2010, CMSD is not eligible in FY 2011 for funds provided for the Early Adopter Project in GRF appropriation item 200422, School Management Assistance, and transitional aid.	No provision.	No provision.
Fiscal effect: Unlike other school districts, no part of the adequacy amount will be phased in for CMSD. Additionally, $1.0 million is earmarked in each fiscal year in GRF appropriation item 200422, School Management Assistance, to fund the studies directed and assist with training and implementation of the Early Adopter Project.		

Executive	As Passed by the House	As Passed by the Senate
350 EDU - 112 Educational Service Centers Funding		
R.C. ***3306.15, Section 265.50.10***	**R.C.** ***3306.15, 3306.21, 3306.32, 3306.321, Section 265.50.10***	**Section:** ***265.50.10***
Specifies that state funding for educational service centers (ESCs) in FY 2010 and FY 2011 be equal to 90% of the funding provided in FY 2009.	Replaces the Executive provision with a provision that requires the per pupil state payments at the full amount first to ESCs for the students from local school districts, then to students from exempted village and city school districts, and then for brick-and-mortar community school students, and finally for STEM school students. Permits an ESC that assumed the contract of a dissolved ESC to provide services to a city or exempted village school district to receive state funds for the students in that district in the same manner as the dissolved ESC would have.	Replaces the House provision with a provision that requires that if the amount appropriated is not enough to cover the total amount calculated under law, ODE use the same methodology it used in FY 2009 to allocate funding.
Establishes the Educational Service Center (ESC) Study Committee to study the extent to which the current ESC system supports school districts in academic achievement, teacher quality, shared educational services, and the purchasing of services and commodities. Directs the committee to make recommendations regarding (1) a new regional service delivery system, (2) ESC governance structure, and (3) accountability metrics for ESCs. Requires a progress report due by July 1, 2010 and a final report due to the Governor by October 1, 2010.	Same as the Executive, but adds a member of a school district board of education, appointed by the Governor, to the Committee.	No provision.
Requires each ESC to undergo a performance audit during FY 2010 and FY 2011 conducted by the Auditor of State or a vendor contracted by ODE. Directs ODE, the Office of Budget and Management, and the Auditor of State to agree to the audits' scope and set metrics for (1) operational standards utilized by each ESC, (2) utilization of services by school districts, and (3) the quality of educational and professional development services.	Replaces the Executive provision with a provision that requires a performance review of each ESC every five years and requires ODE to review the final report of each ESC performance review and, if necessary, to provide technical assistance to the service center.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	States that the funding provisions of the Evidence Based Model do not affect or limit the authority granted in current law for school districts, community schools, and STEM schools to contract for services with ESCs.	No provision.
Fiscal effect: The bill earmarks $42.3 million in each fiscal year for payments to ESCs. The bill earmarks $16.4 million in FY 2010 and $18.0 million in FY 2011 for audits and a portion of the amount is directed to be used for the performance audits of ESCs. There are likely administrative costs associated with the ESC Study Committee.	**Fiscal effect: Same as the Executive, but increases the earmark for ESC payments to $47.0 million in each fiscal year and lowers the FY 2010 earmark for performance reviews to $5.0 million.**	**Fiscal effect: Same as the the House, but without the cost and earmark for performance reviews.**

351 EDU - 55 State School for the Blind and School for the Deaf

Section: ***265.60.50***

Requires the Superintendent of Public Instruction to study the viability of funding the Ohio State School for the Blind and Ohio School for the Deaf through the evidence-based funding model proposed by the bill and to issue, by June 30, 2010, a report describing the findings and recommendations for a transparent, sustainable funding mechanism for the schools.	No provision.	No provision.
Fiscal effect: Minimal increase in administrative costs for completion of the study.		

Executive	As Passed by the House	As Passed by the Senate
352 EDU - 20 Foundation and Transitional Aid Funding Reimbursement		
Section: ***265.60.70***	**Section:** ***265.60.70***	**Section:** ***265.60.70***
Specifies that no school district for which a reduction was made in its reported formula ADM for FY 2005 based on community school enrollment reports and, accordingly, for which a reduction was made in its foundation or transitional aid funding for FY 2005, FY 2006, or FY 2007, has a legal right to reimbursement for that reduction in funding except as expressly provided in a final court judgment or settlement agreement.	Same as the Executive, but specifies that the settlement agreement must be executed on or before June 1, 2009.	Same as the House.
Community Schools		
353 EDU - 50 Funding and Expenditure Accountability Reports		
R.C. ***3302.031***	**R.C.** ***3302.031***	
Requires ODE annually to prepare a funding and expenditure accountability report for each community school and STEM school as it currently does for all school districts and requires that a hard copy of this and other reports be provided to school districts, community schools, and STEM schools.	Same as the Executive, but removes the requirement for the provision of hard copies.	No provision.
Fiscal effect: Minimal.	**Fiscal effect: Same as the Executive, except ODE may realize a reduction in printing and distribution costs.**	
354 EDU - 91 Sale of School District Property		
R.C. ***3313.41, 3314.051, 3318.08***	**R.C.** ***3313.41, 3314.051, 3318.08***	
Repeals the following requirements:	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
(1) that a school district first offer property suitable for classroom space for sale to start-up community schools in the district before otherwise disposing of it;	Same as the Executive.	No provision.
(2) that a school district offer property suitable for classroom space for sale to start-up community schools in the district when the district has not used the property for educational purposes for one year and has not adopted a plan to so use that property within the next three years.	Same as the Executive.	No provision.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	
355 EDU - 5 Community School Report Cards		
R.C. ***3314.012***	**R.C.** ***3314.012***	
Eliminates the requirement that a community school must be in operation for two full school years before ODE may issue a report card for that community school.	Same as the Executive.	No provision.
Fiscal effect: Minimal increase in administrative costs for ODE.	**Fiscal effect: Same as the Executive.**	
356 EDU - 87 Community School Sponsor Oversight		
R.C. ***3314.015, 3314.021, 3314.027, 3314.191***	**R.C.** ***3314.015, 3314.021, 3314.027, 3314.191***	
Clarifies that ODE's authority to oversee and monitor community school sponsors applies to all sponsors, regardless of whether they must initially be approved by ODE for sponsorship.	Same as the Executive.	No provision.
Permits ODE to place a sponsor in probationary status or to suspend or restrict the sponsor's authority to sponsor community schools for failure to intervene to correct problems at a school.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Prescribes other, graduated sanctions that ODE must take if the sponsor fails to take certain oversight actions or if one or more of the sponsor's community schools fails to meet certain criteria. Requires that, in the first year, ODE provide technical assistance and the sponsor prepare a three-year improvement plan and notify parents. Requires that, if a failure occurs in a second consecutive year, ODE place the sponsor on probationary status and monitor the sponsor's implementation of remedies. Requires that, if a failure occurs in a third consecutive year, ODE revoke the sponsor's authority to sponsor community schools.	Same as the Executive.	No provision.
Requires a sponsor to provide annual assurances to ODE that each community school it sponsors is in compliance with criminal records check and supervision requirements for private contractor employees working in the school.	Same as the Executive.	No provision.
Requires ODE's annual report on community schools to include the performance of community school sponsors.	Same as the Executive.	No provision.
Fiscal effect: May increase administrative costs for ODE.	**Fiscal effect: Same as the Executive.**	
357 EDU - 160 Community School Sponsors		
	R.C. *3314.015*	
No provision.	Prohibits a sponsor from initially entering into a sponsorship contract with a community school if more than 33% of the sponsor's existing schools in Ohio are in academic watch or academic emergency.	No provision.

Executive	As Passed by the House	As Passed by the Senate
358 EDU - 12 New Start-Up Community Schools		
R.C. ***3314.016***	**R.C.** ***3314.016***	
Revises the exception to the cap on new start-up community schools by prohibiting contracts with operators that manage other schools in Ohio, unless at least one of those schools has a report card rating higher than academic watch.	Same as the Executive.	No provision.
Fiscal effect: May limit a start-up community school's choice of operator.	**Fiscal effect: Same as the Executive.**	
359 EDU - 200 JVSD Conversion Community Schools		
		R.C. ***3314.02***
No provision.	No provision.	Permits the conversion of a building operated by a joint vocational school district board of education into a community school, in the same manner as a building operated by a city, local, or exempted village school district board of education or an educational service center governing board may be converted under current law.
		Fiscal effect: None.
360 EDU - 7 Community School Operators		
R.C. ***3314.014, 3314.024, 3314.028***	**R.C.** ***3314.024***	
Requires operators of community schools to be nonprofit entities. Exempts community schools with current contracts with for-profit operators from this requirement until the contracts expire.	No provision.	No provision.
Requires that contracts between a community school and an operator be selected through a competitive bidding process established by ODE.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Some community schools may need to contract with a different operator after the termination of their current contracts.	**Fiscal effect: May reduce the schools flexibility in choosing an operator.**	

361 EDU - 13 Appeal of Termination or Nonrenewal of Operator Contract

R.C. ***3314.026, Repealed***	**R.C.** ***3314.026, Repealed***	
Repeals current law that permits a community school operator whose contract will be terminated or not renewed by the school's governing authority to appeal the decision to the school's sponsor, or in some cases, to the State Board of Education, and that requires the operator to replace the school's governing authority if the operator prevails in the appeal.	Same as the Executive.	No provision.
Fiscal effect: Any costs related to the appeal process would be eliminated and community schools would have more flexibility in terminating or not renewing contracts with operators.	**Fiscal effect: Same as the Executive.**	

362 EDU - 176 Community School Location

	R.C. ***3314.028***	**R.C.** ***3314.028***
No provision.	Permits a community school, beginning in the 2009-2010 school year, to operate from its current facility, rather than relocating to another school district, if the school meets the following criteria:	Same as the House.
No provision.	(1) it has been located in its current facility for at least three years,	Same as the House.
No provision.	(2) it is sponsored by a school district adjacent to the district in which the school is located,	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
No provision.	(3) it emphasizes serving gifted students, and	Same as the House.
No provision.	(4) it has been rated continuous improvement or higher for the previous three years.	Same as the House.

363 EDU - 52 Community School Accountability

R.C. ***3314.03, 3314.42-3314.44***	**R.C.** ***3314.03, 3314.42-3314.44***	**R.C.** ***3314.44***
Removes the opening date exception for community schools that serve dropouts and requires those schools to open not later than September 30 of each school year as required of other community schools.	Same as the Executive.	No provision.
Requires the governing authority of each community school to submit to the school's sponsor a copy of any corrective action plan for the school required by ODE.	Same as the Executive.	No provision.
Specifies that community schools are educational institutions to which student records may be released for a legitimate educational purpose without the consent of the student or the student's parent.	Same as the Executive.	No provision.
Specifies that if a community school closes, the chief administrative officer must transmit all educational records to ODE according to a deadline prescribed by ODE and that failure to do so is a third degree misdemeanor.	Same as the Executive.	Same as the Executive, but specifies that the records must be transmitted to the student's resident district within seven business days, instead of to ODE according to a deadline prescribed by ODE.
Fiscal effect: Minimal.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Minimal.**

	Executive	As Passed by the House	As Passed by the Senate
364	**EDU - 158** **Community School Consolidation**		
		R.C. ***3314.075, 3306.16***	
	No provision.	Permits two or more brick-and-mortar community schools located in the same building that have at least one common member on their respective governing authorities and the same chief administrative officer to consolidate into one community school. **Fiscal effect: Allows for the consolidation of the assets and liabilities of all of the consolidating schools into the single school.**	No provision.
365	**EDU - 209** **Community School Calamity Days**		
			R.C. ***3314.08***
	No provision.	No provision.	Requires the Department of Education to waive the number of hours a community school is closed for a public calamity as long as the school provides the required minimum number of learning opportunities to students in the school year. **Fiscal effect: May increase the full-time equivalent ADM count for community schools by counting the time schools are closed due to public calamity.**

	Executive	As Passed by the House	As Passed by the Senate
366	**EDU - 212 E-School Instructional Spending**		
			R.C. ***3314.085***
	No provision.	No provision.	Adds computers and software to the instructional items for which Internet or computer-based community schools (e-schools) may use the per pupil amount of state funds calculated for base classroom teachers. (Current law allows those funds to be used only for teachers, curriculum, academic materials other than computers, and other instructional purposes designated by the Superintendent of Public Instruction.) **Fiscal effect: Allows e-schools more flexibility in using state funds received for base classroom teachers.**
367	**EDU - 4 Community School Teachers**		
	R.C. ***3314.102, 3314.03, 3314.19, 3314.21***	**R.C.** ***3314.102, 3314.03, 3314.19, 3314.21***	
	Requires that teachers hired on or after the provision's effective date to teach core academic subjects in community schools that receive federal Title I funds meet the definition of highly qualified teacher as defined in section 3319.074 of the Revised Code. **Fiscal effect: None.**	Same as the Executive. **Fiscal effect: Same as the Executive.**	No provision.
368	**EDU - 165 Community Schools - Operator Reporting**		
		R.C. ***3314.192***	
	No provision.	Requires community school sponsors annually to report to ODE information about operators hired by the schools they sponsor. **Fiscal effect: Minimal.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
369 EDU - 162 Closure of Community Schools		
	R.C. *3314.35*	**R.C. *3314.35***
No provision.	Revises the current performance criteria that trigger automatic closure of a community school effective July 1, 2009, as follows:	No provision.
No provision.	(1) For schools that do not offer a grade higher than 3, requires closure if the school has been in academic emergency for three of the four most recent years, instead of four consecutive years;	No provision.
No provision.	(2) For schools that offer any of grades 4 to 8 but no grade higher than 9, requires closure if the school has been in academic emergency for two of the three most recent years, instead of three consecutive years, and has shown less than one year of academic growth in reading or math for at least two of the three most recent years;	No provision.
No provision.	(3) For a school that offers any of grades 10 to 12, requires closure if the school has been in academic emergency for three of the four most recent years, instead of three consecutive years with two years not showing two years of academic growth in reading or math.	No provision.
No provision.	Exempts from automatic closure community schools in which a majority of the enrolled students are children with disabilities receiving special education and related services.	Same as the House.
	Fiscal effect: Certain community schools may be closed.	

Executive	As Passed by the House	As Passed by the Senate
370 EDU - 83 Community School On-Site Evaluations		
R.C. ***3314.39***	**R.C.** ***3314.39, 265.60.10***	
Requires ODE to conduct an on-site visit of each community school at least every five years to evaluate the school's operations. Requires ODE, during each visit, to do the following: (1) Determine if the school has complied with the terms of the contract with its sponsor; (2) Determine if the school has complied with all applicable laws and administrative rules, including laws regarding community school academic and fiscal accountability; (3) Corroborate the academic and fiscal performance of the school reported annually to ODE by the sponsor; and, (4) Review, if applicable, the school's progress in implementing a continuous improvement plan.	Same as the Executive, but suspends the requirement to conduct site visits of each community school once every five years and instead includes community schools in the bill's pilot program of school visits along with district-operated schools.	No provision.
Specifies that each site-visit may include school tours, classroom observations, and interviews with administrators, teachers, or other school staff, parents, community members, or students.	Same as the Executive, but requires, rather than permits, that these activities be included in the site visits.	No provision.
Requires schools to provide any data, documents, or other materials ODE considers necessary to conduct a thorough on-site visit.	Same as the Executive.	No provision.
Requires ODE, upon completion of each visit, to issue a written report summarizing its findings and establishes procedures for review of the report by the sponsor and governing authority of the school. Requires ODE to post the final version of the report on its website.	Same as the Executive.	No provision.
Permits the sponsor of a community school to consider the findings contained in the report in deciding whether to place the school in probationary status, to suspend the operation of the school, or to terminate the school's contract. Specifies	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
that ODE may revoke the sponsor's approval to sponsor community schools if the sponsor fails to take any of these actions ODE determines are warranted based on the report.		
Requires the State Board of Education to adopt rules to implement this section.	Same as the Executive.	No provision.
Fiscal effect: The bill permits these visits to be conducted in conjunction with visits required for schools in academic emergency, thus, limiting travel costs for these trips. However, visits conducted for schools not in academic emergency could result in increased administrative costs for ODE. Schools may also have increased administrative costs depending on what is required of them by ODE to conduct a thorough on-site visit.	**Fiscal effect: Same as the Executive, but there may be savings if visits of fewer community schools are required under the pilot program. Schools may also incur increased administrative costs for conducting the specific activities the bill now requires at each site visit.**	
371 EDU - 107 Community School SBH Subsidy		
Section: ***265.50.60***	**Section:** ***265.50.60***	**Section:** ***265.50.60***
Continues the payment in FY 2010 and FY 2011 of a subsidy for certain community schools with at least 50% of students enrolled receiving education and services for a severe behavior handicap (SBH). Specifies that the amount of the subsidy not be deducted from the students' resident school district.	Same as the Executive.	Same as the Executive, but makes a change to conform the subsidy to the different funding system.
Fiscal effect: Provides for higher state payments to the affected community school.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
372 EDU - 108 Community School Operation from Residential Facilities		
Section: ***265.50.80***	**Section:** ***265.50.80***	**Section:** ***265.50.80***
Continues to prohibit a community school that was not open for operation as of May 1, 2005, from operating from certain residential facilities that receive and care for children.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
373 EDU - 109 Early College Start Up Community School		
Section: ***265.50.90***	**Section:** ***265.50.90***	**Section:** ***265.50.90***
Continues to permit an early college high school that is currently run by a Big Eight school district in partnership with a private university to operate as a start-up community school if certain conditions are met.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
Educator Provisions		
374 EDU - 27 Educator Preparation Programs		
R.C. ***3301.12, 3333.048, 3333.049, Repealed: R.C. 3319.23***	**R.C.** ***3301.12, 3333.048, 3333.049, Repealed: R.C. 3319.23***	**R.C.** ***3301.12, 3333.048, 3333.049, Repealed: R.C. 3319.23***
Transfers responsibility for approving teacher preparation programs from the State Board of Education to the Chancellor of the Board of Regents and expands the requirement to include approval of preparation programs for other school personnel. Directs the Chancellor, jointly with the Superintendent of Public Instruction, to: (1) establish metrics and courses of study for the preparation of educators and other school personnel and the institutions of higher education with preparation programs; and (2) provide for inspection of the institutions.	Same as the Executive, but requires the Chancellor and Superintendent to establish "educator preparation programs" instead of "courses of study."	Same as the House.
Requires the Chancellor to issue an annual report on the quality of approved teacher preparation institutions.	Same as the Executive.	Same as the Executive.
Fiscal effect: There will likely be some costs relating to the establishment of metrics and inspections of institutions. The provision specifies that if the adopted metrics and regulations require curricular changes in the institutions that money be allocated from its existing appropriations.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
375 EDU - 35 Teacher Tenure		
R.C. ***3319.08***	**R.C.** ***3319.08***	**R.C.** ***3319.08***
Adds to the qualifications for a continuing contract (tenure) for regular classroom teachers who become licensed for the first time on or after January 1, 2011, a requirement that the teacher has held an educator license for at least nine years.	Same as the Executive, but reduces the required number of years to five.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Stipulates that these tenure requirements override any conflicting collective bargaining agreement entered into on or after the provision's effective date.	Same as the Executive.	Same as the Executive.
Clarifies that classroom teachers first licensed prior to January 1, 2011, are eligible for tenure if they have completed current continuing education requirements since the initial receipt of an educator license, unless that license was a substitute teaching license.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

376 EDU - 29 Termination of Teacher Employment Contracts

R.C. *3319.16*	**R.C. *3319.16***	**R.C. *3319.16***
Eliminates "gross inefficiency or immorality" and "willful and persistent violations of reasonable regulations of the board of education" as statutory grounds for termination of a school district teacher employment contract.	Same as the Executive.	Same as the Executive.
Retains "good and just cause" as statutory grounds for termination of a school district teacher employment contract.	Same as the Executive.	Replaces the Executive provision with a provision that eliminates "good and just cause" as statutory grounds for termination of a school district teacher employment contract and adds "violation of written rules and regulations [of] the board of education" or "incompetency, inefficiency, dishonesty, drunkenness, immoral conduct, insubordination, discourteous treatment of the public, neglect of duty, or any other acts of misfeasance, malfeasance, or nonfeasance" as statutory grounds for termination.
Specifies that the bill's changes to the grounds for termination prevail over any conflicting collective bargaining agreement entered into after the changes' effective date.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: None.**

Executive	As Passed by the House	As Passed by the Senate
377 EDU - 199 Contract Termination Referees		
		R.C. ***3319.161***
No provision.	No provision.	Repeals the current law provision that limits referees who hear termination cases of licensed educators to hearing no more than two cases per school year. **Fiscal effect: None.**
378 EDU - 18 School District Reductions in Force		
R.C. ***3319.17, 3319.172***	**R.C.** ***3319.17, 3319.172***	
Removes the phrase "for financial reasons" from the list of statutory reasons a school district or educational service center may make reductions in force in its teaching and nonteaching staff.	Same as the Executive.	No provision.
Repeals the current law specifying that statutory standards for reductions in force of teaching and nonteaching employees prevail over conflicting provisions of collective bargaining agreements entered into after September 29, 2005.	Same as the Executive.	No provision.
Fiscal effect: May reduce some of the flexibility the districts and ESCs have in reducing staff.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate

379 EDU - 26 Educator Licensure

R.C. ***3319.22, 3319.222, 3319.26, 3319.28,***
Repealed: R.C. 3319.222, 3319.302, 3319.304

Requires the State Board of Education to establish qualifications for the following types of educator licenses and to begin issuing them January 1, 2011:
(1) A four-year, nonrenewable resident educator license for which the minimum qualifications must be a bachelor's degree from a teacher preparation program;
(2) A five-year, renewable professional educator license for which the minimum qualifications must be a bachelor's degree from an accredited institution of higher education, successful completion of the Ohio Teacher Residency Program for applicants whose prior license was a resident educator license or an alternative resident educator license, and demonstration that students in the applicant's classroom have achieved a value-added measure designated by the Superintendent of Public Instruction;
(3) A five-year, renewable senior professional educator license for which the minimum qualifications must be a master's degree from an accredited institution of higher education, previous receipt of a professional educator license, meeting the criteria for the accomplished or distinguished level of performance described in the Educator Standards Board's teacher standards, and demonstration that students in the applicant's classroom have achieved a value-added measure designated by the Superintendent; and
(4) A five-year, renewable lead professional educator license for which the minimum qualifications must be a master's degree from an accredited institution of higher education, previous receipt of a professional or senior professional educator license, meeting the criteria for the distinguished level of performance described in the Educator Standards

R.C. ***3319.22, 3319.222, 3319.26, 3319.28,***
Repealed: R.C. 3319.222, 3319.302, 3319.304

Same as the Executive, but eliminates the requirement that an applicant for a professional, senior, or lead educator license must demonstrate that students in the applicant's classroom have achieved a value-added measure designated by the Superintendent and specifies that the accreditation of the institutions of higher education from which applicants for a professional, senior, or lead educator license have degrees must be from a regional accrediting organization.

R.C. ***3319.22, 3319.222, 3319.26, 3319.28,***
Repealed: R.C. 3319.222, 3319.302, 3319.304

Same as the House, but reinstates the Executive provision requiring an applicant for a professional, senior, or lead educator license to demonstrate that students in the applicant's classroom have achieved a value-added measure desingated by the Superintendent of Public Instruction; and makes the resident educator license renewable.

Executive	As Passed by the House	As Passed by the Senate
Board's teacher standards, either certification from the National Board for Professional Teaching Standards or meeting the Educator Standards Board's criteria for a lead teacher, and demonstration that students in the applicant's classroom have achieved a value-added measure designated by the Superintendent.		
Permits the State Board to issue additional educator licenses of categories and types it elects to provide.	Same as the Executive.	Same as the Executive.
Specifies that the State Board's qualifications for obtaining a principal license (1) must be aligned with the Educator Standards Board's principal standards, and (2) require an applicant to demonstrate that students in the applicant's classroom or building have achieved a value-added measure designated by the Superintendent.	Same as the Executive, but eliminates the requirement that an applicant for a principal license must demonstrate that students in the applicant's classroom or building have achieved a value-added measure designated by the Superintendent.	Same as the Executive.
Repeals the prohibition on the State Board requiring an educator license for teaching children two years old or younger.	Same as the Executive.	Same as the Executive.
Renames the alternative educator license as the "alternative resident educator license" and makes it a four-year nonrenewable license for teaching in grades 4-12, instead of a two-year license limited to grades 7-12. Requires applicants for the license to complete an intensive pedagogical training institute to be developed by the Superintendent and the Chancellor of the Board of Regents. Requires a holder of the license to participate in the Ohio Teacher Residency Program.	Same as the Executive.	Same as the Executive, but makes the alternative resident educator license renewable.
Eliminates the one-year conditional teaching permit for teaching in grades 7-12 and the one-year conditional teaching permit in the area of intervention specialist, which are optional precursors to the current alternative educator license.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Requires the holder of a provisional educator license for teaching in a STEM school who seeks a professional educator license to meet all of the State Board's requirements for the professional license in addition to current requirements.	Same as the Executive.	Same as the Executive.
Requires the State Board to accept applications for the current types of educator licenses through December 31, 2010, and to issue the licenses in accordance with existing requirements. Specifies these licenses remain valid until they expire, at which point the applicants must meet the State Board's new licensure qualifications.	Same as the Executive.	Same as the Executive.
Fiscal effect: There are likely administrative costs associated with implementing the new licensing standards and particularly relating to the creation of tools to measure the academic achievement of a teacher's students as a determinant for whether the teacher is eligible for a teaching license of a particular level and relating to the creation of the Pedagogical Training Institute required for alternative resident educators. The bill earmarks $5.1 million annually in FY 2010 and FY 2011 for alternative licensure programs.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive, but does not have an earmark for alternative licensure programs.**

Executive	As Passed by the House	As Passed by the Senate
380 EDU - 25 Ohio Teacher Residency Program		
R.C. ***3319.223***	**R.C.** ***3319.223***	**R.C.** ***3319.223***
Requires the Superintendent of Public Instruction and the Chancellor of the Board of Regents, by January 1, 2011, to establish the Ohio Teacher Residency Program, which is a four-year, entry-level program for classroom teachers. Requires that the program include (1) mentoring by lead teachers, (2) counseling regarding needed professional development, (3) use of measures of student academic gain to evaluate teacher effectiveness, and (4) measures of appropriate progression through the program.	Same as the Executive, but eliminates the requirement of the use of measures of student academic gain to evaluate teacher effectiveness.	Same as the Executive.
Fiscal effect: District costs for supplying mentors to entry-level teachers will likely increase as the current entry-year program authorized in State Board rules, which also requires mentoring, only lasts one year. Districts may use lead teachers to mentor entry-level teachers. Lead teachers are funded in the proposed school funding model as a factor in the instructional services component of the adequacy amount.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive, except specific funding is not provided for lead teachers.**
381 EDU - 208 Intervention Specialists		
		R.C. ***3319.261, (Repealed)***
No provision.	No provision.	Repeals the provision of current law permitting an applicant for an alternative educator license in the area of intervention specialist to delay passage of the applicable Praxis II subject content assessment until after completing the additional college coursework required as a condition of holding the license. Eliminates this option also for intervention specialists who apply for the renamed alternative resident educator license under the bill.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: None.
382 EDU - 192 Criminal Records Checks of School Employees		
		R.C. ***3319.291, 109.57, 3319.391, 3327.10***
No provision.	No provision.	Requires criminal records checks of persons applying for issuance of an educator license or for employment with a public or chartered nonpublic school or educational service center (ESC) to include only an FBI check if the person (1) has previously had a Bureau of Criminal Identification and Investigation (BCII) check for licensure or employment purposes, and (2) the person provides proof of continuous Ohio residency for the previous five-year period.
No provision.	No provision.	Prohibits the State Board of Education from requiring a criminal records check for licensure purposes any more often than every five years.
		Fiscal effect: Potential minimal cost savings by no longer requiring that all persons applying for issuance of an educator license have both an FBI and BCII check. Generally, however, the cost of these checks is borne by the licensee.

Executive	As Passed by the House	As Passed by the Senate
383 EDU - 24 Educator Standards Board		
R.C. ***3319.60, 3319.61, 3319.611, 3319.612, Section 265.60.60***	**R.C.** ***3319.60, 3319.61, 3319.611, 3319.612, Section 265.60.60***	**R.C.** ***3319.60, 3319.61, 3319.611, 3319.612, Section 265.60.60***
Adds a school district treasurer or business manager member and a parent member to the Educator Standards Board, to be appointed by the State Board of Education. Adds the ranking minority members from the education committees of the Senate and House of Representatives as nonvoting, ex officio members. Requires that the Educator Standards Board's membership reflect the diversity of the state in terms of gender, race, ethnic background, and geographic distribution.	Same as the Executive, but also adds two additional teachers, one high school teacher and one elementary teacher, to the Board.	Same as the House.
Changes the appointing authority of the three members employed by institutions of higher education that offer teacher preparation programs from the State Board of Education to the Chancellor of the Board of Regents.	Same as the Executive, but specifies the institutions offer "educator" preparation programs instead of "teacher" preparation programs.	Same as the House.
Requires that the standards developed for teachers and principals align with the operational standards adopted by the State Board. Requires that the standards developed for teachers align with certain aspects of the academic standards and reflect the Ohio leadership framework.	Same as the Executive.	Same as the Executive.
Directs the Educator Standards Board to develop and recommend to the State Board of Education standards for school district superintendents and standards for school district treasurers and business managers. Creates the Subcommittee on Superintendent Standards and the Subcommittee on School Treasurer and Business Manager Standards.	Same as the Executive.	Same as the Executive.
Directs the Educator Standards Board to investigate and make recommendations for the creation, expansion, and implementation of school building and district leadership academies.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Repeals the requirement that the Educator Standards Board collaborate with teachers colleges to align their courses with the standards developed by the Board.	Same as the Executive.	Same as the Executive.
Repeals the requirement that the Educator Standards Board study the model for agricultural education developed by the College of Food, Agricultural, and Environmental Sciences and the College of Education at The Ohio State University.	Same as the Executive.	Same as the Executive.
Directs the Educator Standards Board to develop model teacher and principal evaluation instruments based on the standards and student performance as determined by value-added data and other demonstrations of students' skills.	Same as the Executive, but eliminates the requirement that the evaluation instruments be based on student performance, as determined by value-added data and other demonstrations of students' skills.	Same as the Executive.
Requires the Educator Standards Board to propose new standards to the State Board of Education by September 1, 2010.	Same as the Executive.	Same as the Executive.
Fiscal effect: There are likely ODE administrative costs associated with the development of new standards, model evaluation instruments for principals and teachers, criteria for lead teachers, and recommendations for leadership academies. The bill appropriates $1.7 million in each fiscal year to support the Educator Standards Board.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

384 EDU - 16 Lead Teachers

R.C. ***3319.61, 3301.0714, 3302.03, 3319.56***	**R.C.** ***3319.61, 3301.0714, 3302.03, 3319.56***	**R.C.** ***3319.61, 3301.0714, 3302.03, 3319.56***
Eliminates the requirement that the Educator Standards Board define "master teacher" and replaces the term "master teacher" with "lead teacher."	Same as the Executive, but retains the requirement that the Board define "master teacher."	Same as the House.
Directs the Educator Standards Board to adopt criteria that certain applicants for a lead professional educator license must meet to be considered a lead teacher.	Same as the Executive, except specifies that meeting either the definition of a master teacher or the criteria developed for a lead teacher suffice as qualification for a lead professional educator license.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Requires the professional development standards developed by the Educator Standards Board to contain standards for the inclusion of local professional development committees in the planning and design of professional development.	Same as the House.
Fiscal effect: None.	**Fiscal effect: None.**	**Fiscal effect: None.**

385 EDU - 33 Teach Ohio Program

R.C. ***3333.39***	**R.C.** ***3333.39***	**R.C.** ***3333.39***
Directs the Chancellor of the Board of Regents and the Superintendent of Public Instruction to establish and administer the Teach Ohio Program which includes: (1) a statewide program administered by a nonprofit corporation that encourages high school students from economically disadvantaged groups to become teachers; (2) the Ohio Teaching Fellows Program; (3) the Ohio Teacher Residency Program; (4) alternative licensure programs; (5) any other program as identified by the Chancellor and Superintendent.	Same as the Executive.	Same as the Executive, except eliminates the Ohio Teaching Fellows Program.
Fiscal effect: The bill earmarks $1.0 million in each fiscal year for the nonprofit-administered program, $5.1 million in each fiscal year for alternative licensure programs, and $2.5 million in FY 2011 for the Ohio Teaching Fellows Program.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: May increase costs for ODE and the Board of Regents, although specific funding is not provided.**

Executive	As Passed by the House	As Passed by the Senate
386 EDU - 34 Ohio Teaching Fellows Program		
R.C. ***3333.391, 3333.392***	**R.C.** ***3333.391, 3333.392***	
Creates the Ohio Teaching Fellows Program to provide undergraduate scholarships for qualified students going into the teaching profession upon graduation from a state institution of higher education who commit to teaching in a hard-to-staff or academic watch or emergency public school for at least four years. Provides additional consideration in the scholarship application process to students participating in the Teach Ohio program that encourages economically disadvantaged high school students to become teachers, and to those planning to teach students with special needs or within the STEM disciplines.	Same as the Executive, but also qualifies for scholarships students going into the teaching profession upon graduation from a private college or university in Ohio.	No provision.
Stipulates that failure to fulfill the four year teaching commitment will result in the conversion of the scholarship into a loan that accrues interest at 10% annually.	Same as the Executive.	No provision.
Fiscal effect: The bill appropriates $2.5 million in FY 2011 for the Ohio Teaching Fellows Program.	**Fiscal effect: Same as the Executive.**	
387 EDU - 145 Task Force on Teacher Compensation and Performance		
Section: ***265.60.20***	**Section:** ***265.60.20***	
Creates the 19-member Task Force on Teacher Compensation and Performance to make recommendations by December 1, 2010, for improving connections between teacher compensation, teaching excellence, and higher levels of student learning.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
388 EDU - 166 Peer Assistance and Review Programs		
	Section: ***265.70.50***	
No provision.	Requires ODE, in consultation with the Educator Standards Board and by December 31, 2010, to develop a model peer assistance and review program and to make recommendations to expand the use of peer assistance and review programs in school districts. Specifies that the model program must include the following elements: (1) releasing experienced teachers from instructional duties for up to three years to mentor and evaluate new and underperforming teachers, (2) targeted professional development, and (3) a committee containing representatives of teachers and the employer to review evaluations and make recommendations regarding teachers' continued employment.	No provision.
Early Childhood		
389 EDU - 188 Montessori Preschool Programs		
		R.C. ***3301.56***
No provision.	No provision.	Requires preschool programs that are licensed by ODE and use the Montessori instructional method to comply with staff member to child ratios and maximum group sizes specified in the accreditation standards of the American Montessori Society or the Association Montessori Internationale when combining preschool-aged children and kindergartners in the same classroom. **Fiscal effect: Potentially grants such Montessori preschool programs greater flexibility in how they structure their classroom. Current law dictates a maximum of 12 children per staff member and a maximum group size of 24 children.**

Executive	As Passed by the House	As Passed by the Senate
390 EDU - 116 Early Childhood Advisory Council and Early Childhood Financing Workgroup		
R.C. ***3301.90, Section 265.70.20***	**R.C.** ***3301.90, Sections 265.70.20, 265.70.60***	**R.C.** ***3301.90, Section 265.70.20***
Creates the Early Childhood Advisory Council to serve as the federally mandated state advisory council on early childhood education and care, and advise the state regarding the creation and duties of the Center for Early Childhood Development in ODE.	Same as the Executive.	Same as the Executive.
Directs the Early Childhood Advisory Council to establish an Early Childhood Financing Workgroup, to be chaired by the chairperson of the Early Childhood Advisory Council, to develop recommendations for a single financing system for early care and education programs. Requires the Council to submit its recommendations to the Governor by December 31, 2009.	Same as the Executive.	Same as the Executive.
No provision.	Requires the Early Childhood Advisory Council to establish a Family Child Care Licensing Workgroup to develop recommendations that explore the implementation, costs, and timeline necessary for the creation of a statewide licensing system for family child care providers. Requires the Workgroup to submit its recommendations to the Governor and the General Assembly no later than December 31, 2009.	No provision.
Fiscal effect: There are likely minimal administrative costs associated with the implementation and duties of both the Early Childhood Advisory Council and the Early Childhood Financing Workgroup.	**Fiscal effect: Same as the Executive, but adds administrative costs associated with the Family Child Care Licensing Workgroup.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
391 EDU - 38 Early Childhood Education		
Section: ***265.10.20***	**Section:** ***265.10.20***	**Section:** ***265.10.20***
Continues the GRF-funded early childhood education program at school districts, joint vocational school districts, or educational service centers for children at least three years old as of the district entry date for kindergarten (except that children with an IEP where the early childhood education program is the least restrictive environment may be enrolled on their third birthday), not eligible for kindergarten, and whose families earn not more than 200% of the federal poverty guidelines.	Same as the Executive.	Same as the Executive.
Makes the following requirements for participating programs: (1) development and administration costs may not exceed 15% of the cost of each program, (2) fiscal records must be maintained, (3) 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), (4) teacher qualification requirements prescribed by law must be met, including a requirement that teachers attend a minimum of 20 hours every two years of professional development regarding implementation of content standards and assessments, (5) curriculum must be aligned to the early learning content standards, (6) child progress must be documented and reported, (7) early learning program guidelines must be met, (8) child or program assessment requirements must be met, (9) families who earn more than the 200% of the federal poverty guidelines must be charged a fee based on a sliding scale.	Same as the Executive.	Same as the Executive.
Specifies that per-pupil funding must be sufficient to provide eligible children with services for a standard early childhood schedule, defined as one-half of the statewide average	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
length of the school day, as determined by ODE, for the minimum school year as prescribed by law.		
Directs that funds first be distributed to those who received funds for early childhood programs in the previous fiscal year, and the balance be distributed to new providers of early childhood education programs, existing providers to serve more eligible children, or for purposes of program expansion, improvement, or projects to promote quality and innovation.	Same as the Executive.	Same as the Executive.
Requires ODE to provide an annual report regarding early childhood education programs and the early learning program guidelines.	Same as the Executive.	Same as the Executive.
Fiscal effect: The bill appropriaties $34.8 million in each fiscal year for the program, including an earmark of 2% for ODE's administrative costs.	**Fiscal effect: The bill appropriates $23.3 million in each fiscal year for the program, including an earmark of 2% for ODE's administrative costs.**	**Fiscal effect: Same as the House.**

392 EDU - 57 Center for Early Childhood Development

Section: ***265.70.10***	**Section:** ***265.70.10***	**Section:** ***265.70.10***
Directs the Superintendent of Public Instruction, in consultation with the Governor, to create the Center for Early Childhood Development, comprised of staff from ODE, the departments of Job and Family Services and Health, and any other state agency as determined necessary, to research and make recommendations regarding the transfer from various state agencies to ODE of the authority and responsibility to implement and coordinate early childhood programs and services for children, beginning with prenatal care until entry into kindergarten.	Same as the Executive.	Same as the Executive, but requires the Governor to partner with the Superintendent in the creation of the Center, rather than the Superintendent create the Center in consultation with the Governor.
Directs the Superintendent of Public Instruction to hire a Director for the Center.	Same as the Executive, except requires the Director to report to the Superintendent and to the Governor.	Same as the House, but also requires the Governor to partner with the Superintendent in the hiring of a Director for the Center.

Executive	As Passed by the House	As Passed by the Senate
Requires the Director of the Center for Early Childhood Development, in partnership with staff from ODE, to submit an implementation plan regarding coordination and implementation of early childhood education plans to the Superintendent and Governor not later than August 31, 2009.	Same as the Executive, but requires the Director to consider advice from the Early Childhood Advisory Council when submitting the plan and changes the deadline for submission of the plan to December 31, 2009.	Same as the House, but also requires the Director to partner with staff of the departments of Job and Family Services and Health, and any other state agency as determined necessary in the development of the implementation plan.
Permits the Director of Budget and Management to seek Controlling Board approval to create new funds and non-GRF appropriation items, transfer cash between funds, and transfer appropriations within the same fund used by the same state agency to support the preparation of the implementation plan.	Same as the Executive.	Same as the Executive.
No provision.	Requires the Governor to appoint a representative of local board of health to the Early Childhood Cabinet.	Same as the House.
No provision.	No provision.	Requires the Center to promote family-centered programs and services that acknowledge and support the social, emotional, cognitive, intellectual, and physical development of children and the vital role of families in ensuring the well-being and success of children.
Fiscal effect: Increase in personnel cost for the Director of the Center for Early Childhood Development.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

393 EDU - 144 Early Learning Initiative

Section: ***309.40.60***	**Section:** ***309.40.60***	**Section:** ***309.40.60***
Reauthorizes the Early Learning Initiative (ELI), jointly administered by ODE and the Department of Job and Family Services (ODJFS) to provide early learning services on a full-day and part-day basis to TANF-eligible children.	Same as the Executive.	Same as the Executive.
Provides that an eligible child is a child (1) who is at least three years of age but not of compulsory school age or enrolled in kindergarten, (2) who is eligible for Title IV-A services, and (3) whose family income at the time of	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
application does not exceed 200% of the federal poverty guidelines (FPG).		
Requires each county department of job and family services (CDJFS) to determine eligibility for Title IV-A services for children seeking to enroll in an early learning program within 15 days after the CDJFS receives a completed application.	Same as the Executive.	Same as the Executive.
Requires families of eligible children whose income is more than 100% of the federal poverty guidelines (FPG) and equal to or less than 200% FPG to pay copayments for ELI services and exempts families whose income is equal to or less than 100% FPG from co-payment requirements.	Same as the Executive.	Same as the Executive.
Specifies that once ODE selects an entity to be an early learning agency, ODJFS and ODE must enter into a contract with that entity, and ODE must designate the number of eligible children that the entity may enroll and must notify ODJFS of the number.	Same as the Executive.	Same as the Executive.
Outlines the terms of the contract between ODJFS, ODE, and the early learning agency, as well as the duties of each early learning agency. Specifies both separate duties for ODJFS and ODE to fulfill for ELI, and joint duties.	Same as the Executive.	Same as the Executive.
Requires that ODJFS and ODE enter into an interagency agreement to claim expenditures for ELI to the state's TANF maintenance of effort requirement and develop reporting guidelines for these expenditures.	Same as the Executive.	Same as the Executive.
Requires ODJFS and ODE to contract for up to 12,000 enrollment slots for eligible children each fiscal year.	Same as the Executive.	Same as the Executive.
No provision.	Requires early learning programs licensed by ODE under the Preschool Law to participate in the quality-rating program established under the Child Care Law.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Potential decrease in expenditures due to increase in copayments received from participating families. In FY 2008 and FY 2009 copayments were required only of families whose incomes were 165% FPG to 200% FPG. **The executive proposal recommends funding ELI services through GRF appropriation item 600535, Early Care and Education, in the ODJFS budget. Expenditures from this appropriation item will be used to help meet the state's TANF maintenance of effort. In FY 2008 and FY 2009 ELI was funded through an earmark from the TANF Block Grant.**	**Fiscal effect: Same as the Executive, plus increased cost for ODJFS to include early learning programs in the quality rating program.**	**Fiscal effect: Same as the House.**

394 EDU - 213 Committee to Study Publicly Funded Child Care Services

		Section: ***309.40.70***
No provision.	No provision.	Creates a committee to study publicly funded child care services, including the Early Learning Initiative. Requires that the committee provide a report of its findings by June 30, 2010.
No provision.	No provision.	Requires that ODE provide the committee with meeting space and clerical assistance. **Fiscal effect: Potential minimal increase in administrative costs for ODE to provide clerical assistance.**

Executive	As Passed by the House	As Passed by the Senate
Scholarship Programs		
395 EDU - 182 Special Education Scholarship Pilot Program		
		R.C. ***109.57, 109.572, 3301.0714, 3310.51, 3310.52, 3310.521, 3310.53 to 3310.64, 3317.022, 3317.03, 3323.052, 4776.01, Sections 265.80.50 and 265.80.51***
No provision.	No provision.	Creates the Special Education Scholarship Pilot Program to provide scholarships for disabled children in grades K through 12 to attend alternative public or private special education programs in fiscal years 2012 through 2017.
No provision.	No provision.	Requires ODE to develop a document that compares rights under state and federal special education law and rights under the pilot program, and requires school districts to distribute that document to the parents of all special education students.
No provision.	No provision.	Requires ODE to conduct a formative evaluation of the pilot program by December 31, 2013.
		Fiscal effect: Possible increase in state aid particularly if the scholarship program attracts students not currently in the public school system. ODE will bear increased administrative costs for implementing the program and conducting a formative evaluation.

Executive	As Passed by the House	As Passed by the Senate
396 EDU - 120 Educational Choice Scholarships		
R.C. ***3310.08, 3310.09, 3310.03***	**R.C.** ***3310.08, 3310.09, 3310.03***	**R.C.** ***3310.08, 3310.09, 3310.03***
Disqualifies from eligibility for the scholarship pilot program any student enrolled in a nonpublic school for any portion of the school year in which an application for a scholarship is submitted.	Same as the Executive.	No provision.
Continues the practice of counting Educational Choice Scholarship recipients in the formula ADM of their resident school districts and then deducting amounts from the district.	Same as the Executive.	Same as the Executive.
Increases the deduction for kindergarten students from $2,700 to $5,200 per pupil to account for the new school funding model's counting each kindergarten student as one instead of one-half student.	Same as the Executive.	No provision.
Establishes a maximum scholarship amount of $4,500 for grades K-8 and $5,300 for grades 9-12. (Under current law the maximum scholarship increases each year by the same percentage as the base cost formula amount.)	Same as the Executive.	No provision.
No provision.	No provision.	Qualifies for the Educational Choice Scholarship students who (1) are enrolled in, (2) are eligible to enroll in kindergarten in the school year for which the scholarship is sought and would otherwise be assigned to, or (3) are enrolled in a community school but would otherwise be assigned to, a new school building that is operated by the student's resident district, if all of the following apply:
No provision.	No provision.	(a) The new building is open for instruction for its second or third school year.
No provision.	No provision.	(b) For the first year the building is open for instruction, at least 75% of the enrolled students had transferred directly from two or more school buildings that closed; and the closed buildings were operated by the same district that

Executive	As Passed by the House	As Passed by the Senate
		operates the new building, offered at least some of the grade levels offered by the new building, and were declared, on at least two of their last three report cards, to be in a state of academic emergency or watch, and not declared excellent on their last report card.
No provision.	No provision.	(c) If the new building is in its second year of instruction, the building was declared to be in a state of academic emergency or watch in its first year of instruction.
No provision.	No provision.	(d) If the new building is in its third year of instruction, the building was declared in either its first or second year to be in a state of academic emergency or watch, but not excellent or effective in its second year of instruction.
Fiscal effect: Prohibiting eligibility for students who have been enrolled in a nonpublic school may reduce the total number of scholarships awarded.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Expanding eligibility may increase the number of scholarship students.**

Other Education Provisions

397 EDU - 206 Meetings of the State Board of Education

		R.C. *3301.041*
No provision.	No provision.	Requires the State Board to broadcast its regular and special business meetings on the Internet beginning not later than June 30, 2010.
No provision.	No provision.	Permits the State Board to contract or consult with the Ohio Government Telecommunications Service in implementing this provision.
		Fiscal effect: There will likely be costs associated with the purchase or use of video and broadcasting equipment or contracting for the services.

Executive	As Passed by the House	As Passed by the Senate
398 EDU - 137 School Operating Standards		
R.C. ***3301.07***	**R.C.** ***3301.07, 3301.0722, 3301.83, 3302.05, 3302.07, 3306.30, 3306.33, 3306.40, 3319.61***	
Requires the State Board to adopt additional standards for school districts including (1) standards for the effective and efficient organization, administration, and supervision of each district; (2) standards for the establishment of a business advisory committee and a family and community engagement team; (3) standards for the expenditure of the amounts received under each component of the school funding formula; and (4) standards for district organizational units. Requires among other things that the standards described in (1) and (4) above include a commitment to peer evaluation.	Same as the Executive, but specifies that these additional standards are "minimal standards"; replaces the standards in (3) with standards that categorize the components of the adequacy amount into "core academic strategy components" and "academic improvement components"; eliminates the requirement for a commitment to peer evaluation; and prescribes a commitment to closing the achievement gap in the standards described in (1) and (4).	No provision.
Specifies that the standards for organizational units require (1) effective and efficient organization, administration, and supervision of the unit, including joint planning time for teachers and unfettered access to classrooms for administrators; (2) a school organizational unit leadership team; and (3) compliance with standards for expenditures of the amounts received under each component of the school funding formula.	Same as the Executive, but eliminates the requirement to include compliance with standards for expenditures of the amounts received under each component of the school funding formula, eliminates the requirement that the planning time for teachers be "joint", and replaces the requirement for "unfettered" access with a requirement for "reasonable" access.	No provision.
Specifies that these additional standards prevail over collective bargaining agreements entered into after the provision becomes effective.	Replaces the Executive provision with a provision that redesignates the minimum operating standards as part of the State Board's authority to prescribe minimum standards for schools under R.C. 3301.07 (D), which, under current law, prevail over collective bargaining agreements per R.C. 4117.10 (A).	No provision.
Permits the Superintendent of Public Instruction to waive these additional standards as they relate to school district schools.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Requires that in the minimum operating standards for schools adopted by the State Board of Education, the Board require that instructional materials and equipment be aligned with the academic standards.	Same as the Executive.	No provision.
Fiscal effect: ODE's administrative costs may increase as a result of developing and adopting these additional standards.	**Fiscal effect: Same as the Executive.**	
399 EDU - 67 School Financial Reporting		
R.C. ***3301.07, 3314.03, 3326.21***	**R.C.** ***3301.07, 3314.03, 3326.21***	
Modifies a current requirement for the State Board to develop a standard of financial reporting by (1) specifying that it must apply to community schools and STEM schools, as well as school districts and educational service centers as under current law; (2) requiring the inclusion of annual budgets for each school building; (3) eliminating a requirement for year-to-year comparisons over a five-year period.	Same as the Executive, but permits the reporting of either district/ESC level data or building level data, as determined appropriate by ODE.	No provision.
Fiscal effect: Possible increase in costs for districts, community schools, and STEM schools for increased reporting requirements.	**Fiscal effect: Same as the Executive.**	
400 EDU - 204 Business Education Standards		
		R.C. ***3301.0719***
No provision.	No provision.	Requires the State Board of Education to adopt standards for business education in grades kindergarten through twelve by July 1, 2010. Permits any school district, community school, or STEM school to use the standards.
		Fiscal effect: State Board will likely incur increased administrative cost for development of new standards.

Executive	As Passed by the House	As Passed by the Senate
401 EDU - 210 Ohio Education Computer Network Programs		
		R.C. *3301.075*
No provision.	No provision.	Eliminates current law that permits ODE to contract with an independent for-profit or nonprofit entity to provide information on Ohio government through the Ohio Education Computer Network (OECN) to school district libraries to assist teachers in social studies course instruction and support student research projects.
No provision.	No provision.	Permits ODE to approve and administer funding for educational technology technical support, maintenance, consulting, and group purchasing services for information technology centers, school districts, educational service centers, and other entities and to deliver to schools programs operated by the InfOhio Network and the OECN Management Council.
		Fiscal effect: None.
402 EDU - 183 Information Technology Centers		
		R.C. *3301.076*
No provision.	No provision.	Specifies that Information Technology Centers (ITCs) are not required to have operating reserve accounts or funds or minimum cash balances relative to their operating funding. (A rule of the State Board of Education requires all ITCs to maintain "a minimum cash balance equivalent to the higher of an average of thirty days' expenditures for the previous twelve month period or anticipated expenditures for the next sixty days.")

Executive	As Passed by the House	As Passed by the Senate
403 EDU - 159 Education Strategic Plan		
	R.C. *3301.122*	**R.C. *3301.122***
No provision.	Requires the Superintendent of Public Instruction, by December 1, 2009, to develop a ten-year strategic plan. Requires that the plan be developed in consultation with the Chancellor of the Board of Regents and be aligned with the strategic plan already developed by the Chancellor.	Same as the House, except removes the requirement that the Superintendent consult with the Chancellor when developing the plan.
	Fiscal effect: Minimal.	**Fiscal effect: Same as the House.**
404 EDU - 191 Charter Revocation for District-Operated Schools		
		R.C. *3301.163, 3301.164*
No provision.	No provision.	Requires the State Board of Education to revoke the charter of a school operated by a school district if it (1) does not offer a grade higher than three and has been in academic emergency for four consecutive school years, (2) offers any of grades four to eight but no grade higher than nine, has been in academic emergency for three consecutive school years, and has shown less than one year of academic growth in reading or mathematics for two of those school years, or (3) offers any of grades 10 to 12 and has been in academic emergency for four consecutive school years.
No provision.	No provision.	Requires that, if the revocation of a school's charter causes a school district to no longer maintain all grades K to 12, the district enter into a contract with another school district. Specifies that if the district fails to do so, the State Board must take action to dissolve the district.
No provision.	No provision.	Exempts from the charter revocation provision district-operated schools in which a majority of the students are enrolled in a dropout program operated by the school, if the program has obtained a waiver from ODE.

Executive	As Passed by the House	As Passed by the Senate
405 EDU - 207 Interstate Compact on Educational Opportunity for Military Children		
		R.C. ***3301.60, 3301.61-3301.64***
No provision.	No provision.	Ratifies the Interstate Compact on Educational Opportunity for Military Children. Establishes the Council on Educational Opportunity for Military Children within ODE. Directs the Governor to appoint a Compact Commissioner who is responsible for administering the state's participation in the compact. Directs the State Council established by the bill to appoint a Military Family Education Liaison to assist families in implementing the compact.
No provision.	No provision.	Requires that the annual fee for participation in the Compact be divided evenly between ODE and the Department of Veterans Services.
		Fiscal effect: The state will have to pay an annual fee of approximately $6,000 depending on the number of military children in Ohio covered by the compact and the rate set by the Interstate Commission. There may also be increased administrative costs for ODE and for school districts for complying with the compact's requirements regarding education records, course placement, and graduation requirements for military children.

Executive	As Passed by the House	As Passed by the Senate
406 EDU - 8 Office of School Resource Management		
R.C. *3301.80*	**R.C. *3301.80***	
Establishes the Office of School Resource Management within ODE. Requires the office to (1) determine fiscal data to be included on the funding and expenditure accountability reports using data collected from ODE's resource allocation study; (2) collaborate with the Auditor of State in establishing metrics for performance audits of schools and in publishing best practices identified in the audits; (3) ensure that districts and schools act timely to develop plans for implementation of recommendations contained in the performance audits; (4) provide staff assistance to the Ohio Research-Based Funding Model Advisory Council; and (5) conduct assessments and evaluations as directed by the Superintendent of Public Instruction.	Same as the Executive, but permits the Office to consult with fiscal officers of school districts as well as to use data collected from ODE's resource allocation study in determining the fiscal data to be included on the annual funding and expenditure accountability reports.	No provision.
Fiscal effect: The bill earmarks $600,000 in each fiscal year to support this office.	**Fiscal effect: Same as the Executive.**	
407 EDU - 63 Office of Urban and Rural Student Success		
R.C. *3301.81*	**R.C. *3301.81***	
Creates the Office of Urban and Rural Student Success in ODE to (1) develop systems redesign and improvement strategies for urban and rural school districts; (2) provide school districts with recommendations and strategies to improve the academic success of students from economically disadvantaged areas and to address nonacademic barriers; (3) work with the University System of Ohio's institutions, private institutions of higher education, and national and international experts to implement its duties; and (4) provide other assistance and support as directed by the Superintendent of Public Instruction.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The bill earmarks $200,000 in each fiscal year to support this Office.	**Fiscal effect: Same as the Executive.**	
408 EDU - 10 Center for Creativity and Innovation		
R.C. ***3301.82***	**R.C.** ***3301.82***	
Creates the Center for Creativity and Innovation within ODE to monitor, develop, and disseminate information about creative and innovative education practices for assistance to school districts and JVSDs.	Same as the Executive, but includes practices in arts education and creativity as areas for the Center to research in identifying promising programs and practices and includes ESCs, community schools, and STEM schools in the list of those to be served by the Center.	No provision.
No provision.	Requires the Center to study best practices and innovative programming developed by community schools and promote collaboration between school districts and community schools.	No provision.
No provision.	Requires the Center to provide staff assistance to the Ohio School Funding Research Advisory Council.	No provision.
Fiscal effect: The bill earmarks up to $200,000 in each fiscal year to support the activities of this center.	**Fiscal effect: Increases the earmark to up to $700,000 in each fiscal year to support the activities of this center.**	

Executive	As Passed by the House	As Passed by the Senate
409 EDU - 68 On-Site Visits to Schools		
R.C. ***3301.83, 265.60.10***	**R.C.** ***3301.83, 265.60.10***	
Requires ODE to establish a pilot program of school on-site visits. Requires the on-site visits to be conducted in cooperation with one or more institutions of higher education. Requires ODE, during each visit, to do the following: (1) determine if the school has complied with the operating standards prescribed by the State Board of Education; (2) determine if the school has complied with all applicable laws and administrative rules, including laws regarding academic and fiscal accountability; and (3) review the school's progress in implementing a continuous improvement plan.	Same as Executive, but removes the requirement that ODE cooperate with one or more institutions of higher education when conducting site visits and includes community schools in the pilot program.	No provision.
Specifies that each site-visit may include school tours, classroom observations, and interviews with administrators, teachers, or other school staff, parents, community members, or students.	Same as the Executive, but requires, rather than permits, that these activities be included in the site visits.	No provision.
Requires schools to provide any data, documents, or other materials ODE considers necessary to conduct a thorough on-site visit.	Same as the Executive.	No provision.
Requires ODE, upon completion of each visit, to issue a written report summarizing its findings. Establishes procedures for review of the report by the district board of education. Requires ODE and each school district board, if applicable, to post the final version of the report on their respective web sites.	Same as the Executive.	No provision.
Directs the ODE to report to the Governor and the General Assembly no later than December 31, 2010 on the progress of the pilot program and recommendations for full implementation to include an on-site visit of each school district school at least every five years.	Same as the Executive, but includes community schools in the report.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The bill permits these visits to be conducted in conjunction with visits required for schools or districts in academic emergency, thus, limiting travel costs for these trips. However, these visits will likely result in increased administrative costs for ODE. Schools may also have increased administrative costs depending on what is required of them by ODE to conduct a thorough on-site visit.	**Fiscal effect: Same as the Executive.**	
410 EDU - 17 Value-Added Data		
R.C. *3302.021*	**R.C. *3302.021***	**R.C. *3302.021***
Requires ODE to share aggregate student value-added data and calculations, analyses, and reports using aggregate student value-added data with the Chancellor of the Board of Regents.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
411 EDU - 205 School District and Building Performance Ratings		
		R.C. *3302.03*
No provision.	No provision.	Revises the requirement to lower the excellent or effective rating of a school district or building that fails to make adequate yearly progress (AYP) for three or more consecutive years, by specifying (1) that the failure must involve two or more of the same student subgroups each year and (2) that an excellent rating may be lowered only one level, to effective (instead of two levels, to continuous improvement, as in current law).
No provision.	No provision.	Reduces the lowest performance rating a school district or building that makes AYP may receive to academic watch (rather than continuous improvement, as in current law).

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	Repeals the prohibition against lowering a district's or building's performance rating from the previous year based solely on one subgroup not making AYP. **Fiscal effect: No direct fiscal effect.**

412 EDU - 3 Assessments at Nonpublic Schools with Scholarship Students

R.C. ***3310.14, 3313.976***	**R.C.** ***3310.14, 3310.15, 3313.976, 3313.978***	**R.C.** ***3310.14, 3310.15, 3313.976, 3313.978***
Requires all nonpublic schools that participate in the Educational Choice scholarship program or the Cleveland Scholarship Program to administer state assessments to all enrolled students, instead of just to scholarship students as under current law, and report student scores to ODE.	Replaces the Executive provision with a provision that requires testing of scholarship students enrolled in nonpublic schools under the Cleveland Scholarship Program (testing of scholarship students in the Ed Choice Program is already required under current law).	Same as the House.
No provision.	Requires ODE to post disaggregated assessment data for voucher students on its web site and to provide parents of students eligible for vouchers with that information.	Same as the House.
No provision.	Requires ODE to provide the parent of each voucher student with information comparing the student's performance on the assessments with the performance of similar students enrolled in the school district building the student would otherwise attend.	Same as the House.
Fiscal effect: ODE would bear the cost of furnishing the tests to participating nonpublic schools.	**Fiscal effect: May increase administrative costs for ODE.**	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
413 EDU - 153 Educational Service Centers		
	R.C. ***3311.0510, 3313.843, Section 265.70.40***	**R.C.** ***3311.0510, 3311.059, 3313.843, Sections 265.70.40, 265.70.41***
No provision.	Provides that, if all of the "local" school districts that make up the territory of an educational service center (ESC) sever from that ESC and annex to a different ESC, all of the following apply: (1) the ESC governing board is abolished and the service center is dissolved, (2) the Superintendent of Public Instruction must order an equitable distribution of the assets and liabilities of the ESC among the "local" school districts that made up the ESC and appoint a qualified individual to implement the order, (3) the costs incurred by ODE in dissolving the ESC may be charged against the assets of the ESC and any amount of those costs in excess of the ESC's assets may be charged equitably against each of the local school districts that made up the ESC, (4) a final audit of the ESC must be performed, and (5) the public records of the ESC must be transferred to the school districts that received services from the ESC or to the Ohio Historical Society, for those records that do not relate to services to a particular school district.	Same as the House but provides that in addition to "local" school districts that made up the ESC, "city" and "exempted village" school districts that had contracts with the ESC just prior to dissolution be included in the equitable distribution of the ESC's assets and liabilities and in paying the costs of dissolving the ESC in excess of the ESC's assets.
No provision.	Specifically permits a "city" or "exempted village" school district that entered into an agreement for services from an ESC that is dissolved to enter into a new agreement with another ESC, for which services the new ESC may receive per pupil state funds in the same manner as the former ESC.	Same as the House.
No provision.	Places a two-year moratorium on the consideration and effect of resolutions for local school districts to relocate from their current ESCs to adjacent ESCs and voids recently approved, as well as pending, resolutions for such relocations.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	Modifies the procedure for the State Board of Education's consideration of a resolution by a local school district to sever from its current ESC and annex to another adjacent ESC by the following:
No provision.	No provision.	(1) Specifies that the State Board must consider the impacts on the district's current ESC, as well as the proposed new ESC as specified under current law.
No provision.	No provision.	(2) Specifies that the State Board must consider the financial, staffing, programmatic, and other impacts, and the effect of the relocation on the cost of operation of both ESCs.
No provision.	No provision.	(3) Requires the State Board to consider the resolution on at least two meeting agendas that are not consent agendas.
No provision.	No provision.	(4) Requires at least 30 days between the State Board's first hearing of the matter and its vote on it.
No provision.	No provision.	(5) Requires the State Board to offer to take public testimony at each hearing on the matter.
No provision.	No provision.	(6) Requires the State Board to provide written notice of each hearing to both ESC governing boards.
No provision.	No provision.	Provides that the changes to the procedure for the State Board's consideration of a local school district's relocation to a new ESC contained in the bill apply to any such resolution pending on the date the bill becomes law.
	Fiscal effect: May lead to the redistribution of the assets of an ESC to multiple "local" school districts.	**Fiscal effect: Same as the House, but now includes "city" and "exempted village" school districts, in addition to "local" school districts.**

	Executive	As Passed by the House	As Passed by the Senate
414	**EDU - 189** **School District Competitive Bidding**		
			R.C. ***3313.46, 3313.461***
	No provision.	No provision.	Raises the threshold for school districts and educational service centers (ESCs) to use competitive bidding when awarding contracts for public improvements and school bus purchases from $25,000 to $50,000.
	No provision.	No provision.	Requires school districts and ESCs to competitively bid contracts for the purchase of maintenance services for buildings or grounds or for school buses or other transportation equipment if the cost will exceed $50,000. **Fiscal effect: Competitive bidding processes can result in cost savings but are also a more time intensive process.**
415	**EDU - 174** **Solvency Assistance Loan Repayments**		
		R.C. ***3313.483, 3316.041, 3316.06, 3316.20***	
	No provision.	Specifies that a school district's solvency assistance loan repayments be deducted from its aggregate operating payments calculated under Chapter 3306 of the Revised Code only, rather than also from its payments under Chapter 3317 of the Revised Code. **Fiscal effect: None - under current law payments of state formula aid to school districts are made under Chapter 3317 but under the bill only specified adjustments and corrections due to special circumstances will be paid under Chapter 3317 and state formula aid payments will be made under Chapter 3306.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
416 EDU - 73 School Emergency Procedures		
R.C. ***3313.536***	**R.C.** ***3313.536***	**R.C.** ***3313.536***
Requires school districts, community schools, STEM schools, and chartered nonpublic schools to inform, prior to opening day each school year, each enrolled student and the student's parent of the parental notification procedures in the school's protocol for responding to threats and emergency events, which are established under existing law.	Same as the Executive.	Same as the Executive.
Fiscal effect: Minimal.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
417 EDU - 2 Eighth Grade American History		
R.C. ***3313.60***	**R.C.** ***3313.60***	**R.C.** ***3313.60***
Allows school district boards to waive the requirement to take an American History course for promotion from eighth grade to ninth grade for academically accelerated students who show a mastery of the subject. (Retains current law requiring one unit of American history and government in high school for a diploma.)	Same as the Executive.	Same as the Executive.
Fiscal effect: Districts may have more flexibility in choosing their course offerings.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
418 EDU - 79 Life and Career Ready Skills in Curriculum		
R.C. ***3313.60, 3313.607, 3314.03, 3326.11***	**R.C.** ***3313.60, 3313.607, 3314.03, 3326.11***	
Requires school districts, community schools, and STEM schools to add "life and career-ready skills" to the schools' curriculum, to be offered in the seventh or eighth grade. Requires the Superintendent of Public Instruction to issue program guidance and guidelines to assist in implementing this requirement.	Same as the Executive.	No provision.
Requires students of all school districts, community schools, and STEM schools to develop a career and college plan by the end of the eighth grade as part of their coursework on life and career-ready skills. Permits the schools to provide individual career passports to students (school districts are already permitted to do so under current law).	Same as the Executive.	No provision.
Fiscal effect: May increase administrative costs of ODE for development and distribution of program guidelines and guidance. May also increase administrative costs for school districts, community schools, and STEM schools for development and implementation of a life and career-ready skills curriculum.	**Fiscal effect: Same as the Executive.**	
419 EDU - 211 Pledge of Allegiance		
		R.C. ***3313.602***
No provision.	No provision.	Prohibits school districts from preventing a teacher from having students recite the Pledge of Allegiance to the flag in the teacher's classroom. Prohibits school districts from altering the Pledge of Allegiance to the flag from the wording set forth in the United States Code.
		Fiscal effect: No direct fiscal effects.

Executive	As Passed by the House	As Passed by the Senate
420 EDU - 49 High School Graduation Requirements		
R.C. *3313.603*	**R.C. *3313.603***	**R.C. *3313.603***
Clarifies that a high school that permits students below the ninth grade to take advanced work for high school credit must award high school credit for successful completion of that work.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
421 EDU - 9 Community Service Education		
R.C. *3313.605*	**R.C. *3313.605***	
Requires all school districts, community schools, and STEM schools to include community service education in their educational programs, to create community service advisory committees, and to develop and implement community service plans.	Same as the Executive.	No provision.
Fiscal effect: School districts, community schools, and STEM schools may incur costs in the development and implementation of a community service plan.	**Fiscal effect: Same as the Executive.**	
422 EDU - 121 School Fees for Low-Income Students		
R.C. *3313.642*	**R.C. *3313.642***	**R.C. *3313.642***
Revises the law prohibiting school districts that receive state poverty-based assistance from charging instructional or materials fees to students whose families participate in Ohio Works First or the Disability Assistance program by applying the prohibition to districts that received the subsidy in FY 2009.	Replaces the Executive provision with a provision prohibiting all school districts from charging instructional or materials fees to students eligible for free lunch.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: None.	**Fiscal effect: Minimal - School districts will have to absorb the instructional and materials costs previously covered by fees as this provision broadens the number of students school districts are prohibited from charging such fees.**	**Fiscal effect: Same as the House.**
423 EDU - 175 Booster Vaccinations for Students		
	R.C. ***3313.671***	
No provision.	Beginning with the 2010-2011 school year, requires students entering the seventh grade at a public or nonpublic school to receive a tetanus, diphtheria, and acellular pertussis booster vaccination, with exceptions for reasons of conscience and medical contraindication.	No provision.
No provision.	Requires boards of health, legislative authorities of municipal corporations, and boards of township trustees to provide at public expense the booster vaccination to pupils who are not provided the booster by their parents or guardians.	No provision.
	Fiscal effect: May increase costs for boards of health, legislative authorities of municipal corporations, and boards of township trustees if they have to provide the booster to students.	
424 EDU - 60 Student Health Screenings		
R.C. ***3313.673, 3301.0714***	**R.C.** ***3313.673, 3301.0714***	
Requires school districts and community schools to report to ODE, through the Education Management Information System (EMIS), the aggregate results of hearing, vision, speech and communications, health and medical, and developmental screenings for entering kindergarteners and first graders.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Currently, schools are required to screen students enrolling in school for the first time. Administrative costs for schools may increase as a result of entering the data in EMIS.	**Fiscal effect: Same as the Executive.**	
425 EDU - 80 Administration of Prescription Drugs to Students		
R.C. ***3313.713***	**R.C.** ***3313.713***	
Limits, beginning July 1, 2011, the authority to administer prescription drugs to students in school districts to registered nurses and licensed practical nurses employed by the school district.	Same as the Executive, but limits the authority to administer prescription drugs to school district employees holding a school nurse license or school nurse wellness coordinator license, or who have completed a drug administration training program conducted by a registered nurse.	No provision.
Fiscal effect: Districts may need to hire more nurses.	**Fiscal effect: Same as the Executive, but schools may be able to provide training to other employees instead of hiring nurses.**	
426 EDU - 184 Food Allergy Policy		
		R.C. ***3313.719, 3314.03, 3326.11***
No provision.	No provision.	Requires school districts, community schools, STEM schools, and chartered nonpublic schools to establish policies with respect to protecting students with peanut or other food allergies, in consultation with parents, school nurses, other school employees, school volunteers, students, and community members.
		Fiscal effect: Minimal administrative costs.

Executive	As Passed by the House	As Passed by the Senate
427 EDU - 66 School Business Advisory Councils		
R.C. ***3313.82, 3314.03, 3315.17, 3326.11***	**R.C.** ***3313.82, 3313.822, 3314.03, 3315.17, 3326.11***	
Requires all school districts, educational service centers, community schools, and STEM schools to appoint a business advisory council. (Under current law, only city and exempted village school districts and educational service centers are required to appoint a council.)	Same as the Executive, but permits school districts, community schools, and STEM schools to appoint one committee that functions as both a business advisory council and a family and community engagement team.	No provision.
Expands the matters on which business advisory councils must provide advice and recommendations to include coordination with the Ohio Skills Bank and University System of Ohio institutions and development of responses to and implementation of recommendations from a performance audit of a school.	Same as the Executive.	No provision.
Requires each school board, governing authority, or governing body to annually report to ODE the names of council members.	Same as the Executive.	No provision.
Fiscal effect: Minimal.	**Fiscal effect: Same as the Executive, but costs may be lessened by having only one committee.**	
428 EDU - 82 Family and Community Engagement Teams		
R.C. ***3313.821, 3314.03, 3326.11***	**R.C.** ***3313.821, 3313.822, 3314.03, 3326.11***	
Requires each school district, community school, and STEM school to appoint a family and community engagement team, to include parents, community representatives, health and human service representatives, business representatives, and other representatives identified by the board, governing authority, or governing body, to do the following:	Same as the Executive, but permits school districts, community schools, and STEM schools to appoint one committee that functions as both a business advisory committee and a family and community engagement team.	No provision.
(1) Work with local county family and children first councils to recommend qualifications and responsibilities for school family and community engagement coordinators.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
(2) Develop five-year family and community engagement plans.	Same as the Executive.	No provision.
(3) Provide annual progress reports on the development and implementation of the plans that are to be submitted along with the plan to the county family and children first council.	Same as the Executive.	No provision.
(4) Advise and provide recommendations to the board, governing authority, or governing body on matters specified by those entities.	Same as the Executive.	No provision.
Fiscal effect: Potential administrative cost for schools.	**Fiscal effect: Same as the Executive, but costs may be lessened by having only one committee.**	

429 EDU - 190 School Health and Safety Network

		R.C. ***3313.86, 3314.03, 3326.11, 3707.26, 4736.01, Repealed: R.C. 117.02, 3313.473, 3314.15, 3701.93, 3701.932-3701.936, Section 690.10***
No provision.	No provision.	Repeals current law establishing the School Health and Safety Network under which boards of health, in accordance with standards and procedures adopted by the Director of Health, must inspect public and chartered nonpublic schools and their grounds at least annually to identify conditions dangerous to public health and safety.
No provision.	No provision.	Requires boards of health to inspect the sanitary condition of schools semiannually, rather than annually, as under current law.
No provision.	No provision.	Repeals authorization for boards of health to close a school for imminent public health threat other than an epidemic or a high prevalence of communicable disease.
No provision.	No provision.	Requires school districts, community schools, STEM schools, and chartered nonpublic schools to periodically review their policies and procedures to ensure (1) the safety of persons using a school from known hazards that pose an

Executive	As Passed by the House	As Passed by the Senate
		immediate risk to health or safety, and (2) compliance with federal health and safety laws and regulations applicable to schools.
No provision.	No provision.	Repeals the specification of current law that the practice of registered sanitarians includes the administration and enforcement of the Director of Health's School Health and Safety Network. **Fiscal effect: The Department of Health and local boards of health could realize a decrease in expenditures due to the repeal of the law. However, boards could incur an increase in costs for additional inspections (semiannually rather than annually).**
430 EDU - 170 Administrative Cost Reimbursement		
	R.C. *3317.063*	**R.C. *3317.063***
No provision.	Increases from $300 to $325 the maximum amount per pupil for reimbursement of chartered nonpublic school administrative costs. **Fiscal effect: The bill appropriates $59.8 million in each fiscal year for these reimbursements. Increasing the per pupil amount may allow more of this appropriation to be disbursed.**	Same as the House. **Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
431 EDU - 30 School Safety and Violence In-Service Training		
R.C. *3319.073*	**R.C. *3319.073***	**R.C. *3319.073***
Extends to public middle and high schools a requirement that under existing law applies to public elementary schools, under which specified employees must complete four hours of in-service training in the prevention of child abuse, violence, and substance abuse, and the promotion of positive youth development.	Same as the Executive.	Same as the Executive.
Establishes a deadline of two years after the effective date of the amendment for the specified middle and high school employees to take the required four hours of in-service training.	Same as the Executive.	Same as the Executive.
Allows districts and schools to adapt or adopt the curriculum developed by ODE for that in-service training, as an alternative to the existing law requirement that each district or school develop its own curriculum.	Same as the Executive.	Same as the Executive.
Directs districts and schools to incorporate training in school safety and violence prevention into their in-service training in the prevention of child abuse, violence, and substance abuse, and the promotion of positive youth development.	Same as the Executive.	Same as the Executive.
Fiscal effect: Additional costs will be associated with providing in-service training for the middle and high school employees covered by the amendment. The bill appropriates $1.2 million in each fiscal year for violence prevention and school safety subsidies.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
432 EDU - 19 Termination of School District Transportation Staff		
R.C. ***3319.0810, (Repealed)***	**R.C.** ***3319.0810, (Repealed)***	
Repeals a statutory procedure for a school district not covered by the State Civil Service Law (exempted village and local school districts and some city school districts) to terminate some or all of its pupil transportation staff and to instead engage an independent contractor to provide pupil transportation.	Same as the Executive.	No provision.
Fiscal effect: May reduce the flexibility these districts have in terminating transportation staff.	**Fiscal effect: Same as the Executive.**	
433 EDU - 31 Licensure of School Nurses		
R.C. ***3319.221***	**R.C.** ***3319.221***	
Requires the State Board of Education to adopt rules establishing standards and requirements for obtaining a school nurse or school nurse wellness coordinator license. Requires that at a minimum, the rules require an applicant for the school nurse license to be a registered nurse and an applicant for a school nurse wellness coordinator to be a licensed practical nurse.	Same as the Executive, but eliminates the requirement that the holder of a school nurse wellness coordinator license be a licensed practical nurse.	No provision.
Directs that if any examinations are required for licensure the results be provided by ODE to the Chancellor of the Board of Regents, to the extent permitted by law.	Same as the Executive.	No provision.
Fiscal effect: There are potential administrative costs associated with the creation of the standards for the school nurse and school nurse wellness coordinator licenses.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
434 EDU - 195 Speech-Language Pathology Intern License		
		R.C. ***3319.227, 4753.02, 4753.05, 4753.11, 4753.101 (Repealed), Section 265.80.10***
No provision.	No provision.	Renames the speech-language pathology student permit as the speech-language pathology intern license and requires it to be issued by the State Board of Education, instead of the Board of Speech-Language Pathology and Audiology.
No provision.	No provision.	Requires the State Board to adopt rules for the license in consultation with the Chancellor of the Board of Regents.
No provision.	No provision.	Specifies that speech-language pathology student permits issued prior to the effective date of the State Board rules remain valid until their expiration.
		Fiscal effect: ODE will likely incur administrative costs associated with the licenses. These costs may be offset by license fee revenue. Conversely, the Board of Speech-Language Pathology and Audiology will lose the revenue from the license fees and may also experience a corresponding decrease in administrative costs.
435 EDU - 81 Corporal Punishment		
R.C. ***3319.41***	**R.C.** ***3319.41, 3301.0714, 3301.0715, 3313.673***	
Prohibits corporal punishment in school districts, educational service centers, community schools, STEM schools, and chartered nonpublic schools.	Same as the Executive.	No provision.
No provision.	Eliminates the requirement that ODE collect data on the percentage of students receiving corporal punishment.	No provision.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
436 EDU - 32 School Health Services Advisory Council		
R.C. ***3319.70, 3319.71***	**R.C.** ***3319.70, 3319.71***	
Establishes the nine-member School Health Services Advisory Council to make recommendations on: (1) the content of courses of instruction required to obtain a school nurse license or a school nurse wellness coordinator license; and (2) best practices for the use of school nurses and school nurse wellness coordinators in providing health and wellness programs for students and employees of public schools.	Same as the Executive, but removes the licensed practical nurse employed by a school district or community school from the Council and adds a member of the public to be appointed by the Governor.	No provision.
Fiscal effect: There are potential administrative costs related to creation and proceedings associated with the School Health Services Advisory Council.	**Fiscal effect: Same as the Executive.**	
437 EDU - 148 Student Absences for Extracurricular Activities		
	R.C. ***3321.041, 3314.03, 3326.11***	
No provision.	Requires school districts, community schools, and STEM schools to count as excused absences, up to four days per school year, time that a student is absent from school for the sole purpose of traveling out of state to participate in an enrichment activity approved by the district or school governing body or in an extracurricular activity.	No provision.
No provision.	Requires the student to make up all missed classroom assignments.	No provision.
No provision.	Specifies that if the student will be out of state for four or more consecutive school days for a school-approved enrichment activity, a classroom teacher employed by the district or school must accompany the student to provide instructional assistance.	No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Minimal costs to school districts related to teacher travel costs if a district chooses to provide out of state opportunities to its students.	
438 EDU - 187 Minimum School Year for Chartered Nonpublic Schools		
		R.C. *3321.07*
No provision.	No provision.	Specifies that chartered nonpublic schools must be allowed to satisfy the minimum school year requirement based on the number of hours of learning opportunities they offer. **Fiscal effect: May grant more flexibility to chartered nonpublic schools in scheduling their school year.**
439 EDU - 77 Special Education Procedure		
R.C. *3323.05*	**R.C. *3323.05***	**R.C. *3323.05***
Modifies existing procedural guidelines established for ODE to protect the rights of a child whenever the parents of a child are not known, specifying that the surrogate parent be assigned by the school district or other educational agency responsible for educating the child or by the court with jurisdiction over the child's custody.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
440 EDU - 104 Waiver of Required Pupil Teacher Ratio		
Section: ***265.50.20***	**Section:** ***265.50.20***	**Section:** ***265.50.20***
Permits the Superintendent of Public Instruction to waive the pupil to teacher ratio in grades K-4 in rule 3301-35-05 of the Administrative Code 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.	Same as the Executive.
Fiscal effect: Allows certain districts to continue to receive state funding even if the required pupil to teacher ratio is not met.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
441 EDU - 105 Private Treatment Facility Project		
Section: ***265.50.30***	**Section:** ***265.50.30***	**Section:** ***265.50.30***
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 for the educational programs. Prohibits a district from including the youth in the district's average daily membership (ADM). Requires that ODE track the utilization of funds and monitor the program for educational accountability.	Same as the Executive.	Same as the Executive.
Fiscal effect: In addition to the tuition payment, the bill earmarks $1.0 million in each fiscal year for the Private Treatment Facility Project.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
442 EDU - 106 National Assessment of Education Progress		
Section: ***265.50.40***	**Section:** ***265.50.40***	**Section:** ***265.50.40***
Expresses the General Assembly's intention that Ohio school districts participate in the administration of the National Assessment of Education Progress (NAEP). Requires each school and school district selected to participate.	Same as the Executive.	Same as the Executive.
Fiscal effect: Small cost for districts chosen to participate. Federal funding is provided for coordination of the state's participation in NAEP.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
443 EDU - 113 Use of Volunteers		
Section: ***265.60.30***	**Section:** ***265.60.30***	**Section:** ***265.60.30***
Authorizes ODE to use the services of volunteers to accomplish any of the purposes of ODE.	Same as the Executive.	Same as the Executive.
Authorizes the Superintendent of Public Instruction to reimburse volunteers for necessary expenses in accordance with state guidelines and to designate volunteers as state employees for the purposes of motor vehicle accident liability insurance and for indemnification from liability incurred in the performance of their duties.	Same as the Executive.	Same as the Executive.
Fiscal effect: May reduce costs for ODE if they are able to use volunteers to fulfill purposes for which they would otherwise need to hire.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
444 EDU - 75 State School for the Blind and School for the Deaf		
Sections: ***265.60.40, R.C. 3325.01-3325.16, 3301.13***		
Merges the State School for the Blind and the School for the Deaf into ODE effective July 1, 2009.	No provision.	No provision.
Authorizes the Superintendent of Public Instruction to appoint, fix the salaries of, and terminate employment of employees who work at the state schools. Permits the Superintendent to reassign and reclassify employee positions for efficient administration.	No provision.	No provision.
Transfers control over expenditures from the State School for the Blind Student Activity and Work-Study Fund and the State School for the Deaf Educational Program Expenses Fund to ODE, but retains current law requiring money in the funds be used for specified school programs. Permits the Director of Budget and Management to make budget and accounting changes necessary for the transfer.	No provision.	No provision.
Fiscal effect: All appropriations for the schools are made to ODE.		
445 EDU - 154 Harmon Commission, Creative Learning Environments, and Pilot Subsidy		
	R.C. ***3306.50, 3306.51-3306.57***	**Section:** ***265.60.50***
No provision.	Establishes the 21-member Harmon Commission, appointed by legislative leaders and the Governor, to review applications for and designate classrooms operated by school districts and community schools as creative learning environments in accordance with guidelines adopted by the State Board of Education.	Replaces the House provision with a provision that requires the State Board of Education and Superintendent of Public Instruction, by July 1, 2010, to study and make recommendations regarding designating school districts as innovation zones. Requires the recommendations to address (1) the necessity of implementing the proposal, (2) a timeline that would be required for implementation, (3) estimated implementation costs, and (4) necessary legislative changes.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Requires ODE, through the Center for Creativity and Innovation (established by the bill), to provide staff to assist the Harmon Commission.	No provision.
No provision.	Authorizes each school district and each community school, if the community school has a memorandum of understanding with one or more school districts that specifies a collaborative agreement, to apply to the Harmon Commission for designation of one or more classrooms as creative learning environments.	No provision.
No provision.	Authorizes any school district in the lowest quintile of income wealth and any community school with a creative learning environment designation in one or more of the district's or community school's classrooms to apply for a pilot subsidy.	No provision.
No provision.	Establishes the FY 2011 subsidy as $100 times the number of students enrolled in each creative learning environment classroom. Requires that ODE select districts and community schools that apply for the subsidy on a first come, first served basis.	No provision.
	Fiscal effect: The bill earmarks $2.0 million in fiscal year 2011 for the pilot subsidy program.	**Fiscal effect: Minimal administrative costs for ODE.**

Executive	As Passed by the House	As Passed by the Senate
446 EDU - 22 Minimum School Year		
R.C. ***3313.48, 3313.481, 3313.482, 3313.485, 3313.62, 3314.031, 3306.01, 3317.01***	**R.C.** ***3313.48, 3306.01, 3313.481, 3313.482, 3313.485, 3313.62, 3314.031, 3317.01, Section 265.70.30***	**Section:** ***265.60.50***
Extends the number of days in a learning year for school district and STEM schools from 182 days, the number of hours for a community school from 920 hours, and the number of hours for districts operating under an ODE approved alternative schedule from 910 hours as follows: (1) 186 days and 930 hours in FY 2010 and FY 2011; (2) 190 days and 950 hours in FY 2012 and FY 2013; (3) 194 days and 970 hours in FY 2014 and FY 2015; (4) 198 days and 990 hours in FY 2016 and FY 2017; (5) 202 days and 1,010 hours in FY 2018 and thereafter.	Same as the Executive, but postpones the incremental lengthening of the school year by two years and reduces the total number of added days by four.	Replaces the House provision with a provision that requires the State Board of Education and Superintendent of Public Instruction, by July 1, 2010, to study and make recommendations regarding extending the length of the minimum school year. Requires the recommendations to address (1) the necessity of implementing the proposal, (2) a timeline that would be required for implementation, (3) estimated implementation costs, and (4) necessary legislative changes
Uses the terms "learning day" and "learning year" in place of the current terms "school day" and "school year" in defining the minimum days and hours a school must be open for instruction.	Same as the Executive.	No provision.
Specifies that new minimum learning year provisions do not prevail over conflicting provisions of a collective bargaining agreement entered into prior to the bill's effective date, but requires that all collective bargaining agreements entered into, renewed, or amended on or after the bill's effective date comply with the applicable minimum number of days or hours specified in the new "learning year" provisions.	Same as the Executive.	No provision.
Retains the current requirement regarding "calamity days" that permits up to five learning days to be waived if necessary for school closings for specified purposes. Directs the State Board of Education to adopt standards to apply in the determination of waivers for districts operating state-approved alternative schedules.	Same as the Executive, but reduces the number of calamity days to three for the 2009-2010 school year and one for the 2010-2011 school year and thereafter.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Allows school districts to amend their contingency plans for make-up days, after the initial adoption of such plan by September 1st, if it is determined the plan cannot be implemented as originally adopted.	Same as the Executive.	No provision.
No provision.	Directs ODE to study the best use of school hours, in consultation with teachers, superintendents, school district boards, and gifted associations. Requires ODE to submit a report of its findings to the General Assembly and the Governor not later than one year from the effective date.	Replaces the House provision with a provision that requires the State Board of Education and Superintendent of Public Instruction, by July 1, 2010, to study and make recommendations regarding allocating school hours more effectively.
Fiscal effect: Schools will likely see increased costs for school operations as the school year is extended.	**Fiscal effect: Same as the Executive, but the number of additional days is reduced from four to two in FY 2010.**	**Fiscal effect: Minimal increase in administrative costs for ODE.**

447 EDU - 117 Academic Standards

R.C. ***3301.079, 3301.0710, 3301.0711, 3301.0712, 3301.16, 3301.42, 3302.01, 3302.02, 3313.603, 3313.608, 3313.61, 3313.611, 3313.612, 3313.614, 3314.36, 3325.08, Section 265.60.80, Repealed: R.C. 3301.43, 3302.032***	**R.C.** ***3301.079, 3301.0710, 3301.0711, 3301.0712, 3301.16, 3301.42, 3302.01, 3302.02, 3313.603, 3313.608, 3313.61, 3313.611, 3313.612, 3313.614, 3314.36, 3325.08, Section 265.60.80, Repealed: R.C. 3301.43, 3302.032***	**Section:** ***265.60.50***
Requires the State Board of Education, by June 30, 2010, and at least once every five years thereafter, to adopt new statewide academic standards for all grades in English language arts, math, science, and social studies to replace the current content standards in reading, writing, math, science, and social studies. Requires the State Board to adopt model curricula reflecting these standards by December 31, 2010.	Same as the Executive, but extends the deadline for adoption of model curricula to March 31, 2011.	Replaces the House provision with a provision that requires the State Board of Education and Superintendent of Public Instruction, by July 1, 2010, to study and make recommendations regarding these standards and those listed below. Requires the recommendations to address (1) the necessity of implementing the standards, (2) a timeline that would be required for implementation, (3) estimated implementation costs, and (4) necessary legislative changes.
Requires the State Board to convene a committee of national and state experts and local practitioners by July 15, 2009, to provide guidance in the design of the updated standards and model curricula.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Requires the State Board, after completing the standards listed above, (1) to revise the academic standards and model curricula for grades K-12 in fine arts and foreign language, (2) to revise the standards and curricula in computer literacy and to expand them to cover grades K-12 (instead of 3-12 as in current law), and (3) to adopt standards and curricula for K-12 in the new areas of financial literacy and entrepreneurship and wellness literacy.	Same as the Executive.	Replaces the Executive provision with a provision that requires a study of these standards as specified above, but does not include wellness literacy in (3).
Requires that the standards emphasize coherence, focus, and rigor, and specify (1) skills related to creativity and innovation, critical thinking and problem solving, and communication and collaboration; (2) skills that promote information, media, and technological literacy; (3) skills that promote flexibility and adaptability, initiative and self-direction, social and cross-cultural skills, productivity and accountability, and leadership and responsibility; (4) interdisciplinary, project-based real world learning opportunities; (5) opportunities for community service learning.	Same as the Executive.	No provision.
Requires the State Board to periodically revise and update the physical education standards.	Same as the Executive.	No provision.
Repeals the current law prohibition on adopting or revising health standards and curriculum without approval by concurrent resolution of the General Assembly.	Same as the Executive.	No provision.
Requires ODE to inform all school districts and community schools of: (1) the content of the new academic standards; (2) the completion of the development of an achievement assessment; (3) the content of the adopted model curricula. Requires ODE to provide technical assistance to school districts and community schools in the implementation of the model curricula or the physical education standards.	Same as the Executive, but adds STEM schools and nonpublic schools that are required to administer state achievement tests to the notification requirement for (1) and (2) and adds STEM schools to the notification requirement for (3) and the technical assistance requirement.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The bill appropriates $5.8 million in each fiscal year for development, revision, and communication to school districts of the academic standards and curriculum models.	**Fiscal effect: Minimal - School districts will have to absorb the instructional and materials costs previously covered by fees as this provision broadens the number of students school districts are prohibited from charging such fees.**	**Fiscal effect: Minimal administrative costs for ODE.**

448 EDU - 118 Student Assessments

R.C. ***3301.079, 3301.0710, 3301.0711, 3301.0712, 3301.16, 3301.42, 3302.01, 3302.02, 3313.603, 3313.608, 3313.61, 3313.611, 3313.612, 3313.614, 3314.36, 3325.08, Repealed: 3301.43, 3302.032***	**R.C.** ***3301.079, 3301.0710, 3301.0711, 3301.0712, 3301.0715, 3301.16, 3301.42, 3302.01, 3302.02, 3313.603, 3313.608, 3313.61, 3313.611, 3313.612, 3313.614, 3314.36, 3325.08, Repealed: 3301.43, 3302.032***	**Section:** ***265.60.50***
Requires the State Board of Education to develop achievement assessments that reflect the new academic standards. Replaces each of the current achievement tests in grades 3-8 with a new assessment, except reduces the number of assessments by two by combining the current reading and writing assessment into an English language arts assessment. (Under current law a separate writing assessment is given in grades 4 and 7.)	Same as the Executive.	Replaces the Executive provision with a provision that requires the State Board of Education and Superintendent of Public Instruction, by July 1, 2010, to study and make recommendations regarding these changes to the assessments and those described below. Requires the recommendations to address (1) the necessity of implementing each proposal, (2) a timeline that would be required for implementation, (3) estimated implementation costs, and (4) necessary legislative changes.
Reduces the reported levels of achievement on the assessments from 5 to 3 by eliminating the accelerated and basic levels. Retains the advanced, proficient, and limited skill levels.	Same as the Executive.	Replaces the Executive provision with a provision that requires a study of this proposal as specified above.
Repeals the current law restrictions on the dates and times for administering each assessment and instead requires the Superintendent of Public Instruction to designate these dates and times.	Same as the Executive.	Replaces the Executive provision with a provision that requires a study of this proposal as specified above.
Requires the State Board, the Superintendent, and the Chancellor of the Board of Regents to develop a new high school assessment system to replace the Ohio Graduation	Same as the Executive, but emphasizes that the OGT under current law and the new assessment system both continue to apply to chartered nonpublic high schools.	Replaces the Executive provision with a provision that requires a study of this proposal as specified above.

Executive	As Passed by the House	As Passed by the Senate
Tests (OGT) as a requirement for a high school diploma. Specifies that the new assessment system consist of: (1) a nationally standardized assessment in science, math, and English language arts; (2) a series of end-of-course examinations in science, math, English language arts, and social studies; (3) a community service learning project; (4) a senior project completed individually or by a group of students.		
Requires the State Board to adopt rules for implementation of the new high school assessment system, including timelines, high school diploma requirements, and application to dropout programs.	Same as the Executive.	No provision.
Prohibits the release of the OGT as a public record.	Same as the Executive.	No provision.
No provision.	Requires the State Board to adopt a diagnostic assessment for each of grades K to 3 in English language arts rather than reading and writing diagnostics for grades K to 2 and a writing diagnostic assessment for grade 3, as in current law.	Replaces the House provision with a provision that requires a study of this proposal as specified above.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: According to ODE, development of the new assessments in grades 3-8 may cost approximately $70,000 per assessment. Costs for the English language arts assessments may be somewhat higher as they incorporate two of the subjects currently being assessed. Costs for administering these assessments may decrease as the number of assessments decreases by two. ODE estimates the cost for developing end-of-course exams at about $2.1 million per exam and currently forsees developing eight exams. Cost of federal peer review of these exams to meet NCLB requirements is approximately $400,000. Additional costs may be incurred for developing alternate exams for students with disabilities. Administering and scoring these tests is estimated to cost about $27 per student. The estimated cost for administering the ACT (a nationally standardized test) is approximately $35-40 per student. Approximately 120,000 to 150,000 students would be tested each year. Schools may incur additional costs in scoring the senior project.	Fiscal effect: Same as the Executive, but with additional costs for developing the diagnostic assessments.	Fiscal effect: Minimal increase in administrative costs for ODE.

Executive	As Passed by the House	As Passed by the Senate
449 EDU - 119 Report Card Performance Indicators		
R.C. ***3302.02, 3301.079, 3301.0710, 3301.0711, 3301.0712, 3301.16, 3301.42, 3302.01, 3313.603, 3313.608, 3313.61, 3313.611, 3313.612, 3313.614, 3314.36, 3325.08, Repealed: 3301.43, 3302.032***	**R.C.** ***3302.02, 3301.079, 3301.0710, 3301.0711, 3301.0712, 3301.16, 3301.42, 3302.01, 3313.603, 3313.608, 3313.61, 3313.611, 3313.612, 3313.614, 3314.36, 3325.08, Repealed: 3301.43, 3302.032***	**Section:** ***265.60.50***
Requires the State Board of Education, by December 31, 2009, and once every six years thereafter, to establish new performance indicators for the school district and building report cards, based on recommendations of the Superintendent of Public Instruction.	Same as the Executive, but changes the deadline to one year after adoption of rules for implementation of the bill's new assessment system for high school graduation, and at least every six years thereafter.	Replaces the House provision with a provision that requires the State Board of Education and Superintendent of Public Instruction, by July 1, 2010, to study and make recommendations regarding establishing new performance indicators. Requires the recommendations to address (1) the necessity of implementing the proposal, (2) a timeline that would be required for implementation, (3) estimated implementation costs, and (4) necessary legislative changes.
Eliminates the requirement that there be a minimum of 17 performance indicators.	Same as the Executive.	No provision.
Repeals a requirement that the State Board include measures of high school graduates' preparedness for higher education and the workforce on the report cards, beginning with report cards issued for 2012-2013.	Same as the Executive.	No provision.
No provision.	Requires the State Board of Education, by December 31, 2011, and upon recommendation of the Superintendent, to establish a performance indicator that reflects the level of services provided to, and performance of, gifted students.	No provision.
Fiscal effect: Increased administrative costs for ODE to develop new indicators.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Minimal administrative costs for ODE.**

Executive	As Passed by the House	As Passed by the Senate
450 EDU - 95 School Employees Health Care Board		
Section: ***265.60.90***		**Section:** ***265.60.90***
Transfers the School Employees Health Care Board and any unexpended and unencumbered appropriations or reappropriations for the Board from DAS to ODE. Requires the transfer to take effect on July 1, 2009, or as soon as possible thereafter. Requires the Director of Budget and Management to make budget changes made necessary by the transfer.	No provision.	Same as the Executive.
Fiscal effect: Increased expenditures of ODE presumably offset by transfer of appropriations from DAS.		**Fiscal effect: Same as the Executive.**
451 EDU - 197 Parental Involvement Best Practices		
		Section: ***265.80.40***
No provision.	No provision.	Requires the State Board of Education, by January 29, 2010, to develop a list of best practices for improving parental involvement in schools for optional use by public and nonpublic schools. Requires the list be made available on the ODE web site.
		Fiscal effect: Minimal.

Executive	As Passed by the House	As Passed by the Senate
452 EDU - 6 Unauditable Community Schools		
R.C. ***3314.38***	**R.C.** ***3314.38***	**Section:** ***265.80.20***
Codifies and makes permanent Section 269.60.60 of Am. Sub. H.B. 119 of the 127th General Assembly, which prescribes procedures for the Auditor of State, community school sponsors, and ODE, with regard to community schools that are declared unauditable.	Same as the Executive.	Same as the Executive, but does not codify the provision; instead retains the provision as uncodified law.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
453 EDU - 203 Vocational Education Contract		
		Section: ***265.80.30***
No provision.	No provision.	Permits two local school districts to renew their contract for vocational education (career-technical) services for a term of less than five years, if the district receiving the services had been created out of the territory of the district providing the services and began operating in fiscal year 2005. (A rule of the State Board of Education otherwise requires such contracts to be for a term of at least five years.)
		Fiscal effect: Minimal.
Appropriation Language		
454 EDU - 36 Personal Services		
Section: ***265.10.10***	**Section:** ***265.10.10***	**Section:** ***265.10.10***
Permits ODE to use GRF appropriation item 200100, Personal Services, to pay fees for ODE's membership in the Education Commission of the States and makes the following earmarks:	Same as the Executive, but makes the following changes to the earmarks:	Same as the Executive, but makes the following changes to the earmarks:

Executive	As Passed by the House	As Passed by the Senate
(1) Up to $25,000 in each fiscal year for travel expenses for the members of the State Board of Education.	(1) Same as the Executive.	(1) No provision.
(2) Up to $150,000 in each fiscal year to support Ohio's Partnership for Continued Learning.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Up to $500,000 in each fiscal year for expenses associated with the Governor's Closing the Achievement Gap Initiative.	(3) Increases earmark to up to $950,000 in each fiscal year.	(3) No provision.
(4) Up to $200,000 in each fiscal year to support ODE's Office of Urban and Rural Student Success.	(4) Same as the Executive.	(4) No provision.
(5) Up to $200,000 in each fiscal year to support ODE's Center for Creativity and Innovation.	(5) Increases earmark to up to $700,000 in each fiscal year.	(5) No provision.

455 EDU - 37 Early Childhood Education

Section: ***265.10.20***	**Section:** ***265.10.20***	**Section:** ***265.10.20***
Earmarks up to 2% of GRF appropriation item 200408, Early Childhood Education, in each fiscal year to be used by ODE for support and technical assistance of early childhood education programs.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
456 EDU - 156 Educator Training		
	Section: ***265.10.25***	**Section:** ***265.10.25***
No provision.	Specifies that GRF appropriation item 200410, Educator Training, be used to pay $2,225 of the application fee for up to 400 public and chartered nonpublic school teachers in each fiscal year applying for certification from the National Board of Professional Teaching Standards and to provide stipends for National Board certified teachers. Provides that up to $300,000 may be used by ODE for administrative costs.	Same as the House.
457 EDU - 39 Career-Technical Education Match		
Section: ***265.10.30***	**Section:** ***265.10.30***	**Section:** ***265.10.30***
Specifies that GRF appropriation item 200416, Career-Technical Education Match, be used to provide vocational administration matching funds.	Same as the Executive.	Same as the Executive.
458 EDU - 40 Computer/Application/Network Development		
Section: ***265.10.30***	**Section:** ***265.10.30***	**Section:** ***265.10.30***
Specifies that GRF appropriation item 200420, 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. Permits this appropriation to also be used to support data-driven decision-making and differentiated instruction and to communicate academic content standards and curriculum models through the Internet.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
459 EDU - 41 Alternative Education Programs		
Section: ***265.10.40***	**Section:** ***265.10.40***	**Section:** ***265.10.40***
Specifies that GRF appropriation item 200421, Alternative Education Programs, be used for the renewal of successful implementation grants and competitive matching grants to urban, rural, and suburban districts.	Same as the Executive.	Same as the Executive.
Permits ODE to waive minimum education standards for the alternative schools funded by the grants.	Same as the Executive.	Same as the Executive.
Specifies that a portion of the appropriation may be used for program administration, monitoring, technical assistance, support, research, and evaluation.	Same as the Executive.	Same as the Executive.
No provision.	Earmarks $1,000,000 in each fiscal year for Big Brothers Big Sisters of Central Ohio.	No provision.
460 EDU - 42 School Management Assistance		
Section: ***265.10.50***	**Section:** ***265.10.50***	**Section:** ***265.10.50***
Makes the following earmarks of GRF appropriation item 200422, School Management Assistance:	Same as the Executive, but makes the following changes to the earmarks:	Same as the Executive, but makes the following changes to the earmarks:
(1) Up to $1,000,000 in each fiscal year for expenses incurred by the Auditor of State for the Auditor's role in performing audits of districts in fiscal distress, including those that the Superintendent of Public Instruction determines are employing fiscal practices or experiencing budgetary conditions that could produce a state of fiscal watch or emergency.	(1) Same as the Executive.	(1) Same as the Executive, but increases the earmark to $2,000,000 in each fiscal year and requires that the Auditor, in consultation with ODE, determine districts employing fiscal practices or experiencing budgetary conditions that could produce a state of fiscal watch or emergency.

Executive	As Passed by the House	As Passed by the Senate
(2) Up to $350,000 in each fiscal year for ODE to work with school districts and entities that serve school districts to develop and deploy analytical tools that allow districts to analyze more thoroughly district spending patterns in order to promote more effective and efficient use of resources.	(2) Same as the Executive.	(2) No provision.
(3) Up to $1,000,000 in each fiscal year to fund studies associated with the Cleveland Municipal School District Early Adopter Project and for ODE to assist with training and implementation of the project.	(3) No provision.	(3) No provision.
(4) Up to $16,394,000 in FY 2010 and up to $17,980,000 in FY 2011 to contract with an entity to conduct performance audits of school districts and community schools on a five year cycle. Requires that a portion of this amount in each fiscal year be used to conduct performance audits of ESCs and JVSDs to inform the recommendations of new funding models for ESCs and JVSDs to be implemented in the FY 2012-FY 2013 biennium.	(4) Same as the Executive, but decreases the earmark in FY 2010 to $4,994,000, changes the "audits" to "reviews", adds STEM schools to the entities to receive performance reviews on a five-year cycle, and specifies that these performance reviews not begin until FY 2011 unless conducted as part of the support provided to schools in fiscal watch or fiscal emergency.	(4) No provision.
Specifies that the remainder be used to provide fiscal technical assistance and in-service education for school district management personnel and to administer, monitor, and implement the fiscal watch and fiscal emergency provisions of the Revised Code.	Same as the Executive, but adds that funding may be used for fiscal caution provisions, as well as fiscal watch and fiscal emergency.	Same as the House.

461 EDU - 43 Policy Analysis

Section: ***265.10.60***	**Section:** ***265.10.60***	**Section:** ***265.10.60***
Specifies that GRF appropriation item 200424, Policy Analysis, be used to support a system of administrative, statistical, and legislative education information to be used for policy analysis and makes the following earmark:	Same as the Executive.	Same as the Executive.
Up to $600,000 in each fiscal year to support the ODE's Office of School Resource Management. Specifies that a portion of this amount be used in conjunction with GRF	Same as the Executive, but specifies that the fiscal reporting dimension be based on prior year fiscal data.	No provision.

Executive	As Passed by the House	As Passed by the Senate
appropriation item 200439, Accountability/Report Cards, to develop a fiscal reporting dimension to the school report card beginning in FY 2011.		
462 EDU - 44 Tech Prep Consortia Support		
Section: ***265.10.60***	**Section:** ***265.10.60***	**Section:** ***265.10.60***
Specifies that GRF appropriation item 200425, Tech Prep Consortia Support, be used to support state-level activities in support of tech prep programs.	Same as the Executive.	Same as the Executive.
463 EDU - 45 Ohio Educational Computer Network		
Section: ***265.10.70***	**Section:** ***265.10.70***	**Section:** ***265.10.70***
Specifies that GRF appropriation item 200426, Ohio Educational Computer Network, be used to maintain a system of information technology throughout Ohio and to provide technical assistance in support of the P-16 State Education Technology Plan. Makes the following earmarks:	Same as the Executive.	Same as the Executive, but makes the following changes to the earmarks:
(1) Up to $15,874,498 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.	(1) Same as the Executive.	(1) Decreases to up to $14,949,498 in each fiscal year.
(2) Up to $2,163,657 in each fiscal year for the Union Catalog and InfOhio Network.	(2) Same as the Executive.	(2) Decreases to $2,038,657 in each fiscal year.
(3) Up to $7,942,391 in each fiscal year to subsidize the activities of designated information technology centers.	(3) Same as the Executive.	(3) Decreases to $7,442,391 in each fiscal year.
Specifies that the remainder of the appropriation be used to support a network of uniform and compatible computer-based information and instructional systems.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
464 EDU - 46 Academic Standards		
Section: ***265.10.80***	**Section:** ***265.10.80***	**Section:** ***265.10.80***
Specifies that GRF appropriation item 200427, Academic Standards, be used by ODE for the development and dissemination of academic content standards and curriculum models.	Same as the Executive.	Same as the Executive.
465 EDU - 47 School Improvement Initiatives		
Section: ***265.10.90***	**Section:** ***265.10.90***	**Section:** ***265.10.90***
Makes the following earmarks of GRF appropriation item 200431, School Improvement Initiatives:	Same as the Executive, but makes the following changes to the earmarks:	Same as the Executive, but makes the following changes to the earmarks:
(1) Up to $510,990 in each fiscal year to support educational media centers to provide Ohio public schools with instructional resources and services.	(1) Same as the Executive.	(1) Decreases to $410,990 in each fiscal year.
(2) Up to $9,349,007 in each fiscal year to support districts in the development and implementation of continuous improvement plans.	(2) Same as the Executive.	(2) Same as the Executive.
(3) No provision.	(3) Up to $2,000,000 in FY 2011 to fund grants for a pilot subsidy program for creative and innovative classrooms.	(3) No provision.
(4) No provision.	(4) Up to $3,500,000 in each fiscal year to create early college high schools, to be distributed according to guidelines established by ODE and BOR.	(4) Same as the House, but specifies that funds support existing schools, rather than create new schools, and specifies that the program serves those not traditionally college-bound.

Executive	As Passed by the House	As Passed by the Senate
466 EDU - 48 Student Assessments		
Sections: ***265.20.10, 265.50.50***	**Sections:** ***265.20.10, 265.50.50***	**Sections:** ***265.20.10, 265.50.50***
Makes the following earmarks of GRF appropriation item 200437, Student Assessments:	Same as the Executive.	Same as the Executive, but makes the following changes to the earmarks:
Up to $212,486 in each fiscal year for costs associated with the state's required diagnostic assessments.	Same as the Executive.	Same as the Executive.
Directs the Superintendent of Public Instruction and the Chancellor of the Board of Regents to determine a percentage of the appropriation in each fiscal year to support: (1) a college readiness exam for high school juniors; (2) preparation, practice examinations, and diagnostics related to a college readiness exam. Specifies that for examinations paid for by these funds where scores may be submitted to institutions of higher education, all students must submit their scores to the University System of Ohio.	Same as the Executive.	No provision.
Directs that a portion of the appropriation may be used to reimburse public school districts for: (1) costs associated with Advanced Placement testing and programming, (2) costs associated with taking the International Baccalaureate Examination.	Same as the Executive.	No provision.
Specifies that the remainder of the appropriation be used to develop, field test, print, distribute, score, and report results of tests, including the English language arts, mathematics, science, and social studies assessments and the Ohio Graduation Test. If funds remain in this appropriation after all other purposes have been fulfilled, permits ODE to use the remainder to develop end-of-course exams.	Same as the Executive, but adds the system of assessments developed for high school students contained in the bill to the other tests for which the remainder of the appropriation is to be used.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Authorizes the Director of Budget and Management to transfer unspent and unencumbered funds within ODE, as necessary, to GRF appropriation item 200437, Student Assessments, to fully fund the student assessment requirements of state law. If these transferred funds are not sufficient, permits the Superintendent of Public Instruction to seek Controlling Board approval to transfer up to $9.0 million from the Lottery Profits Education Reserve Fund to the GRF to be appropriated to this item.	Same as the Executive.	Same as the Executive.
467 EDU - 53 Accountability/Report Cards		
Section: ***265.20.20***	**Section:** ***265.20.20***	**Section:** ***265.20.20***
Earmarks up to $2,378,976 in each fiscal year of GRF appropriation item 200439, Accountability/Report Cards, to train district and regional specialists and district educators in the use of value-added progress dimension.	Same as the Executive.	Same as the Executive.
Specifies that the remainder of the appropriation be used to incorporate a statewide pilot value-added progress dimension into performance ratings for school districts and for the development of an accountability system that includes the preparation and distribution of school report cards.	Same as the Executive, but adds funding and expenditure accountability reports as part of the accountability system.	Same as the House.
468 EDU - 54 Child Care Licensing		
Section: ***265.20.20***	**Section:** ***265.20.20***	**Section:** ***265.20.20***
Specifies that GRF appropriation item 200442, Child Care Licensing, be used by ODE to license and to inspect preschool and school-age child care programs.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
469 EDU - 56 Education Management Information System		
Section: ***265.20.30***	**Section:** ***265.20.30***	**Section:** ***265.20.30***
Specifies that GRF appropriation item 200446, Education Management Information System, be used to improve the education management information system (EMIS) and makes the following earmarks:	Same as the Executive.	Same as the Executive.
(1) Up to $1,276,761 in each fiscal year to be distributed to information technology centers for costs related to processing, storing, and transferring data for the effective operation of EMIS.	Same as the Executive.	Same as the Executive.
(2) Up to $7,874,541 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 other educational entities that report data through EMIS. Specifies that each school district or community school with more than 100 students and each JVSD receive a minimum of $5,000 in each fiscal year. Specifies that each school district and community school with between 1 and 100 students and each ESC and each county board of MRDD that submits data receive $3,000 in each fiscal year.	Same as the Executive.	Same as the Executive.
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 Board. Specifies that any provider of software meeting the standards approved by the Education Data Advisory Board 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 law. Prohibits school districts and community schools that are not implementing a common and uniform set of data definitions and data format standards from receiving funding	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
until they are in compliance.		

470 EDU - 58 GED Testing

Section: *265.20.40*	Section: *265.20.40*	Section: *265.20.40*
Specifies that GRF appropriation item 200447, GED Testing, be used to provide General Educational Development (GED) testing at no cost to applicants and to 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.	Same as the Executive.

471 EDU - 59 Educator Preparation

Section: *265.20.50*	Section: *265.20.50*	Section: *265.20.50*
Earmarks up to $350,000 in each fiscal year of GRF appropriation item 200448, Educator Preparation, to be used for training and professional development of school administrators, treasurers, and business officials.	Same as the Executive.	Same as the Executive.
Permits the remainder of the appropriation to be used by ODE to support the Educator Standards Board, to develop alternative preparation programs for school leaders, and for the coordination of a career ladder for teachers.	Same as the Executive.	Same as the Executive.

472 EDU - 61 Community Schools

Section: *265.20.60*	Section: *265.20.60*	Section: *265.20.60*
Makes the following earmarks of GRF appropriation item 200455, Community Schools:	Same as the Executive, but makes the following changes to the earmarks:	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
(1) Up to $1,308,661 in each fiscal year to support the State Office of Community Schools in ODE.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Up to $225,000 in each fiscal year for the development and conduction of training sessions for sponsors and prospective sponsors of community schools.	(2) Same as the Executive, but adds community schools to sponsors and prospective sponsors of community schools as entities that may receive training funded through the earmark.	(2) Same as the House.

473 EDU - 62 STEM Initiatives

Executive	As Passed by the House	As Passed by the Senate
Section: ***265.20.60***	**Section:** ***265.20.60***	**Section:** ***265.20.60***
Specifies that GRF appropriation item 200457, STEM Initiatives, be used for initiatives that support innovative mathematics and science education and mathematics and science professional development for teachers, including on-site laboratories, job-embedded professional development, and mentoring and coaching.	Same as the Executive, but instead of on-site laboratories, job-embedded professional development, and mentoring and coaching, requires that the initiatives be connected to and leveraged against Ohio's portfolio of STEM education initiatives including STEM schools, STEM Programs of Excellence, and STEM Centers positioned to enhance teacher preparation and professional development through professional practice on-site laboratories, teacher-in-residence programs, master teacher and apprentice models, and STEM teaching fellowships.	Replaces the House provision with provisions specifying that GRF appropriation item 200457, STEM Initiatives, be used to enhance STEM teacher preparation, professional development, and STEM curricular approaches with funds distributed on a competitive basis by a panel established and managed by the STEM Learning Network, and overseen by an Ohio-based nonprofit enterprise.
No provision.	No provision.	Directs the Ohio STEM Learning Network to work in collaboration with the Chancellor of the Board of Regents, the Superintendent of Public Instruction, and the Director of Development.
No provision.	No provision.	Makes the following earmarks of GRF appropriation item 200457, STEM Initiatives:
No provision.	No provision.	(1) Up to $3,000,000 in each fiscal year for grants to STEM schools.
No provision.	No provision.	(2) Up to $3,000,000 in each fiscal year to support STEM Programs of Excellence.

Executive	As Passed by the House	As Passed by the Senate
474 EDU - 64 School Employees Health Care Board		
Section: ***265.20.60***		**Section:** ***265.20.60***
Specifies that GRF appropriation item 200458, Public School Employees Health Care Board, be used by the School Employees Health Care Board to hire staff to provide administrative support to the Board.	No provision.	Same as the Executive.
475 EDU - 65 Pupil Transportation		
Section: ***265.20.70***	**Section:** ***265.20.70***	**Section:** ***265.20.70***
Makes the following earmarks to GRF appropriation item 200502, Pupil Transportation:	Same as the Executive, but makes the following changes to the earmarks:	Same as the Executive, but makes the following changes to the earmarks:
(1) Up to $838,930 in each fiscal year for training school bus drivers.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Up to $60,469,220 in each fiscal year for special education transportation reimbursements to school districts and county MRDD/DD boards.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Specifies that the remainder of the appropriation be used for state reimbursement of public school districts' costs in transporting pupils to and from school as computed under the school funding formula.	(3) Same as the Executive, but earmarks $376,914,469 in each fiscal year for the prorated portion of transportation aid and the remainder for supplemental transportation aid for district's below both the state median parity aid wealth measure and state median bus ridership density.	(3) Replaces the House provision with the provision that the remainder be used to fund transportation payments included in the state funding base as described in EDU-125.

Executive	As Passed by the House	As Passed by the Senate
476 EDU - 69 Bus Purchase Allowance		
Section: ***265.20.80***	**Section:** ***265.20.80***	**Section:** ***265.20.80***
Specifies that GRF appropriation item 200530, Bus Purchase Allowance, be distributed to school districts, educational service centers, and county MRDD boards for the purchase of school buses. Earmarks up to 28% of the amount appropriated for the purchase of buses to transport handicapped and nonpublic school students.	Same as the Executive.	Same as the Executive.
477 EDU - 70 School Lunch Match		
Section: ***265.20.80***	**Section:** ***265.20.80***	**Section:** ***265.20.80***
Specifies that GRF appropriation item 200505, School Lunch Match, be used to provide matching funds to obtain federal funds for the school lunch program.	Same as the Executive.	Same as the Executive.
Specifies any remaining appropriation be used to reimburse school buildings required to have a school breakfast program.	Same as the Executive.	Same as the Executive.
478 EDU - 71 Auxiliary Services		
Section: ***265.20.90***	**Section:** ***265.20.90***	**Section:** ***265.20.90***
Specifies that GRF appropriation item 200511, Auxiliary Services, be used for providing services and materials to students enrolled in nonpublic schools.	Same as the Executive.	Same as the Executive.
Earmarks up to $2,121,800 in each fiscal year for nonpublic school student participation in the Post-Secondary Enrollment Options Program and requires ODE to adopt rules governing the distribution of these funds.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
479 EDU - 185 Gifted Pupil Program		
		Section: ***265.20.90***
No provision.	No provision.	Makes the following earmarks to GRF appropriation item 200521, Gifted Pupil Program:
(1) No provision.	(1) No provision. (This earmark is funded in 200587, Community Projects)	(1) Up to $1,026,017 in each fiscal year for the Summer Honors Institute, including funding for the Martin Essex Program, to be awarded through a request for proposal process.
(2) No provision.	(2) No provision. (This earmark is funded in 200550, Foundation Funding)	(2) Up to $8,100,000 in each fiscal year to fund gifted education units at educational service centers (ESCs).
(3) No provision.	(3) No provision.	(3) Up to $4,794,470 in each fiscal year for gifted student identification.
No provision.	No provision.	Specifies that the remainder of the appropriation be used to fund gifted education units included in the state funding base as described in EDU-125.
480 EDU - 72 Nonpublic Administrative Cost Reimbursement		
Section: ***265.30.10***	**Section:** ***265.30.10***	**Section:** ***265.30.10***
Specifies that GRF appropriation 200532, Nonpublic Administrative Cost Reimbursement, be used to reimburse chartered nonpublic schools for their administrative costs associated with maintaining their state charter.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
481 EDU - 74 Special Education Enhancements		
Section: ***265.30.20***	**Section:** ***265.30.20***	**Section:** ***265.30.20***
Makes the following earmarks to GRF appropriation item 200540, Special Education Enhancements:	Same as the Executive, but makes the following changes to the earmarks:	Same as the House, but makes the following change to the earmarks:
(1) Up to $2,906,875 in each fiscal year for home instruction for children with disabilities.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Up to $47,518,582 in FY 2010 and up to $48,421,435 in FY 2011 to fund special education and related services at county MRDD boards and institutions. Notwithstands the distribution formulas for those students and inflates the per pupil amount received by each MRDD board and institution in the prior fiscal year by 1.9% and provides that inflated per pupil amount for each student served in the current fiscal year.	(2) Same as the Executive.	(2) Same as the Executive.
(3) No provision.	(3) Up to $1,500,000 in each fiscal year for parent mentoring programs.	(3) Same as the House.
(4) No provision.	(4) Up to $2,783,396 in each fiscal year permitted to be used for school psychology interns.	(4) Same as the House, but requires these funds be used for school psychology interns.
Specifies that the remainder of the appropriation be used to fund preschool special education and preschool supervisory units at county MRDD boards, educational service centers, and school districts.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
482 EDU - 76 Career-Technical Education Enhancements		
Section: ***265.30.30***	**Section:** ***265.30.30***	**Section:** ***265.30.30***
Makes the following earmarks to GRF appropriation item 200545, Career-Technical Education Enhancements:	Same as the Executive, but makes the following change to the earmarks:	Same as the Executive, but makes the following changes to the earmarks:
(1) Up to $2,633,531 in FY 2010 and up to $2,683,568 in FY 2011 to fund career-technical education at institutions. Directs ODE to distribute funds on a grant basis rather than through the current method of unit funding.	(1) Same as the Executive.	(1) Same as the Executive, but removes the provision that funds be distributed on a grant basis rather than through the current method of unit funding.
(2) Up to $2,228,281 in each fiscal year to fund competitive grants to tech prep consortia.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Up to $2,890,850 in each fiscal year to support existing High Schools That Work (HSTW) sites, develop and support new sites, fund technical assistance, and support regional centers and middle school programs.	(3) Same as the Executive.	(3) Same as the Executive.
(4) No provision.	(4) $2,000 in each fiscal year for the Perry Local High School College Medical Tech Prep program in Massillon to teach low-income kids how to lead healthy lifestyles.	(4) No provision.
(5) No provision.	(5) No provision.	(5) Up to $300,000 in each fiscal year to fund the Agriculture 5th Quarter Project.
483 EDU - 84 Foundation Funding		
Section: ***265.30.40***	**Sections:** ***265.30.40, 265.50.55***	**Sections:** ***265.30.40, 265.50.55***
Provides the following concerning GRF appropriation item 200550, Foundation Funding:	Same as the Executive, but makes the following changes:	Same as the Executive, but makes the following changes:

Executive	As Passed by the House	As Passed by the Senate
(1) Specifies that the appropriation includes $75,000,000 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, School District Property Tax Replacement-Utility, upon certification by ODE of the actual state aid offset.	(1) Same as the Executive.	(1) Same as the Executive, but increases the amount to $90,000,000 in each fiscal year and specifies that the amount represents the offset for FY 2009.
(2) Specifies that the appropriation in FY 2010 includes $106,768,866 and in FY 2011 includes $238,511,467 for the state education aid offset due to the changes in tangible personal property valuation as a result of Am. Sub. H.B. 66 of the 126th G.A. Permits the Director of Budget and Management to increase or decrease the cash transfer from Fund 047, School District Property Tax Replacement - Business, upon certification by ODE of the actual state aid offset.	(2) Same as the Executive, but decreases the amount specified to $11,900,000 in FY 2010 and $39,300,000 in FY 2011.	(2) Same as the Executive, but increases the amount to $119,000,000 in each fiscal year and specifies that the amount represents the offset for FY 2009.
(3) 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.	(3) Same as the Executive.	(3) Same as the Executive.
(4) Earmarks up to $15,000,000 in each fiscal year to be reserved for payments to certain school districts with large changes in valuation. Permits the Controlling Board to increase the amount if requested.	(4) Same as the Executive.	(4) No provision.
(5) Earmarks up to $10,000,000 in each fiscal year to provide additional state aid to school districts for the special education catastrophic cost supplement. Permits the Controlling Board to increase the amount if requested.	(5) Same as the Executive, but increases the earmark to $18,000,000 in FY 2010 and $15,000,000 in FY 2011.	(5) Same as the Executive.
(6) Earmarks up to $2,000,000 in each fiscal year for Youth Services tuition payments.	(6) Same as the Executive.	(6) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(7) No provision.	(7) Earmarks up to $8,100,000 in each fiscal year to fund gifted education units at educational service centers (ESCs).	(7) No provision. (This funding is provided in 200521, Gifted Pupil Program)
(8) Earmarks up to $42,300,000 in each fiscal year to fund the state reimbursement of educational service centers (ESCs).	(8) Increases the earmark to $47,000,000 in each fiscal year.	(8) Same as the House.
(9) Requires that an amount be available in each fiscal year for transitional aid for school districts.	(9) Same as the Executive.	(9) No provision.
(10) Earmarks up to $1,000,000 in each fiscal year for a program to pay for educational services for youth who have been assigned by a juvenile court or other authorized agency to a facility participating in the private treatment facility project.	(10) Same as the Executive.	(10) Same as the Executive.
(11) Earmarks up to $8,686,000 in FY 2010 and $8,722,860 in FY 2011 to operate "the school choice program."	(11) Same as the Executive, but earmarks the funds for "school choice programs."	(11) Same as the House.
(12) Specifies that up to $11,901,887 in each fiscal year of the foundation program funds credited to the Cleveland Municipal School District be used to operate the school choice program in that district. Further specifies that of that amount, up to $1,000,000 in each fiscal year be used by the district to provide tutorial assistance. Requires that the use of funds for tutorial assistance be reported in the district's three-year continuous improvement plan.	(12) Same as the Executive.	(12) Same as the Executive.
(13) Earmarks $263,184,858 in FY 2010 and $268,185,371 in FY 2011 to fund joint vocational school districts (JVSDs).	(13) Same as the Executive, but does not specify an amount.	(13) Same as the House.
(15) No provision.	(15) Permits the Director of Budget and Management, at the request of the Superintendent of Public Instruction, to transfer appropriation between item 200550 and GRF appropriation item 200551, Foundation Funding - Federal Stimulus, including transfering appropriation between fiscal years. Requires the Director to report each transfer to the	(15) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	Controlling Board.	
(14) Specifies that GRF appropriation items 200455, Community Schools; 200502, Pupil Transportation; 200540, Special Education Enhancements; 200541, Special Education - Federal Stimulus; 200550, Foundation Funding; 200551, Foundation Funding - Federal Stimulus; and 200609, Poverty Funding - Federal Stimulus, other than specific set-asides, are to fund state formula aid obligations. Provides that ODE seek Controlling Board approval to transfer funds among these items, or other GRF appropriation items in which there are excess appropriation, in order to meet these obligations.	(14) Same as the Executive, but removes GRF appropriation items 200541, Special Education - Federal Stimulus, and 200609, Poverty Funding - Federal Stimulus from the list of items that collectively fund state formula aid obligations.	(14) Same as the House, but removes 200455, Community Schools, and adds 200521, Gifted Pupil Program to the list of items that collectively fund state formula aid obligations.
484 EDU - 85 Teach Ohio		
Section: ***265.30.60***	**Section:** ***265.30.60***	
Earmarks $1,000,000 in each fiscal year of GRF appropriation item 200555, Teach Ohio, to support the Teach Ohio program to encourage high school students interested in entering the teaching profession.	Same as the Executive.	No provision.
Specifies that the remainder of the be used to support alternative teacher licensure programs.	Same as the Executive.	No provision.
485 EDU - 86 Violence Prevention and School Safety		
Section: ***265.30.70***	**Section:** ***265.30.70***	**Section:** ***265.30.70***
Earmarks up to $224,250 in each fiscal year of GRF appropriation item 200578, Violence Prevention and School Safety, to fund a safe school center to provide resources for parents and for school and law enforcement personnel.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Specifies that the remainder of the appropriation be distributed based on guidelines developed by ODE to enhance school safety.	Same as the Executive.	Same as the Executive.

486 EDU - 151 Community Projects

	Section: ***265.30.70***	
No provision.	Makes the following earmarks to GRF appropriation item 200587, Community Projects:	No provision.
(1) No provision.	(1) $1,000,000 in each fiscal year for the National Underground Railroad Freedom Center for education programs.	(1) No provision.
(2) No provision.	(2) $39,500 in each fiscal year to support the application fee for candidates participating in the Take One program.	(2) No provision.
(3) No provision.	(3) $100,000 in each fiscal year for the Toledo Tech Academy with $25,000 of this set-aside in each fiscal year to enhance and establish For Inspiration and Recognition in Science and Technology programs (F.I.R.S.T.).	(3) No provision.
(4) No provision.	(4) $25,000 in each fiscal year for the Beaver Creek Wildlife Education Center for student field trips.	(4) No provision.
(5) No provision.	(5) $50,000 in each fiscal year for the after-school programs of the Monroe Community Center in Stark County.	(5) No provision.
(6) No provision.	(6) $250,000 in each fiscal year for Kids Unlimited to support its after-school program.	(6) No provision.
(7) No provision.	(7) $100,000 in FY 2011 for the Green Local School District in Summit County, in partnership with The University of Akron, to create a distance learning pilot program.	(7) No provision.

Executive	As Passed by the House	As Passed by the Senate
(8) No provision.	(8) $100,000 in each fiscal year for the Cincinnati Arts and Technology Center to increase program support for high-risk teens and unemployed urban adults.	(8) No provision.
(9) No provision.	(9) $1,500,000 in each fiscal year for Project Lead the Way.	(9) No provision.
(10) No provision.	(10) Up to $900,000 in each fiscal year for the Reading Recovery Training Network.	(10) No provision.
(11) No provision.	(11) Up to $100,000 in each fiscal year to establish a reading recovery teacher leader training site at Marietta College in FY 2010 and to provide training to reading recovery teachers by a teacher leader in FY 2011.	(11) No provision.
(12) No provision.	(12) $50,000 in each fiscal year for the Ohio University Leadership Project.	(12) No provision.
(13) No provision.	(13) Up to $1,026,017 in each fiscal year for the Summer Honors Institute, including funding for the Martin Essex Program, to be awarded through a request for proposal process.	(13) No provision. (This funding is provided in 200521, Gifted Pupil Program)
(14) No provision.	(14) $75,000 in each fiscal year for Leaf Lake/Geauga Educational Assistance Funding.	(14) No provision.
(15) No provision.	(15) $500,000 in each fiscal year to support the Bellefaire Jewish Children's Bureau.	(15) No provision.
(16) No provision.	(16) $650,000 in each fiscal year to support Project More for one-to-one reading mentoring.	(16) No provision.
(17) No provision.	(17) $100,000 in each fiscal year for the American Academy of Pediatrics for the Reach Out and Read Program.	(17) No provision.
(18) No provision.	(18) Up to $500,000 in each fiscal year for ODE to contract with the Children's Hunger Alliance to expand access to child	(18) No provision.

Executive	As Passed by the House	As Passed by the Senate
	nutrition programs.	
(19) No provision.	(19) Up to $260,000 in FY 2010 for the development of a model dating violence policy and adoption of dating violence prevention education standards.	(19) No provision.
487 EDU - 88 Property Tax Allocation - Education		
Section: ***265.30.80***	**Section:** ***265.30.80***	**Section:** ***265.30.80***
Prohibits the Superintendent of Public Instruction from requesting, and the Controlling Board from approving, the transfer of funds from GRF appropriation item 200901, Property Tax Allocation - Education, to any other appropriation item.	Same as the Executive.	Same as the Executive.
Specifies that GRF appropriation item 200901, Property Tax Allocation - Education, be used to pay for the state's costs incurred because of the homestead exemption, the property tax rollback, and reimbursements associated with conversion levies.	Same as the Executive.	Same as the Executive.
488 EDU - 89 Teacher Certification and Licensure		
Section: ***265.30.90***	**Section:** ***265.30.90***	**Section:** ***265.30.90***
Specifies that GSF Fund 4L20 appropriation item 200681, Teacher Certification and Licensure, be used in each fiscal year to administer and support teacher certification and licensure activities.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
489 EDU - 90 School District Solvency Assistance		
Section: ***265.30.90***	**Section:** ***265.30.90***	**Section:** ***265.30.90***
Specifies that funds in GSF Fund 5H30 appropriation item 200687, School District Solvency Assistance, be used to provide assistance and grants to school districts to enable them to remain solvent. Requires that assistance and grants be subject to the approval of the Controlling Board.	Same as the Executive.	Same as the Executive.
Earmarks $9,000,000 in each fiscal year for the School District Shared Resource Account to make advances to districts that must be repaid.	Same as the Executive.	Same as the Executive.
Earmarks $9,000,000 in each fiscal year for the Catastrophic Expenditures Account to make grants to school districts that need be repaid only if the district receives third party reimbursement funding.	Same as the Executive.	Same as the Executive.
Permits the Director of Budget and Management to make transfers into Fund 5H30 in each fiscal year to maintain sufficient cash balances in the fund. Appropriates any funds so transferred.	Same as the Executive.	Same as the Executive.
490 EDU - 92 Schools Medicaid Administrative Claims		
Section: ***265.40.10***	**Section:** ***265.40.10***	**Section:** ***265.40.10***
Allows the Director of Budget and Management, at the request of the Superintendent of Public Instruction, to transfer up to $639,000 in each fiscal year from the GRF to FED Fund 3AF0, Schools Medicaid Administrative Claims, to pay expenses incurred in administering the Medicaid School Component of the Medicaid program.	Same as the Executive.	Same as the Executive.
Requires the Director of Budget and Management on June 1 of each fiscal year, or as soon as possible thereafter, to	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
transfer cash from FED Fund 3AF0, Schools Medicaid Administrative Claims, back to the GRF in an amount equal to that transferred to Fund 3AF0 in that fiscal year.		
491 EDU - 93 Reading First		
Section: ***265.40.20***	**Section:** ***265.40.20***	**Section:** ***265.40.20***
Specifies that FED Fund 3Y40 appropriation item 200632, Reading First, be used by school districts to administer federal diagnostic tests as well as other functions permitted by federal statute. Specifies that federal diagnostic tests may be recognized as meeting the state diagnostic testing requirements.	Same as the Executive.	Same as the Executive.
492 EDU - 94 Half-Mill Maintenance Equalization		
Section: ***265.40.20***	**Section:** ***265.40.20***	**Section:** ***265.40.20***
Specifies that SSR Fund 5BJ0 appropriation item 200626, Half-Mill Maintenance Equalization, be used to make payments to eligible school districts to equalize districts' half-mill maintenance levies required under the Classroom Facilities Assistance program of the School Facilities Commission to the statewide average wealth level.	Same as the Executive.	Same as the Executive.
493 EDU - 96 Start-Up Funds		
Section: ***265.40.30***	**Section:** ***265.40.30***	**Section:** ***265.40.30***
Specifies that funds appropriated for the purpose of providing start-up grants to Title IV-A Head Start and Title IV-A Head Start Plus agencies in FY 2004 and FY 2005 for services to children eligible for Title IV-A services be reimbursed to the GRF as follows:	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(1) Requires an entity that was a Title IV-A Head Start or Title IV-A Head Start Plus agency but will not be an early learning agency or provider in FY 2010 or FY 2011 to repay the entire amount of the start-up grant it received in FY 2004 and FY 2005 no later than June 30, 2019.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Permits an entity that was a Title IV-A Head Start or Title IV-A Head Start Plus agency and will be an early learning agency or provider in FY 2010 and FY 2011 to retain any amount of the start-up grant it received.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Requires that any start-up grants that are retained by early learning agencies or providers be reimbursed to the GRF when the early learning program ceases or is no longer funded from Title IV-A or if the provider's participation in the early learning program ceases or is terminated.	(3) Same as the Executive, but does not require the reimbursement when the early learning programs is no longer funded from Title IV-A.	(3) Same as the House.

494 EDU - 97 Auxiliary Services Reimbursement

Section: ***265.40.40***	**Section:** ***265.40.40***	**Section:** ***265.40.40***
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 SSR Fund 5980, Auxiliary Services Reimbursement Fund.	Same as the Executive.	Same as the Executive.

495 EDU - 98 Lottery Profits Education Fund

Section: ***265.40.50***	**Section:** ***265.40.50***	**Section:** ***265.40.50***
Specifies that LPE Fund 7017 appropriation item 200612, Foundation Funding, be used in conjunction with GRF appropriation item 200550, Foundation Funding, to provide formula aid payments to school districts.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
496 EDU - 99 Lottery Profits Education Reserve Fund		
Section: ***265.40.60***	**Section:** ***265.40.60***	**Section:** ***265.40.60***
Creates the Lottery Profits Education Reserve Fund (Fund 7018) 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 each fiscal year an amount necessary to make adjustments in state aid to school districts with certain amounts of uncollected local taxes. Requires these adjustments to be paid back to ODE if the taxes are eventually collected.	Same as the Executive.	Same as the Executive.
Requires that the Director of Budget and Management, on or before 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 2009 exceed $667,900,000 and for FY 2010 exceed $705,000,000.	Same as the Executive.	Same as the Executive.
497 EDU - 100 School District Property Tax Replacement - Business		
Sections: ***265.40.70, 265.40.80***	**Sections:** ***265.40.70, 265.40.80***	**Sections:** ***265.40.70, 265.40.80***
Specifies that RDF Fund 7047 appropriation item 200909, School District Property Tax Replacement - Business, be used to make direct reimbursement payments to school districts and joint vocational school districts for losses due to the phase-out of tangible personal property taxes. Appropriates any additional appropriations determined to be necessary by the Director of Budget and Management.	Same as the Executive.	Same as the Executive.
Permits the Director of Budget and Management to make temporary transfers between the GRF and the School District Property Tax Replacement - Business Fund (Fund 7047) used by ODE to ensure sufficient balances in Fund	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
7047 and to replenish the GRF for such transfers.		
498 EDU - 101 School District Property Tax Replacement - Utility		
Section: ***265.40.80***	**Section:** ***265.40.80***	**Section:** ***265.40.80***
Specifies that RDF Fund 7053 appropriation item 200900, School District Property Tax Replacement - Utility, be used to make direct reimbursements to school districts and joint vocational school districts for losses incurred due to the reduction of assessment rates on public utility tangible personal property. Appropriates any additional appropriations determined to be necessary by the Director of Budget and Management.	Same as the Executive.	Same as the Executive.
499 EDU - 102 Distribution Formulas		
Section: ***265.40.80***	**Section:** ***265.40.80***	**Section:** ***265.40.80***
Requires that ODE report to the Director of Budget and Management 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 date.	Same as the Executive.	Same as the Executive.
500 EDU - 103 Earmark Accountability		
Section: ***265.50.70***	**Section:** ***265.50.70***	**Section:** ***265.50.70***
Authorizes the Superintendent of Public Instruction to request accountability reports from any entity that receives a budget earmark under ODE's budget.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
501 FUN - 1 Reporting of Preneed Cemetery and Preneed Funeral Contracts		
		R.C. ***1721.211, 4717.31***
No provision.	No provision.	Authorizes a licensed funeral director who sells preneed funeral contracts and who also sells preneed cemetery merchandise and services contracts to meet the annual preneed cemetery contract reporting requirement by filing the necessary documentation with the Board of Embalmers and Funeral Directors along with or as part of the annual preneed funeral contract report.
No provision.	No provision.	Authorizes a cemetery company or association that sells preneed cemetery merchandise and services contracts and that also sells preneed funeral contracts to meet the annual funeral contract reporting requirement by filing the necessary documentation with the Division of Real Estate of the Department of Commerce along with or as part of the annual preneed cemetery contract report.

Executive	As Passed by the House	As Passed by the Senate
502 PAY - 9 Changes in Annual Vacation Leave for Certain State Employees		
	R.C. *124.134, Section 803.30*	**R.C. *124.134, Section 803.30***
(1) No provision.	(1) Reduces by one year the amount of service required of the following state employees before they accrue specific amounts of vacation leave, effective August 30, 2009: (a) exempt employees, (b) legislative employees, (c) Supreme Court employees, (d) certain employees in the office of the Governor, Secretary of State, Auditor of State, Treasurer of State, Attorney General, and (e) employees in any position for which authority to determine compensation is given by law to an individual or entity other than the Director of Administrative Services.	Same as the House.
(2) No provision.	(2) Provides that employees specified in (1) may begin using their vacation leave upon completing their initial probationary period.	Same as the House.
(3) No provision.	(3) Requires the Director of DAS to determine an additional, prorated amount of vacation leave for employees who are in their fourth, ninth, fourteenth, nineteenth, or twenty-fourth year of service to receive as a result of the transition occurring on that date. Requires the additional, prorated amount to be such that the affected employees are not harmed as a result of the transition, and to be added to the vacation leave balances of the affected employees on August 30, 2009.	Same as the House.
	Fiscal effect: No net effect on wage costs, but there would likely be an increase in vacation leave usage for the specified employees. Likely increase in payments made from ALF Fund 8060, Accrued Leave Fund, for vacation leave cash conversion for those employees leaving state service.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
503 PAY - 11 Life Insurance for Municipal and County Judges		
	R.C. *124.81*	**R.C. *124.81***
(2) No provision.	(1) Requires the Department of Administrative Services to obtain group life insurance coverage for all municipal and county court judges.	Same as the House.
(2) No provision.	(2) Provides that on and after the effective date of the life insurance coverage for municipal and county court judges, these judges are ineligible for life insurance coverage from any county or other political subdivision.	
	Fiscal effect: Increase of several thousand dollars annually in expenditures from AGY Fund 8100, Life Insurance Investment Fund, to pay for the cost of providing life insurance to county and municipal judges.	**Fiscal effect: Same as the House.**
504 PAY - 1 Accrued Leave Liability Fund		
Section: *271.10*	**Section: *271.10***	**Section: *271.10***
Requires that ALF Fund 8060 appropriation item 995666, Accrued Leave Fund, be used to make payments for employees that convert unused personal or sick leave, or are owed unused vacation leave, sick leave, or personal leave upon separation from state employment. Appropriates additional amounts if necessary.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
505 PAY - 2 State Employee Disability Fund		
Section: ***271.10***	**Section:** ***271.10***	**Section:** ***271.10***
Requires that ALF Fund 8070 appropriation item 995667, Disability Fund, be used to make payments from the State Employee Disability Leave Benefit Fund, and appropriates additional amounts if necessary.	Same as the Executive.	Same as the Executive.
506 PAY - 4 State Employee Health Benefit Fund		
Section: ***271.10***	**Section:** ***271.10***	**Section:** ***271.10***
Requires that AGY Fund 8080 appropriation item 995668, State Employee Health Benefit Fund, be used to pay state employee health care costs as well as the costs of actuarial studies and audits related to employee health care benefits, and appropriates additional amounts if necessary.	Same as the Executive.	Same as the Executive.
507 PAY - 5 Dependent Care Spending Fund		
Section: ***271.10***	**Section:** ***271.10***	**Section:** ***271.10***
Requires that AGY Fund 8090 appropriation item 995669, Dependent Care Spending Account, be used to make payments for employees that are eligible for benefits under this program, and appropriates additional amounts if necessary.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
508 PAY - 6 Life Insurance Investment Fund		
Section: ***271.10***	**Section:** ***271.10***	**Section:** ***271.10***
Requires that AGY Fund 8100 appropriation item 995670, Life Insurance Investment Fund, be used to make payments for costs and expenses related to providing coverage for exempt employees for the State's life insurance benefit program, and appropriates additional amounts if necessary.	Same as the Executive.	Same as the Executive.
509 PAY - 7 Parental Leave Benefit Fund		
Section: ***271.10***	**Section:** ***271.10***	**Section:** ***271.10***
Requires that AGY Fund 8110 appropriation item 995671, Parental Leave Benefit Fund, be used to make payments to employees eligible for parental leave benefits, and appropriates additional amounts if necessary.	Same as the Executive.	Same as the Executive.
510 PAY - 8 Health Care Spending Account Fund		
Section: ***271.10***	**Section:** ***271.10***	**Section:** ***271.10***
(1) Requires that AGY Fund 8130 appropriation item 995672, Health Care Spending Account, be used to make payments pursuant to state employees' participation in a flexible spending account for non-reimbursed health care expenses. Permits the Director of Administrative Services to request additional appropriations if needed, subject to the approval of the Director of Budget and Management, and appropriates those amounts.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Authorizes OBM, at the request of DAS, to transfer up to $145,000 from the GRF to Fund 8130 during FY 2010 and FY 2011 to provide adequate cash flow for the account. Requires the amounts so transferred to be returned to the	(2) Same as the Executive.	(2) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
GRF, along with any accrued interest, at the end of FY2010 and FY2011 if the cash is available.		
511 PAY - 3 Payroll Withholding Fund		
Section: ***271.10***	**Section:** ***271.10***	**Section:** ***271.10***
Requires that AGY Fund 1240, Payroll Withholding, appropriation item 995673, Payroll Deductions, be used to make payments from Fund 1240 and appropriates additional amounts if necessary.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
512 ERB - 1 SERB/PBR Merger		
R.C. ***124.03, 4117.01, 4117.02, 4117.12, Section 273.20***	**R.C.** ***124.03, 4117.01, 4117.02, 4117.12, Section 273.20***	**R.C.** ***124.03, 4117.01, 4117.02, 4117.12, Section 273.20***
(1) Creates the State Personnel Board of Review (SPBR) as a separate entity within the administrative structure of the State Employment Relations Board (SERB), allows for the employees of SERB to carry out functions of both boards, and makes other administrative changes needed to absorb the SPBR as a separate entity within the SERB. Declares the SERB Chairperson the appointing authority for all SPBR and SERB employees, and makes additional changes to the law governing SERB regarding specific SERB employees.	(1) Same as the Executive.	Same as the Executive.
(2) Transfers the cash balance, assets, liabilities, etc. of the GSF Fund 6360, Transcript and Other Documents, to the GSF Fund 5720, Training, Publications, and Grants. Abolishes Fund 6360 upon completion of the transfer.	(2) Same as the Executive.	Same as the Executive.
Fiscal effect: Potential savings in the long term due to consolidation of staff and office space.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
513 ERB - 2 Collective Bargaining Elections		
R.C. ***4117.07***	**R.C.** ***4117.07***	**R.C.** ***4117.07***
Enables SERB to conduct a representative election by secret ballot cast, at the board's discretion, by mail, electronically, or in person, rather than requiring representative elections to be conducted in person as under current law.	Same as the Executive.	Same as the Executive.
Fiscal effect: Reduces employee travel and other administrative costs for overseeing collective bargaining elections at job sites.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
514 ENG - 1 Professional Engineer or Surveyor Registration Verification		
R.C. *4733.10*	**R.C. *4733.10***	**R.C. *4733.10***
Requires the Board to issue an official verification of the status of any person registered as a professional engineer or professional surveyor in Ohio once the Board receives a verification form and the payment of a fee established by the Board.	Same as the Executive.	Same as the Executive.
Fiscal effect: Gain in revenue to the Occupational Licensing and Regulatory Fund (Fund 4K90) of up to $30,000 from the proposed $24 verification fee. According to the Board, the proposed fee amount is based on actual staff time required to process reciprocity applications.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
515 EPA - 21 Solid Waste Management District Rules		
	R.C. *3734.53, Section 343.01*	
No provision.	Provides that rules of a solid waste management district governing out-of-district waste apply only to county and district solid waste facilities unless the board of county commissioners or board of directors of the district submits an application to the Director of Environmental Protection that demonstrates insufficient disposal capacity in the district and the Director approves the application.	No provision.
516 EPA - 6 Scrap Tire Fund Transfer		
R.C. *1502.12, 3734.82*	**R.C. *1502.12, 3734.82***	**R.C. *1502.12, 3734.82***
Eliminates the $750,000 cap on the Scrap Tire Management Fund that may be used for the administration of the Scrap Tire Program.	Same as the Executive.	No provision.
Alters the purposes for which money in the Scrap Tire Management Fund (Fund 4R50) can be used by authorizing up to $500,000 in each fiscal year to be transferred to the Scrap Tire Grant Fund (Fund 5860) in the Department of Natural Resources for scrap tire amnesty and clean up events, in addition to the $1 million transferred under current law in each fiscal year for scrap tire and synthetic rubber from tire manufacturers and recycling processes.	Same as the Executive.	Same as the Executive.
Fiscal effect: Results in more money that could be used for scrap tire amnesty and clean up events.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Reduces the amount available for tire amnesty projects.**

Executive	As Passed by the House	As Passed by the Senate
517 EPA - 5 E-Check Extension; Fee on Tire Sales for Auto Emissions Testing		
R.C. ***3704.14, 3737.901***	**R.C.** ***3704.14, 3734.901, 3734.9010, Section 277.10***	**R.C.** ***3704.14, 3734.901, 3734.9010, Section 277.10***
Authorizes the Director of Administrative Services, upon the request of the Director of Environmental Protection, to extend the existing E-Check contract, which expires on June 30, 2009, for up to six months. Allows the Director of Administrative Services, upon the request of the Director of Environmental Protection, to enter into a new E-Check contract through a competitive selection process, beginning upon the termination of the six-month contract extension through June 30, 2011, and authorizes an additional one-year extension of the contract through June 30, 2012.	Same as the Executive.	Replaces the Executive provision with provisions that authorize the Governor to issue an executive order ordering the Director of Administrative Services to extend, for a period of six months, the motor vehicle inspection and maintenance program contract that is scheduled to expire on June 30, 2009; upon termination of the six month contract extension, authorizes the Governor to issue such an executive order ordering the Director to enter into a new contract governing the motor vehicle inspection and maintenance program through June 30, 2011, with a possible extension through June 30, 2012; limits the implementation of the program to counties in which the program was operating on January 1, 2009; and eliminates the provision that allows the program to be implemented beyond the date of termination of all contracts pertaining to the program if the program is federally mandated.
Abolishes the Motor Vehicle Inspection and Maintenance Fund (Fund 6020) and replaces it with the Auto Emissions Test Fund (Fund 5BY0) in permanent law.	Same as the Executive.	Same as the Executive.
Establishes a $2.30 fee on the sale of each new tire and requires the proceeds of the fee to be deposited into the Auto Emission Test Fund (Fund 5BY0).	No provision.	No Provision.
Requires the Director of Budget and Management to transfer up to $1.5 million in cash from the Central Support Indirect Fund (Fund 2190) to the Auto Emissions Test Fund (Fund 5BY0) for the operation and oversight of the auto emissions testing program. Requires that Fund 2190 be reimbursed once Fund 5BY0 has accrued sufficient cash to maintain the program.	Replaces the Executive provision with a provision requiring that the Director of Budget and Management transfer $14.4 million in FY 2010 and $14.8 million in FY 2011 from the GRF to Fund 5BY0 for the operation and oversight of the auto emissions testing program.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Requires the Director of Budget and Management, on September 30, 2009, or as soon as possible thereafter, to transfer cash balance in the Motor Vehicle Inspection and Maintenance Fund (Fund 6020), abolished in the bill, to the Auto Emissions Test Fund (Fund 5BY0).	Same as the Executive.	Same as the Executive.
No provision.	No provision.	Makes other changes regarding the motor vehicle inspection and maintenance program, including provisions that establish requirements governing a competitive selection process for a contract to operate the program, state the General Assembly's intent concerning the program, and require the Director of Environmental Protection annually to request the United States Environmental Protection Agency to provide information on alternative approaches to meet federal performance standards and program changes.
Fiscal effect: Authorizes the extension of the E-Check program until June 30, 2011. Funds the program with the proceeds from an increase in the fee on the sale of new tires. Generates an estimated additional $15 million in each fiscal year for the operation of the Auto Emissions Testing Program	**Fiscal effect: Authorizes the extention of the E-Check program until June 20, 2011, removes the tire fee and instead makes GRF transfers in each fiscal year the funding source for the program.**	**Fiscal effect: Same as the House.**
518 EPA - 17 Clean Diesel School Bus Fund		
	R.C. *3704.144*	**R.C. *3704.144***
No provision.	Authorizes the Director of Environmental Protection to make grants from the Clean Diesel School Bus Fund to county boards of mental retardation and developmental disabilities rather than only to school districts as authorized in current law.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
519 EPA - 23 Changes to the Construction and Demolition Debris Law		
		R.C. ***3714.01, 3714.011, 3714.02, 3714.074, 3714.081, 3714.083, 3745.31***
No provision.	No provision.	Alters the definition of "new construction and demolition debris facility" or "new facility" in the Construction and Demolition Debris Law by stating that: (1) New facility means a facility applying for an initial permit to install after December 22, 2005; (2) New facility includes a facility in existence on December 22, 2005, that is proposing to horizontally expand the facility beyond the boundary of the property owned or controlled by the owner or operator of the facility as of December 22, 2005; (3) New facility includes a facility for which an initial permit to install has been issued after December 22, 2005, for which there is a proposal to horizontally expand the limits of construction and demolition debris placement beyond the limits approved in the initial permit to install; (4) New facility does not include a facility for which there is a proposal to vertically expand the limits of construction and demolition debris placement approved for the facility under the Construction and Demolition Debris Law.
No provision.	No provision.	Specifies that for purposes of the statute that establishes certain notification requirements when a load of construction and demolition debris is rejected, acceptance of a load of construction and demolition debris is deemed to occur when the debris is placed on the working face of a construction and demolition debris facility for final disposal and rejection of a load of construction and demolition debris before acceptance of the load of debris is not a violation of the

Executive	As Passed by the House	As Passed by the Senate
		Construction and Demolition Debris Law.
No provision.	No provision.	Revises the definition of "pulverized debris" in the Construction and Demolition Debris Law to mean a load of debris that has been uniformly shredded, ground, or reduced by mechanical means prior to acceptance for disposal to such an extent that the majority of the load of debris cannot be identified as resulting from construction and demolition debris activities, and specifies that the existence of small particles and dust in a load of construction and demolition debris does not render the load unidentifiable as construction and demolition debris.
No provision.	No provision.	Requires the Director of Environmental Protection to appoint and convene an advisory board to advise the Director with respect to the adoption of rules governing construction and demolition debris facilities and the inspection of and issuance of permits to install and licenses for those facilities, and requires the board to include three representatives of construction and demolition debris facilities in the state and three representatives from certain types of health districts.
No provision.	No provision.	Adds the Construction and Demolition Debris Law and rules adopted under it to the list of environmental laws to which the existing five-year statute of limitations for civil actions for civil or administrative penalties brought under those laws applies, and, with regard to the Construction and Demolition Debris Law and rules adopted under it, provides that if an agency, department, or governmental authority actually knew or was informed of an occurrence, omission, or facts on which a civil action is based prior to the amendment's effective date, the action for civil or administrative penalties must be commenced not later than five years after the amendment's effective date.
No provision.	No provision.	Requires the fees on the disposal of construction and demolition debris levied under the Construction and Demolition Debris Law to be paid by a customer, to the

Executive	As Passed by the House	As Passed by the Senate
		owner or operator of a construction and demolition debris facility or solid waste facility.
No provision.	No provision.	Specifies that the owner or operator may request a refund or credit of the fees that are remitted to a board of health or to the Director of Environmental Protection, if the customer fails to pay the fees to the owner or operator, and declares that the owner or operator is also not responsible for any penalties regarding those fees.

520 EPA - 22 Construction and Demolition Debris Disposal Fees

	R.C. ***3714.073, 3745.015, 1515.14***	**R.C.** ***3714.073, 3745.015, 1515.14***
Increases the construction and demolition debris disposal fee that is deposited into SSR Fund 5BV0, the Soil and Water Conservation District Assistance Fund, which is used by the Department of Natural Resources to provide grants to local soil and water conservation districts, from $0.125 per cubic yard and $0.25 per ton to $1.25 per cubic yard or $2.50 per ton, as applicable.	Same as the Executive.	No provision.
Establishes a new construction and demolition debris disposal fee of $0.225 per cubic yard or $0.45 per ton, as applicable, to be credited to SSR Fund 5BC0, the Environmental Protection Fund, which is used by the Environmental Protection Agency. Requires that these fees take effect on July 1, 2009.	No provision.	No provision.
No provision.	Specifies that fees on the disposal of construction and demolition debris apply to the disposal of asbestos and asbestos-containing materials and products.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Increases revenue to the Department of Natural Resources Division of Soil and Water through new and increased fees to SSR Fund 5BV0, the Soil and Water Conservation Fund, and increases revenue to the Environmental Protection Agency through new and increased fee to SSR Fund 5BC0, the Environmental Protection Fund. Offsets an estimated $11,930,000 in DNR GRF Funding for Soil and Water Conservation Projects.	**Fiscal effect: Same as the Executive, but decreases revenues to Fund 5BC0, the Environmental Protection Fund, due to the removal of new construction and demolition debris fees deposited into that fund. However, including asbestos as a material to which the disposal fee applies could increase revenues to each applicable fund.**	**Fiscal effect: Reduces soil and water district funding from this source; however, a related change provides soil and water districts funding from the Facilities Establishment Fund (Fund 7037) (see Compare Doc entry DNR 31).**

521 EPA - 20 Hazardous Waste Facility Permit Modifications

	R.C. *3734.05*	**R.C. *3734.05***
No provision.	Declares that the transfer of a hazardous waste facility installation and operation permit for a facility that is not an off-site facility is a Class 1 modification rather than a Class 3 modification as in current law, and specifically declares that the transfer of a hazardous waste facility installation and operation permit for an off-site facility is a Class 3 modification.	Same as the House.
No provision.	Eliminates provisions of law concerning the modification of a hazardous waste facility involving permit transfers that require the Director of Environmental Protection to make certain determinations regarding the background of the transferee if the transferee has been involved in any prior activity involving hazardous waste.	Same as the House.
	Fiscal effect: Because Class 1 permits generally involve minor changes to a facility and usually take less time to be processed, this provision could reduce the amount of time it takes EPA to process these permit modifications.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
522 EPA - 4 Natural Resource Damages Fund		
R.C. ***3734.28, 3734.281, 3734.282***	**R.C.** ***3734.28, 3734.281, 3734.282***	**R.C.** ***3734.28, 3734.281, 3734.282***
Creates the Natural Resource Damages Fund (Fund 3C50), which consists of federal money distributed to the state for natural resource damages, and repeals current law provisions that specify that the Hazardous Waste Clean-Up Fund (Fund 5050) and Environmental Protection Remediation Fund (Fund 5BC0) consist of, in part, natural resource damages collected by the state under federal law. Repeals a current law provision under which money in Fund 5050 may be used only through October 15, 2005, to fund certain emergency and remedial actions and the Voluntary Action Program, thus allowing money in the Fund to be used for those purposes permanently.	Same as the Executive.	Same as the Executive.
Authorizes the Director of Environmental Protection to enter into contracts and grant agreements with federal, state, or local government agencies for the purposes of carrying out the responsibilities for which monies may be expended from the Natural Resource Damages Fund (Fund 3C50), Hazardous Waste Clean-up Fund (Fund 5050), and the Environmental Protection Remediation Fund (Fund 5BC0).	Same as the Executive.	Same as the Executive.
Fiscal effect: No direct fiscal impact, but directs federal moneys for natural resource damages collected under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA) to Fund 3C50.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
523 EPA - 2 Electronic Payment of Construction and Demolition Debris and Solid Waste Disposal Fees		
R.C. ***3714.07***	**R.C.** ***3734.57, 3714.07***	**R.C.** ***3734.57, 3714.07***
Authorizes owners or operators of construction and demolition debris facilities to submit monthly construction and demolition debris disposal fee returns electronically rather than by mail as in current law.	Same as the Executive.	Same as the Executive.
Authorizes owners or operators of solid waste transfer facilities and disposal facilities to submit solid waste disposal fee returns electronically rather than by mail as in current law.	Same as the Executive.	Same as the Executive.
Fiscal effect: Reduces some administrative costs for EPA for receiving and processing these fees.		
524 EPA - 10 State Solid Waste Disposal and Generation Fees		
R.C. ***3734.57***	**R.C.** ***3734.57, 3734.573***	**R.C.** ***3734.57, 3734.573***
Extends from June 30, 2010, to June 30, 2012, the expiration date of the state fees on the disposal of solid waste, the proceeds of which are used to fund solid, infectious, and hazardous waste and construction and demolition debris management programs and to pay EPA's costs associated with administering and enforcing environmental protection programs.	Same as the Executive, but also permits solid waste disposal fees to be paid by a customer or political subdivision to a transporter of solid waste rather than only to the owner or operator of a solid waste transfer or disposal facility.	Same as the House.
Increases the solid waste disposal fee that is deposited into Fund 5BC0, the Environmental Protection Fund, which is used by the Environmental Protection Agency, from $1.50 per ton to $2.50 per ton and establishes a new solid waste disposal fee of $0.25 per ton to be deposited into Fund 5BV0, the Soil and Water Conservation District Assistance Fund. Requires that the increased fee and the new fee be levied from July 1, 2009, through June 30, 2012.	Same as the Executive, but delays the implementation of these new and increased fees from July 1, 2009 to August 1, 2009.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Specifies that the existing solid waste management district generation fees do not apply to solid waste delivered to a solid waste composting facility for processing rather than specifying that it does not apply to yard waste, as well as to materials removed from the solid waste stream for recycling. Declares that if any unprocessed solid waste or compost product is transported off the premises of a composting facility for disposal at a landfill, the solid waste generation fee applies and must be collected by the owner or operator of the landfill.	Same as the House.
Fiscal effect: Continues this revenue stream for funds that collect solid waste disposal fee revenues, and therefore has no new fiscal effect. Increases revenue to the Environmental Protection Agency through new and increased fees to SSR Fund 5BC0, the Environmental Protection Fund, and to the Department of Natural Resources Soil and Water Conservation Fund (Fund 5BV0).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive, but eliminates any additional revenues that may have resulted from increased fees.**

525 EPA - 11 Synthetic Minor Facility Emission Fees, Water Pollution Control Fees, and Safe Drinking Water Fees

R.C. ***3745.11, 6109.21***	**R.C.** ***3745.11, 6109.21***	**R.C.** ***3745.11, 6109.21***
Extends for two years the sunset on annual emissions fees for minor synthetic facilities (air permits).	Same as the Executive.	Same as the House.
Extends for two years the authority to levy higher fees for the following: applications for plan approvals of wastewater treatment works and public water systems, certification of laboratories and laboratory personnel, applications and examinations for certification as operators of water supply or wastewater systems, and applications for permits, variances, and plan approvals.	Same as the Executive except provides for a two-year extension of the $100 application fee for a permit, variance, or plan approval under the Safe Drinking Water Law or the Water Pollution Control Law and provides for a two-year extension of the $200 application fee for a National Pollutant Discharge Elimination System permit.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Extends for two years the sunset on the following EPA fees related to the Water Pollution Control Law or Safe Drinking Water Law: annual discharge fees for holders of NPDES permits, and annual license fees for public water system licenses.	Same as the Executive.	Same as the House.
Fiscal effect: Continues this revenue stream for funds that collect minor facility emission fees, water pollution control fees, and safe drinking water fee revenues, and therefore has no new fiscal effect.	**Fiscal effect: The fee extensions added in this version were inadvertently omitted from the Executive version.**	**Fiscal effect: Same as the House.**

526 EPA - 8 Areawide Planning Agencies

Section: ***277.10***	**Section:** ***277.10***	**Section:** ***277.10***
Requires the Director of Environmental Protection Agency to award grants from appropriation item 715687, Areawide Planning Agencies, to areawide planning agencies engaged in areawide water quality management and planning activities in accordance with Section 208 of the Federal Clean Water Act, 33 U.S.C. 1288.	Same as the Executive.	Same as the Executive.

527 EPA - 9 Corrective Cash Transfer for the Copperweld Settlement

Section: ***277.10***	**Section:** ***277.10***	**Section:** ***277.10***
Requires the Director of Budget and Management to transfer $1,323,933.19 in cash, which the Agency received from the Copperweld bankruptcy settlement, that was mistakenly deposited in the Hazardous Waste Cleanup Fund (Fund 5050) to the Environmental Protection Remediation Fund (Fund 5410).	Same as the Executive.	Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
528	**EPA - 19** **Environmental Review Appeals Commission Funding**		
		Section: ***277.10***	**Section:** ***277.10***
	No provision.	Specifies that Fund 5BC0 appropriation item 715690, Environmental Review Appeals, be used to support the Environmental Review Appeals Commission, including the hiring of two staff attorneys.	Same as the House, but removes the requirement that the funding be used to hire two staff attorneys.
		Fiscal effect: Eliminates $487,000 per year in GRF funding for the Commission and instead provides funding of $637,000 per year derived from the environmental protection fee.	**Fiscal effect: Reduces the appropriation by $150,000 to $487,000 in each fiscal year to reflect the removal of the requirement.**
529	**EPA - 24** **State Clean Diesel Funding Task Force**		
			Section: ***709.20***
	No provision.	No provision.	Creates the ten-member State Clean Diesel Funding Task Force to study methods of funding state clean diesel incentive programs and to issue a report, including a recommendation for a stable and dedicated long-term funding source for the Diesel Emissions Reduction Grant Program, to the General Assembly and the Governor by January 1, 2010. Abolishes the Task Force upon the issuance of the report.

Executive	As Passed by the House	As Passed by the Senate
530 ETC - 14 State PK-16 Education Technology Plan		
	R.C. ***3301.07, 3353.09, Sections 265.10.70, 265.20.30***	
No provision.	Requires the eTech Ohio Commission, instead of the State Board of Education as specified under current law, to develop a state education technology plan. Changes the purpose of the plan from "promoting the use of technological advancements in educational settings" to "creating an aligned preschool to postsecondary educational technology system that complies with federal mandates." Requires eTech to "implement" the plan. Requires eTech to periodically modify the plan as it deems necessary.	No provision.
No provision.	Requires the State Board of Education, upon eTech's request, to assist eTech in the development and modification of the state education technology plan.	No provision.
No provision.	Makes conforming changes to budget language related to GRF appropriation items 200426, Ohio Educational Computer Network, and 200446, Education Management Information System in the ODE budget. (These two items are parts of the funding sources for the state education technology plan.)	No provision.
	Fiscal effect: eTech may incur increased administrative costs for developing and implementing the education technology plan while ODE may experience decreased administrative costs related to the plan.	

Executive	As Passed by the House	As Passed by the Senate
531 ETC - 10 Interactive Distance Learning Pilot Project		
	R.C. *3353.20*	
No provision.	Requires eTech to develop and implement an interactive distance learning pilot project to provide, beginning with the 2009-2010 school year, access to at least three free interactive distance learning courses for all high schools operated by school districts, including two advanced placement courses and one foreign language course.	No provision.
No provision.	Requires eTech to: (1) contract for the development and offering of interactive distance learning courses; (2) produce and broadcast the courses offered by the pilot project; (3) provide funds for schools to purchase video conferencing telecommunications equipment and connectivity devices, if necessary, for participation; (4) assist schools in arranging for the purchase and installation of telecommunications equipment and connectivity devices; (5) pay, for up to one school year, the cost of upgrading internet service for certain schools; and (6) offer training in the use of the telecommunications equipment.	No provision.
No provision.	Requires ODE, in consultation with the Chancellor of the Board of Regents, to select courses to be offered by the pilot project and to develop standards for the curriculum of each course selected.	No provision.
No provision.	Requires eTech and ODE, in consultation with the Chancellor, to select teachers to develop and teach the courses offered by the pilot project.	No provision.
No provision.	Specifies that each high school determine the manner in which and facilities at which students may participate in courses consistent with specifications for technology and connectivity required by eTech.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Specifies that the grade for a student enrolled in the course offered through the pilot project be assigned by the course teacher and transmitted to the student's high school.	No provision.
No provision.	Requires eTech, the Superintendent of Public Instruction, and the Chancellor to submit, by December 31, 2010, an evaluation of the pilot project and legislative recommendations for changes to the pilot project to the Governor and the General Assembly. **Fiscal effect: The bill appropriates $2 million in FY 2010 to GRF appropriation item 935427, Distance Learning Pilot Project, and $4.5 million in each fiscal year to SSR Fund 5GP0 appropriation item 935609, Interactive Distance Learning Program, for the pilot project.**	No provision.
532 ETC - 1 Statehouse News Bureau		
Section: ***281.20***	**Section:** ***281.20***	**Section:** ***281.20***
Specifies that GRF appropriation item 935401, Statehouse News Bureau, be used solely to support the operation of the Ohio Statehouse News Bureau.	Same as the Executive.	Same as the Executive.
533 ETC - 2 Ohio Government Telecommunications Services		
Section: ***281.20***	**Section:** ***281.20***	**Section:** ***281.20***
Specifies that GRF appropriation item 935402, Ohio Government Telecommunications Services, be used solely to support the operation of the Ohio Government Telecommunications Services, which include providing multimedia support to the state government and its affiliated organizations and broadcasting the activities of the legislative, judicial, and executive branches of state government.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
534 ETC - 3 Technology Operations		
Section: ***281.20***	**Section:** ***281.20***	**Section:** ***281.20***
No provision.	Earmarks $3,000,000 in FY 2010 of GRF appropriation item 935409, Technology Operations, for contracting with an entity to provide the common statewide platform and online advanced placement courses to up to 5,000 public school students in Ohio and earmarks $3,000,000 in FY 2011 of the same item for maintaining the distance learning clearinghouse established under section 3333.82 of the Revised Code for online advanced placement courses.	No provision.
No provision.	Specifies that school districts that have students participating in the program not be charged a fee in fiscal year 2010, but may be charged a fee in fiscal year 2011 through the clearinghouse.	No provision.
No provision.	Specifies that students participating in the program receive services free of charge.	No provision.
Specifies that GRF appropriation item 935409, Technology Operations, be used to pay expenses of eTech's infrastructure, which includes the television and radio transmission infrastructure and the K-12 telecommunity infrastructure.	Same as the Executive, but specifies that the remainder of GRF appropriation item 935409, Technology Operations, be used for those purposes.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
535 ETC - 4 Content Development, Acquisition, and Distribution		
Section: ***281.20***	**Section:** ***281.20***	**Section:** ***281.20***
Specifies that GRF appropriation item 935410, Content Development, Acquisition, and Distribution, be used for the development, acquisition, and distribution of information resources by public media and radio reading services and for educational use in the classroom and online. Makes the following earmarks:	Same as the Executive.	Same as the Executive.
(1) Up to $1,104,605 in FY 2010 and up to $1,104,905 in FY 2011 to be allocated equally among Ohio's 12 educational television stations and used with the advice and approval of eTech. Specifies that funds be used for the production of interactive instructional programming series with priority given to resources aligned with state academic content standards in consultation with ODE and for teleconferences to support eTech. Requires that funding be targeted to the needs of the poorest 200 school districts as determined by the district's adjusted valuation per pupil as defined in former section 3317.0213 of the Revised Code as that section existed prior to June 30, 2005.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Up to $2,696,736 in FY 2010 and up to $2,696,336 in FY 2011 to be distributed by eTech to support the operations of Ohio's qualified public educational television stations and radio stations. Specifies that the funds be distributed pursuant to an allocation formula used by the Ohio Educational Telecommunications Network Commission unless a substitute formula is developed by eTech in consultation with Ohio's qualified educational television stations and radio stations.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Up to $336,965 in FY 2010 and up to $337,003 in FY 2011 to be distributed by eTech to support the operations of Ohio's qualified radio reading services. Specifies that the	(3) Same as the Executive.	(3) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
funds be distributed pursuant to an allocation formula used by the Ohio Educational Telecommunications Network Commission unless a substitute formula is developed by eTech in consultation with Ohio's qualified radio reading services.		
536 ETC - 8 Technology Integration and Professional Development		
Section: ***281.30***	**Section:** ***281.30***	**Section:** ***281.30***
Specifies that GRF appropriation item 935411, Technology Integration and Professional Development, be used by eTech for the provision of staff development, hardware, software, telecommunications services, and information resources in support of educational uses of technology in the classroom and at a distance and for teacher, administrator, and technology staff professional development in qualifying schools, including the School for the Blind, the School for the Deaf, and the Department of Youth Services. Makes the following earmark:	Same as the Executive.	Same as the Executive.
Up to $2,575,641 in FY 2010 and up to $2,575,966 in FY 2011 to contract with educational television to provide Ohio public schools with instructional resources and services. Specifies that priority be given to resources and services aligned with state academic standards and be based upon the advice and approval of eTech, based on a formula used by the Ohio SchoolNet Commission unless a substitute formula is developed by eTech in consultation with Ohio's educational technology agencies and noncommercial education television stations.	Same as the Executive, but increases earmark to up to $2,675,641 in FY 2010 and to up to $2,675,966 in FY 2011.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
537 ETC - 11 Distance Learning Pilot Project		
	Section: *281.35*	
No provision.	Specifies that GRF appropriation item 935427, Distance Learning Pilot Project, be used by eTech to create an interactive distance learning pilot project and to contract for the development and offering of interactive distance learning courses pursuant to R.C. 3353.20.	No provision.
No provision.	Specifies that any remaining funds may be used by eTech to provide funds to assist non-Title I schools in purchasing video conferencing telecommunications equipment and upgrading Internet service.	No provision.
No provision.	Specifies that, notwithstanding anything to the contrary in R.C. 3353.20, non-Title I schools and school districts are not entitled under that section to funds for purchasing equipment, connectivity devices, or Internet upgrades or to assistance from eTech in arranging for the purchase and installation of the equipment and connectivity devices.	No provision.
538 ETC - 13 Interactive Distance Learning Program - Title I Schools		
	Section: *281.36*	
No provision.	Specifies that SSR Fund 5GP0 appropriation item 935609, Interactive Distance Learning Program, be used by eTech to provide competitive grants to Title I schools for their participation in the interactive distance learning pilot project notwithstanding anything to the contrary in R.C. 3353.20.	No provision.
No provision.	Specifies that eTech (1) issue a request for proposals (RFP) for awards before or during the 2009-2010 school year; (2) limit the number of grants so that each grant recipient receives an amount sufficient to ensure full participation in the program; (3) solicit all Title I schools to participate in the	No provision.

Executive	As Passed by the House	As Passed by the Senate
	program; (4) require 25% of any grant award be used for professional development, which is to include at least one component of training in the classroom and any training conducted by eTech that eTech deems necessary for participation; (5) contract for the development and offering of interactive distance learning courses; (6) require each Title I school submitting proposals to specify the amount, if any, needed to purchase video conferencing telecommunications equipment and the cost of upgrading the schools; (7) require each Title I school submitting proposals to specify the amount needed to upgrade its Internet connection; (8) assist schools in arranging for the purchase and installation of telecommunications equipment; and (9) retain 5% of the appropriated funds to administer and oversee the program.	
No provision.	Specifies that eTech, in awarding grants, give priority to: (1) school districts for which advanced placement (AP) or foreign language course offerings make up less than 1% of the district's total course offerings; (2) schools and school districts that without additional assistance lack the necessary connectivity to offer interactive distance learning courses; (3) schools and school districts that demonstrate commitment to appropriately supporting distance learning offerings; (4) schools and school districts that without additional assistance lack the necessary equipment to offer interactive distance learning courses; and (5) school districts that demonstrate that the courses will take place during the day.	No provision.
No provision.	Specifies that eTech is not obligated to use more than the amount appropriated in the development of, administration of, oversight of, and awarding of funds.	No provision.

Executive	As Passed by the House	As Passed by the Senate
539 ETC - 12 Transfer from the Technology Literacy Transfer Fund (Fund 3S20)		
	Section: *281.37*	
No provision.	Requires the Director of Budget and Management to transfer, on July 1 of each fiscal year, or as soon as possible thereafter, $4,500,000 in each fiscal year from the Technology Literacy Transfer Fund (Fund 3S20) used by ODE to the newly created Interactive Distance Learning Program Fund (Fund 5GP0) to be used by eTech Ohio for the awarding of grants to Title I schools under the Interactive Distance Learning Program.	No provision.
540 ETC - 5 Telecommunity		
Section: *281.40*	**Section: *281.40***	**Section: *281.40***
Specifies that SSR Fund 4W90 appropriation item 935630, Telecommunity, be used by eTech on a grant basis to eligible school districts to establish distance learning through interactive video technologies in the school districts.	Same as the Executive.	Same as the Executive.
541 ETC - 6 Distance Learning		
Section: *281.40*	**Section: *281.40***	**Section: *281.40***
Specifies that SSR Fund 4X10 appropriation item 935634, Distance Learning, be used to by eTech on a grant basis to eligible school districts to establish distance learning in the school districts.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
542 ETC - 7 Gates Foundation Grants		
Section: ***281.40***	**Section:** ***281.40***	**Section:** ***281.40***
Specifies that SSR Fund 5T30 appropriation item 935607, Gates Foundation Grants, be used to provide professional development to school district principals, superintendents, and other administrative staff on the use of education technology.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
543 EXP - 1 State Fair Reserve		
Section: ***285.10***	**Section:** ***285.10***	**Section:** ***285.10***
Allows the General Manager of the Expositions Commission to submit a request to the Director of Budget and Management to use available amounts in the State Fair Reserve Fund (Fund 6400) under the following conditions: (1) Admissions receipts for the 2009 or 2010 Ohio State Fair are less than $1,982,000 because of inclement weather or extraordinary circumstances; (2) The Ohio Expositions Commission declares a state of fiscal exigency; and (3) The request contains a plan describing how the Expositions Commission will eliminate the cash shortage causing the request. Appropriates the amount requested upon approval of the Director of Budget and Management.	Same as the Executive.	Same as the Executive, but requires that a request be submitted to the Controlling Board rather than the Director of Budget and Management.
Fiscal effect: Provides additional operating revenue in the event that receipts from the State Fair fall below what is necessary to support the Expositions Commission's year-round operating expenses.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
544 GOV - 4 Prison Labor at the Governor's Residence		
		R.C. *107.40*
No provision.	No provision.	Prohibits the Governor's Residence Advisory Commission from using prison labor in exercising its responsibility (1) to provide for the care, provision, repair, and placement of furnishings and other objects and accessories on the grounds and public areas of the first floor of the Governor's Residence and (2) for the care and placement of plants on the grounds.
No provision.	No provision.	Prohibits the Department of Administrative Services from using prison labor in providing for the general maintenance of the Governor's Residence.
545 GOV - 3 Federal Relations		
Section: *287.10*	**Section: *287.10***	**Section: *287.10***
(1) Allows a portion of the foregoing appropriation items 040403, Federal Relations, and 040607, Federal Relations, to be used to support Ohio's membership in national or regional associations.	(1) Same as the Executive.	Same as the Executive.
(2) Allows the Office of the Governor to charge executive branch agencies for costs incurred in conducting federal relations concerning issues that can be attributed to each agency. Requires that these amounts be billed by ISTV and deposited in Fund 5AK0, Federal Relations.	(2) Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
546 GOV - 2 Funds for Governor's Residence		
Section: ***503.90***	**Section:** ***503.90***	**Section:** ***503.90***
Appropriates moneys that the Governor's Residence Fund (Fund 4H20) receives for use of the residence to line item 100604, Governor's Residence Gift.	Same as the Executive.	Same as the Executive. **Fiscal effect: Same as the Executive.**
547 GOV - 1 Service Coordination Workgroup		
Section: ***751.20***	**Section:** ***751.20***	**Section:** ***751.20***
(1) Creates the Service Coordination Workgroup to develop procedures for coordinating services provided to individuals under age 21 and their families by the following entities: the Offices of the Governor and Budget and Management; the Departments of Alcohol and Drug Addiction Services, Education, Health, Job and Family Services, Mental Health, Mental Retardation and Developmental Disabilities, and Youth Services; and the Family and Children First Cabinet Council.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Requires the Workgroup, not later than July 31, 2009, to submit a report to the Governor with recommendations for implementing the procedures.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Permits the Director of Budget and Management to seek Controlling Board approval to transfer cash and appropriations as necessary to implement the Workgroup's recommendations.	(3) Same as the Executive.	(3) No provision.
Fiscal effect: Minimal administrative costs for the Governor's Office to produce the workgroup's report.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
548 DOH - 15 Child Fatality Review Board Reports		
R.C. ***307.626, 149.43, 307.629, and 3701.045***	**R.C.** ***307.626, 149.43, 307.629, and 3701.045***	**R.C.** ***307.626, 149.43, 307.629, and 3701.045***
Provides confidentiality protection for reports submitted to the Department of Health (ODH) or a national child death review database by local child fatality review boards.	Same as the Executive.	Same as the Executive.
Expands the annual report ODH and the Children's Trust Fund Board must jointly make to the General Assembly and local child fatality review boards to also include data from the Department of Health Child Death Review Database or the National Child Death Review Database.	Same as the Executive.	Same as the Executive.
Fiscal effect: This provision could increase administrative expenses for the Department.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
549 DOH - 49 Extend Termination of Certain Statutes for Sewage Treatment Systems		
		R.C. ***640.20, 640.21***
No provision.	No provision.	Amends provisions of Am. Sub. H.B. 119 of the 127th General Assembly that temporarily suspended the operation of certain provisions of the Household and Small Flow On-Site Sewage Treatment Systems Law that enacted temporary provisions regarding that Law by extending the termination of the suspension and temporary law from July 1, 2009, to July 1, 2011.
		Fiscal effect: This moratorium will maintain current operations in regards to sewage treatment systems until July 1, 2011. Thus, there should be no fiscal impact.

	Executive	As Passed by the House	As Passed by the Senate
550	**DOH - 32** **Hemophilia Advisory Council**		
		R.C. ***3701.0211***	
	No provision.	Creates the Hemophilia Advisory Council within the Department of Health to advise the Director of Health on issues pertaining to persons with hemophilia and related bleeding disorders.	No provision.
	No provision.	Requires the Council to annually submit a report to the Governor and General Assembly with recommendations on increasing access to care and treatment and obtaining appropriate health insurance coverage for persons with hemophilia and related bleeding disorders.	No provision.
		Fiscal effect: ODH could realize an increase in administrative expenses and expenses for reimbursement of actual and necessary expenses for Council members.	
551	**DOH - 44** **BCMH Drug Rebate Program**		
			R.C. ***3701.0212, 3701.021, 5111.081***
	No provision.	No provision.	Allows the Director of Health to establish the Drug Rebate Program for Medically Handicapped Children (the BCMH Drug Rebate Program), requires the Program to be substantially similar to the Medicaid Supplemental Drug Rebate Program, allows the Director of Health and the Director of Job and Family Services to cooperate in obtaining rebates for all drug products that are covered by both programs, and authorizes the Department of Job and Family Services to act as the administrative agent for collection of rebates for the BCMH Drug Rebate Program.

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	Requires all rebates and funds received by the Program to be used for administration of the Program for Medically Handicapped Children (the BCMH Program).
No provision.	No provision.	Requires the Director of Health to consult with drug manufacturers regarding the implementation of the BCMH Drug Rebate Program, if established. **Fiscal effect: The state could receive drug rebate revenue. ODH and the Department of Job and Family Services could experience an increase in administrative costs for the program, which will eventually be paid from moneys in the Drug Rebate for Medically Handicapped Children Fund once drug rebate revenue is received.**
552 DOH - 12 Program for Medically Handicapped Children Diagnostic Services		
R.C. ***3701.024***	**R.C.** ***3701.024***	
Authorizes ODH, under its program for medically handicapped children, to charge counties for expenses for diagnostic services not paid from federal funds or Medicaid. **Fiscal effect: Currently, ODH is authorized to charge counties for any part of expenses incurred for treatment services on behalf of medically handicapped children. The provision would also allow counties to be charged for diagnostic services. This would increase the amount the Department charges counties and deposits into SSR Fund 6660, Medically Handicapped Children - County Assessments. The Department anticipates this would result in a gain of $1.4 million annually.**	Same as the Executive. **Fiscal effect: Same as the Executive.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
553 DOH - 38 Sickle Cell Anemia Advisory Committee		
	R.C. ***3701.136***	
No provision.	Creates the Sickle Cell Anemia Advisory Committee within ODH to assist the Director in fulfilling the Director's duties regarding sickle cell disease and requires the Committee's five members to serve without compensation. **Fiscal effect: None.**	No provision.
554 DOH - 46 HIV Testing		
		R.C. ***3701.242, 2907.27, 3701.247***
No provision.	No provision.	Allows any health care provider who provides diagnostic, evaluative, or treatment services (rather than only physicians) to conduct an HIV test if an individual has consented to medical or other health care treatment from the provider and the provider determines that the test is necessary for providing diagnosis and treatment.
No provision.	No provision.	Eliminates from statute the express requirement that a person or government entity obtain informed consent from a person prior to conducting an HIV test on the person.
No provision.	No provision.	Eliminates the requirement that a person or government entity, before conducting an HIV test on a person, provide the person with the following: (1) an explanation of the HIV test and related procedures, (2) an explanation that the test is voluntary and that consent may be withdrawn under certain circumstances, and (3) an explanation about behaviors known to pose risks for HIV transmission.
No provision.	No provision.	Eliminates the requirement that a person or government entity provide counseling to a person upon receiving the results of an HIV test or AIDS or AIDS-related diagnosis, and instead requires the health care provider conducting the

Executive	As Passed by the House	As Passed by the Senate
		HIV test to provide post-test counseling when a person's test result is HIV-positive.
No provision.	No provision.	Requires a health care provider to inform an individual of the individual's existing right to an anonymous HIV test.
		Fiscal effect: ODH, boards of health, and public hospitals may experience a decrease in expenditures due to the elimination of the requirement to provide oral or written counseling to a person receiving the results of an HIV test, AIDS or AIDS-related diagnosis. However, it is possible that additional tests may be conducted since the provision allows any health care provider who provides diagnostic, evaluative, or treatment services to test rather than only physicians.
555 DOH - 42 Help Me Grow Advisory Council		
R.C. ***3701.611***	**R.C.** ***3701.611***	**R.C.** ***3701.611***
Codifies the existing Help Me Grow Advisory Council mirroring the requirements set forth in federal law. Specifies the duties of the Council. Allows members of the Council to be reimbursed for actual and necessary expenses incurred in the performance of their official duties, including child care for the parent representatives. Allows compensation to members who are not employed or who must forfeit wages from other employment when performing official council business.	Same as the Executive, but requires the Governor to appoint to the Council a representative of a local board of health.	Same as the House, but requires that the Council is to promote family-centered programs and services that acknowledge and support the social, emotional, cognitive, intellectual, and physical development of children and the vital role of families in ensuring the well-being and success of children.
Fiscal effect: If the Council currently exists, there should be no fiscal effect.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
556 DOH - 11 Governor's Advisory Council on Physical Fitness, Wellness, and Sports		
R.C. ***3701.77, (Repealed), Sections 630.10, 630.11, Repealed: R.C. 3701.771, 3701.772***	**R.C.** ***3701.77, (Repealed), Sections 630.10, 630.11, Repealed: R.C. 3701.771, 3701.772***	**R.C.** ***3701.77, (Repealed), Sections 630.10, 630.11, Repealed: R.C. 3701.771, 3701.772***
Eliminates the Governor's Advisory Council on Physical Fitness, Wellness, and Sports.	Same as the Executive.	Same as the Executive.
Fiscal effect: Minimal decrease. Members of the Council serve without compensation, but are reimbursed for actual and necessary expenses incurred in the performance of their duties.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
557 DOH - 35 Authorize the Department of Health to Form a Nonprofit Corporation		
	R.C. ***3701.84***	
No provision.	Authorizes the Department to form a nonprofit corporation for the purpose of raising money to aid in its efforts to reduce tobacco use by Ohioans.	No provision.
	Fiscal effect: The provision is permissive. The Department may incur some initial costs to establish the nonprofit corporation. It may also realize some revenues from donations.	

Executive	As Passed by the House	As Passed by the Senate
558 DOH - 45 Licensure as a Freestanding Diagnostic Imaging Center		
		R.C. ***3702.30***
No provision.	No provision.	Exempts the following entities from the requirement to obtain a license from the Department of Health as a freestanding diagnostic imaging center: (1) a registered hospital that provides diagnostic imaging, (2) an that is reviewed as part of a hospital accreditation or certification program providing diagnostic imaging, and (3) an ambulatory surgical facility providing diagnostic imaging in conjunction with, or during, any portion of a surgical procedure. **Fiscal effect: Hospitals that provide diagnostic imaging and an entity reviewed as part of a hospital accreditation or certification program providing diagnostic imaging are already exempted under the Administrative Code. Ambulatory surgical facilities providing diagnostic imaging are not. Therefore, ODH could receive less licensing revenue as a result of the exemption. However, there will also be a corresponding decrease in expenditures related to licensing activity.**

Executive	As Passed by the House	As Passed by the Senate
559 DOH - 14 Certificate of Need Program		
R.C. ***3702.59, 3702.51, 3702.52, 3702.524, 3702.525, 3702.53, 3702.532, 3702.54, 3702.544, 3702.55, 3702.57, 3702.592, 3702.593, 3702.60, 3702.61, Repealed: R.C. 3702.511, 3702.523, 3702.527 - 3702.529, 3702.542***	**R.C.** ***3702.59, 3702.51, 3702.52, 3702.524, 3702.525, 3702.53, 3702.532, 3702.54, 3702.544, 3702.55, 3702.57, 3702.592, 3702.593, 3702.60, 3702.61, Repealed: R.C. 3702.511, 3702.523, 3702.527 - 3702.529, 3702.542***	**R.C.** ***3702.59, 3702.51, 3702.52, 3702.524, 3702.525, 3702.53, 3702.532, 3702.54, 3702.544, 3702.55, 3702.57, 3702.592, 3702.593, 3702.594, 3702.60, 3702.61, Repealed: R.C. 3702.511, 3702.523, 3702.527 - 3702.529, 3702.542***
Eliminates the scheduled termination (June 30, 2009) of a provision of the certificate of need (CON) statutes permitting addition of long-term care beds to a facility if the beds either replace existing beds or are relocated from a facility in the same county.	Same as the Executive.	Same as the Executive.
Establishes a new CON comparative review procedure under which long-term care beds may be relocated from a county with excess beds to a county with a bed need, as determined by the Director of Health.	Same as the Executive.	Same as the Executive, but (1) reduces to 90% (from 95%) the comparative statewide occupancy rate to be used in determining whether a county has a bed need, (2) reduces to 90% (from 95%) the county occupancy rate that may qualify a facility to receive a CON for an increase in beds even when the Director has determined that the county does not need additional beds, (3) requires the Director to consider the bed need for the census tract in which a facility is located if the facility is in a federally designated health professional shortage area, or, if the facility is not in such an area, the bed need for the area within a 15-mile radius of the facility as provided in the Executive, and (4) requires the Director, in determining which CON applicants should receive priority in the comparative review process, to consider the elements specified in the Executive as "weighted priorities."
Requires a facility, when any of its beds are relocated to another county, to remove additional beds from service and permits the Director to approve CONs for redistribution of these beds.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Provides for each comparative review process to consist of two phases occurring over a four-year period.	Same as the Executive, but (1) changes the deadline for accepting CON applications to April 30 (instead of March 31) of the second year of the initial phase of the comparative review period and (2) provides for the second phase of the review period to begin on July 1 of the third year (rather than the second year) of the review period.	Same as the House, but limits the first CON comparative review period to two years, rather than four, with no second phase to occur in that review period.
No provision.	No provision.	Requires the Director of Health to accept CON applications for an increase of up to 30 beds in an existing nursing home if all of the following conditions are met: (1) the proposed increase is attributable solely to a relocation of beds from one existing nursing home to another in a contiguous county, (2) beds will remain in the original county after the relocation, and (3) the relocated beds are proposed to be licensed as nursing home beds.
No provision.	No provision.	Modifies current reasons and establishes new reasons for which the Director of Health must deny an application for a CON for addition of long-term care beds to an existing facility or for the development of a new facility, particularly by replacing the standard for denial that is based on a long-standing pattern of deficiencies with a standard for denial that is based on citations for deficiencies during the period encompassed by the three most recent standard surveys of the facility.
Eliminates provisions of the CON statutes concerning health care activities for which a CON is no longer needed.	Same as the Executive.	Same as the Executive.
Fiscal effect: As a result of the provisions, it is possible that the Department could have increased administrative duties relating to the CON Program. There is an application fee charged for CON applications, so any increase would be paid for with these fee revenues.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
560 DOH - 6 Dentist Loan Repayment Program		
R.C. ***3702.87, 3702.89 - 3702.94, Section 289.20***	**R.C.** ***3702.87, 3702.89 - 3702.94, Section 289.20***	**R.C.** ***3702.87, 3702.89 - 3702.94, Section 289.20***
Increases to two years (from one) the minimum length of service that must be completed by a dentist participating in the Dentist Loan Repayment Program.	Same as the Executive.	Same as the Executive.
Replaces the program's maximum annual loan repayment amount of $20,000 (as well as the total maximum repayment amount of $80,000) with the following: (1) a maximum amount of $25,000 for each of the first two years of service; and (2) a maximum amount of $35,000 for each of the third and fourth years of service.	Same as the Executive.	Same as the Executive.
Modifies the program's administrative provisions by (1) eliminating the express authority to assign a dentist's loan to the Department of Health, (2) allowing a dentist's employer or other funding source to be a party to the dentist's contract for participation in the program, (3) eliminating the authority to reimburse an applicant for costs incurred in visiting a dental health resource shortage area, (4) eliminating the authority to refer an applicant to the Ohio Dental Association for recruitment purposes, (5) requiring additional information to be specified in an application if a dental residency was completed, and (6) requiring the Director of Health, in designating dental health resource shortage areas in Ohio, to consider designating areas that have been federally designated as health professional shortage areas.	Same as the Executive.	Same as the Executive.
Modifies provisions governing the Dentist Loan Repayment Advisory Board by (1) increasing the Board's membership from seven to ten, (2) eliminating the authority to reimburse Board members for expenses, and (3) requiring that the Board's annual report also be submitted to the Governor.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The Dentist Loan Repayment Program is funded through a surcharge of $20 on dentist license fees, which is deposited into SSR Fund 5Z70, Dentist Loan Repayment Fund. The provision that increases the maximum loan repayment amounts could increase expenditures for the program; however, the program would be constrained by the amount of revenue in Fund 5Z70. There could also be minimal savings as a result of the elimination of the reimbursement of board member expenses.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

561 DOH - 47 Vital Statistics - Reports of Deaths to County Boards of Elections and County Auditors

		R.C. ***3705.03, 3705.031, 319.24, 3503.18, 3503.21***
No provision.	No provision.	Requires the State Registrar of Vital Statistics to review, in each calendar month, all death certificates received from local registrars of vital statistics and vital statistics officials in other states in the preceding calendar month and to report to county boards of elections and county auditors, not later than the last day of the review month, certain information from such certificates regarding adults who resided in the respective counties at the time of their deaths.
		Requires county boards of elections and county auditors to use the information received from the reports made by the State Registrar to cancel the voter registrations of the decedents and to verify whether a property where a decedent resided continues to qualify for a reduction in real property taxes under the senior citizen homestead exemption or the 2.5% owner-occupied rollback.
		Fiscal effect: Administrative costs for ODH, boards of health, county boards of elections, and county auditors may increase as a result of these duties.

Executive	As Passed by the House	As Passed by the Senate
562 DOH - 2 Vital Statistics - Fees		
R.C. ***3705.24***	**R.C.** ***3705.24***	
Increases to $12 (from $7) the minimum fee the Public Health Council must prescribe for the following items or services provided by the State Office of Vital Statistics or a local board of health: (1) a certified copy of a vital record or certification of birth, (2) a search by the Office of its files and records pursuant to an information request, and (3) a copy of a record provided pursuant to an information request.	Same as the Executive.	No provision.
Requires the ODH Director to transfer $4 of each minimum $12 fee to the Office.	Same as the Executive, but also imposes the same requirement on local boards of health that provide the same items and services and, for both the ODH Director and the boards, requires the transfer to occur not later than 30 days after the end of each calendar quarter.	No provision.
Fiscal effect: The Department would realize a gain in fee revenue, which would be deposited into SSR Fund 4700, Fee Supported Programs Fund.	**Fiscal effect: Same as the Executive, but could result in a decrease in revenue for local boards of health if they are currently able to retain these funds.**	
563 DOH - 7 Fees for Board of Health Services		
R.C. ***3709.09, 3701.344, 3709.092, 3717.07, 3717.23, 3717.25, 3717.43, 3717.45, 3718.06, 3729.07, 3733.04, 3733.25, 3749.04***	**R.C.** ***3709.09, 3701.344, 3709.092, 3717.07, 3717.23, 3717.25, 3717.43, 3717.45, 3718.06, 3729.07, 3733.04, 3733.25, 3749.04***	
Provides that rules adopted by a board of health establishing fees for specified services are to be adopted, recorded, and certified in the same manner as municipal ordinances.	Same as the Executive.	No provision.
Reduces to 20 (from 30) the number of days of advance notice that must be provided to entities affected by a proposed board of health fee, including licensing fees for food service operations and retail food establishments.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Specifies that fees established as an emergency measure are not subject to advance notice and public hearing requirements.	Same as the Executive.	No provision.
Establishes the greater of the following as a penalty for late payment of board of health fees: (1) 25% of the applicable fee or (2) for each week late, 10% of the applicable fee.	Same as the Executive.	No provision.
Applies the late payment penalties to food service operations and retail food establishments, both of which currently cannot be charged more than $50.	Same as the Executive.	No provision.
Establishes a quarterly schedule to be followed by boards of health when transmitting to the Director of Health any additional fee amounts imposed by the Public Health Council.	Same as the Executive.	No provision.
Fiscal effect: Local boards of health could realize a gain in fee revenues as a result of these provisions.	**Fiscal effect: Same as the Executive.**	

564 DOH - 30 Asbestos Hazard Abatement

R.C. ***3710.01, 3710.05, 3710.051, 3710.06, 3710.07, 3710.08, 3710.12, 3710.13, and 3710.141***	**R.C.** ***3710.01, 3710.05, 3710.051, 3710.06, 3710.07, 3710.08, 3710.12, 3710.13, and 3710.141***	
Requires ODH to deny the application for an asbestos hazard abatement contractor's license to any person who has been found civilly liable under environmental protection laws.	Same as the Executive	No provision.
Removes ODH's authority to: (1) in an emergency, waive certification requirements for certain types of asbestos hazard abatement workers; and (2) approve alternatives to worker protection requirements that contractors and asbestos hazard evaluation specialists must follow.	Same as the Executive.	No provision.
Authorizes ODH to: (1) deny, suspend, or revoke a license or certificate under the Ohio Asbestos Abatement Law for a violation or threatened violation of certain federal asbestos	Same as the Executive, but adds clarifying/technical language to the section that specifies that the Department may deny, suspend, or revoke a license or certificate if the	No provision.

Executive	As Passed by the House	As Passed by the Senate
regulations, (2) serve by personal delivery the Director of Health's order pertaining to an asbestos proceeding, and (3) issue orders to unlicensed or uncertified persons requiring any action necessary to meet a public health emergency involving asbestos. If immediate action is not taken, the Attorney General, at the request of the Director of Health, may commence a civil action for civil penalties and injunctions.	holder violates any of the specified provisions.	
Clarifies that a licensee or certificate holder's right to demand a hearing relating to the Ohio Asbestos Abatement Laws is limited to ten business days after receiving notice of the right to a hearing.	Same as the Executive.	No provision.
Clarifies what constitutes an "asbestos hazard abatement activity" and an "asbestos hazard abatement project" and clarifies which provisions in the Ohio Asbestos Abatement Law apply to each of those terms.	Same as the Executive.	No provision.
Revises the definition of "asbestos hazard abatement activity" to: (1) lower the amount of asbestos-containing materials needed to qualify as such an activity and (2) include the operation and maintenance of friable asbestos containing materials.	Same as the Executive.	No provision.
Creates a threshold amount of friable asbestos-containing material that must be involved for an asbestos hazard abatement activity to constitute an "asbestos hazard abatement project."	Same as the Executive.	No provision.
Revises the definition of "friable asbestos-containing material" to (1) change the method by which the amount of asbestos in "friable asbestos-containing material" is determined and (2) specifically include previously non-friable material that has become damaged.	Same as the Executive.	No provision.
Includes inspectors as persons who are considered "asbestos hazard evaluation specialists" and expands the description of specialists' duties to apply to suspect materials.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Expands the possible duties of an "asbestos hazard abatement project designer" to include the oversight of an asbestos hazard abatement activity.	Same as the Executive.	No provision.
Removes from the definition of "asbestos hazard abatement air-monitoring technician" the exception relating to a certified industrial hygienist in training.	Same as the Executive.	No provision.
Expressly limits only to asbestos hazard abatement contractors an existing prohibition against persons contracting to perform any aspect of an asbestos hazard abatement project without a written contract containing specified provisions.	Same as the Executive.	No provision.
No provision.	Requires that an asbestos hazard abatement contractor notifies the Department at least 10 business days before beginning an asbestos hazard abatement project (currently it is 10 days).	No provision.
Fiscal effect: It is possible that ODH could experience an increase in costs related to this provision. However, ODH could realize a gain in fee revenue to offset this. Additionally, the provision allows ODH to request that the Attorney General begin proceedings for civil actions and civil penalties and injuctions, which could increase costs to the Attorney General. The amount would depend on the number of actions required.	**Fiscal effect: Same as the Executive.**	

565 DOH - 39 Palliative Care in Hospice Programs

	R.C. *3712.01*	
No provision.	Revises the definition of "palliative care" used in the laws governing hospice care programs to mean "treatment for a patient with a serious or life-threatening illness directed at controlling pain, relieving other symptoms, and enhancing the quality of life of the patient and the patient's family rather than treatment for the purpose of cure."	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Specifies that nothing in the definition of "palliative care" is to be interpreted as meaning that the care can be provided only as a component of a hospice care program. **Fiscal effect: None.**	No provision.

566 DOH - 9 Fees for Hospice Care Programs

R.C. ***3712.03***	**R.C.** ***3712.03***	**R.C.** ***3712.03***
Increases from $300 to $600 the maximum amount that the Public Health Council may establish as a license fee or license renewal fee for a hospice care program. **Fiscal effect: As a result of the fee increase, the Department could realize an annual revenue gain of approximately $11,000, which would be deposited into SSR Fund 5B50, Quality, Monitoring, and Inspection Fund.**	Same as the Executive. **Fiscal effect: Same as the Executive.**	Same as the Executive. **Fiscal effect: Same as the Executive.**

567 DOH - 1 Nursing Home and Residential Care Facility Licensing Fees

R.C. ***3721.02***	**R.C.** ***3721.02***	**R.C.** ***3721.02***
Increases the application fee and annual renewal licensing and inspection fee for nursing homes and residential care facilities to (1) $220 (from $170) for each 50 persons or part thereof of the home or facility's licensed capacity for fiscal year 2010, (2) $270 for each 50 persons or part thereof of the home or facility's licensed capacity for fiscal year 2011, and (3) $320 for each 50 persons or part thereof of the home or facility's licensed capacity for each fiscal year thereafter.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: As a result of the fee increase, the Department estimates that there would be a gain of revenue in the following amounts: $168,400 in FY 2010; $168,250 in FY 2011; and $168,247 in future years. This revenue would be deposited into SSR Fund 5B50, Quality, Monitoring, and Inspection Fund.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

568 DOH - 8 Nurse Aide Registry

R.C. ***3721.23, 1347.08***	**R.C.** ***3721.23, 1347.08***	
Provides that a statement of neglect added to the nurse aide registry regarding a nurse aide or other individual may be removed, and any accompanying information expunged if, in the judgment of the Director of Health, the neglect was a singular occurrence and the employment and personal history of the nurse aide or other individual does not reflect a pattern of abuse or neglect.	Same as the Executive.	No provision.
Provides that the petition for rescission and the Director's notice that it has been granted are not subject to expungement and are not public records.	Same as the Executive.	No provision.
No provision.	Modifies the Director's authority to issue subpoenas regarding alleged abuse and neglect of a long-term care facility resident by permitting the Director to do the following: (1) issue subpoenas for "other evidence," rather than only for witnesses and documents, (2) issue subpoenas for purposes of an investigation, rather than only for purposes of a hearing, and (3) serve subpoenas by means of a representative of the Director.	No provision.
Fiscal effect: There could be minimal administrative costs relating to this provision.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
569 DOH - 13 Adult Care Facilities		
R.C. ***3722.01, 3722.011 - 3722.021, 3722.022, 3722.04, 3722.05, 3722.06, 3722.08 - 3722.10, 3722.13 - 3722.15, 3722.16 - 3722.18, 3722.99***	**R.C.** ***3722.01, 3722.011 - 3722.021, 3722.022, 3722.04, 3722.05, 3722.06, 3722.08 - 3722.10, 3722.13 - 3722.15, 3722.16 - 3722.18, 3722.99, 5119.613***	**R.C.** ***3722.01, 3722.011 - 3722.021, 3722.022, 3722.04, 3722.05, 3722.06, 3722.08 - 3722.10, 3722.13 - 3722.15, 3722.16 - 3722.18, 3722.99, 5119.613***
Prohibits an adult care facility owner or manager whose license has been revoked or denied renewal (other than for nonpayment of fees) from applying for another license until two years have elapsed, and permanently prohibits such a person from applying if the revocation or refusal was based on abuse, neglect, or exploitation of a resident.	Same as the Executive.	Same as the Executive.
No provision.	Permits the Director of Health to waive any of the adult care facility licensing requirements established by rule, in place of the Director's existing authority to waive only those requirements pertaining to fire and safety requirements or building standards.	Same as the House.
Eliminates the issuance of temporary licenses for adult care facilities.	Same as the Executive.	Same as the Executive.
Eliminates the requirement that proof of insurance be submitted with an application for an adult care facility license.	Same as the Executive.	Same as the Executive.
Specifies that an adult family home or adult group home is an adult care facility when supervision is provided to all of the home's residents.	Same as the Executive.	Same as the Executive.
Permits the Director of Health to determine whether inspections of adult care facilities will be announced or unannounced.	No provision.	No provision.
No provision.	Provides for the following when an inspection is conducted to investigate an alleged violation in an adult care facility that serves residents receiving publicly funded mental health services or Residential State Supplement payments: (1) the	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	inspection must be coordinated with the appropriate mental health agency, ADAMHS board, or PASSPORT agency and (2) the inspection may be conducted jointly with the mental health agency, ADAMHS board, or PASSPORT agency.	
Eliminates a requirement that the Director prescribe how a violation is to be corrected and instead requires an adult care facility to submit a plan of correction.	Same as the Executive.	Same as the Executive.
Increases the fine for operating an adult care facility without a license to $2,000 (from $500) for a first offense and $5,000 (from $1,000) for each subsequent offense, and increases the fines for violating other adult care facility licensing laws.	Same as the Executive.	Same as the Executive.
Requires a court that grants injunctive relief concerning unlicensed operation of an adult care facility to include an order suspending admission of new residents and requiring the facility to assist in relocating its residents.	Same as the Executive.	Same as the Executive.
Modifies provisions regarding the imposition of penalties by (1) eliminating a provision that prevents the Director from imposing a penalty for a class I violation if certain conditions are met and (2) permitting, rather than requiring, the Director to cancel a penalty for a class II or class III violation if the violation is corrected within the specified time and the facility has not been previously cited for the same violation.	Same as the Executive.	Same as the Executive.
Prohibits an adult care facility from admitting a resident who requires publicly funded mental health services without first notifying the appropriate ADAMHS board.	Same as the Executive, but also requires the adult care facility to enter into a "mental health program participation agreement" with the ADAMHS board as a condition of admitting a resident who requires publicly funded mental health services. Requires the Director of Mental Health to approve a standardized form for such agreements and, as part of approving the form, to specify the requirements that an adult care facility must meet under the agreement.	Same as the House.
No provision.	Modifies the Public Health Council's rulemaking authority regarding the establishment of procedures to be followed by an adult care facility when persons with mental illness or	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	severe mental disability are referred to the facility.	
Expands the circumstances under which an employee of an ADAMHS board or mental health agency must be permitted to enter an adult care facility that has a resident who is receiving mental health services.	Same as the Executive.	Same as the Executive.
Prohibits employees of public entities and related agencies from placing an individual in an adult care facility that has reached its licensed capacity.	Same as the Executive, but also prohibits employees of public entities and related agencies from placing an individual in an adult care facility if (1) a disciplinary action is pending that may result in the revocation or non-renewal of the facility's license or (2) a potential resident is receiving or is eligible for publicly funded mental health services and the facility has not entered into a mental health resident program participation agreement with the ADAMHS board.	Same as the House.
Provides that in an emergency, an adult care facility is not required to provide a resident with advance notice of a proposed transfer or discharge.	Same as the Executive.	Same as the Executive.
Specifies that individuals providing skilled nursing care in adult care facilities must be appropriately licensed.	Same as the Executive.	Same as the Executive.
Requires each adult care facility to post the telephone number maintained by the Department of Health for accepting complaints.	Same as the Executive.	Same as the Executive.
Fiscal effect: It is possible that the Department may realize a gain in revenue due to the provision increasing the penalty for operating without a license and increasing the fines for violating other adult care facility licensing laws. Additionally, the other provisions may decrease administrative costs for the Department.	**Fiscal effect: Same as the Executive, but may increase administrative costs for ADAMHS boards and PASSPORT agencies.**	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
570 DOH - 4 Community Alternative Homes		
R.C. ***3724.01 (repealed), 173.35, 2317.422, 2903.33, 3313.65, 3701.07, 3721.01, 3722.01, 3722.02, 5101.60, 5101.61, Repealed: R.C. 3724.02 - 3724.99***	**R.C.** ***3724.01 (repealed), 173.35, 2317.422, 2903.33, 3313.65, 3701.07, 3721.01, 3722.01, 3722.02, 5101.60, 5101.61, Repealed: R.C. 3724.02 - 3724.99***	**R.C.** ***3724.01, (repealed), 173.35, 2317.422, 2903.33, 3313.65, 3701.07, 3721.01, 3722.01, 3722.02, 5101.60, 5101.61, Repealed: R.C. 3724.02 - 3724.99***
Repeals the laws governing community alternative homes -- residences or facilities that provide accommodations, personal assistance, and supervision for three to five unrelated persons who have AIDS or AIDS-related conditions.	Same as the Executive.	Same as the Executive.
Fiscal effect: The Department currently is responsible for licensing and regulatory activities for community alternative homes. If these responsibilities are eliminated, then the Department would experience a decrease in costs. However, there would likely be a corresponding loss of revenue, since these homes currently pay a licensing fee.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
571 DOH - 3 Hospital Accreditation		
R.C. ***3727.02***	**R.C.** ***3727.02***	**R.C.** ***3727.02***
Modifies the accreditation requirements for operation of a hospital by requiring the hospital to be accredited by a national accrediting organization approved by the Centers for Medicare and Medicaid Services (CMS) and the Director of Health, rather than the Joint Commission or the American Osteopathic Association.	Same as the Executive.	Same as the Executive, but requires that national accrediting organizations for hospitals be approved only by CMS, rather than both CMS and the Director of Health.
Fiscal effect: None. It is assumed that any organization chosen as the accrediting organization would be the national body that hospitals are currently using for accreditation.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
572 DOH - 10 Minimum Standards for Hospitals		
R.C. ***3727.05, 3701.71, 3701.72, 3727.04, 3727.051, 3727.052, 3727.053, 3929.67, Repealed: R.C. 3701.73***	**R.C.** ***3727.05, 3701.71, 3701.72, 3727.04, 3727.051, 3727.052, 3727.053, 3929.67, Repealed: R.C. 3701.73***	
Requires the Department of Health to establish, maintain, and enforce minimum standards for hospitals and units providing medical and nursing care in city and county institutions, and requires the Director of Health to institute the Department's legal proceedings for violations of the standards.	Same as the Executive, but specifies that the minimum standards apply to every hospital and every unit providing medical and nursing care in city and county institutions.	No provision.
Fiscal effect: The Department could experience an increase in expenditures relating to the requirement to establish, maintain, and enforce minimum standards if they do not already do so. The Department is allowed to institute fees for violations. Any revenues from violations would be deposited into the General Revenue Fund. If necessary, the Department could petition the appropriate county court of common pleas for injunctive relief for alleged violations. This could increase costs to county courts. However, some court costs could be recovered, which would partially or fully offset this.	**Fiscal effect: Same as the Executive.**	
573 DOH - 28 Agricultural Labor Camp Fees		
R.C. ***3733.43***	**R.C.** ***3733.43***	
Increases the amount of the following fees for licenses to operate agricultural labor camps issued on or after July 1, 2009 as follows:	Same as the Executive.	No provision.
Increases if submitted prior to April 15, the annual license fee from $75 to $150.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Increases if submitted on or after April 15, the annual license fee from $100 to $166.	Same as the Executive.	No provision.
Increases if submitted prior to April 15, the fee charged per housing unit from $10 per unit to $20 per unit.	Same as the Executive.	No provision.
Increases if submitted on or after April 15, the fee charged per housing unit from $15 per unit to $42.50 per unit.	Same as the Executive.	No provision.
Fiscal effect: According to the Department, it is estimated that these fee increases will bring in an additional $23,000 per year, which would be deposited into SSR Fund 4700, Fee Supported Programs Fund.	**Fiscal effect: Same as the Executive.**	
574 DOH - 5 Radiation Fees		
R.C. ***3748.04, 3748.01, 3748.07, 3748.12, 3748.13***	**R.C.** ***3748.04, 3748.01, 3748.07, 3748.12, 3748.13***	
Clarifies an existing requirement that the following individuals pay fees established by rule of the Public Health Council: (1) handlers of radioactive material; (2) handlers, other than medical practitioners, of radiation-generating equipment; and (3) radiation experts.	Same as the Executive.	No provision.
Clarifies an existing requirement that medical-practitioner handlers of radiation-generating equipment pay fees specified in statute, and raises the statutory fees by 20%.	Same as the Executive.	No provision.
Fiscal effect: As a result of the fee increase, the Department would realize a gain in fee revenue, which would be deposited into SSR Fund 4700, Fee Supported Programs Fund.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
575 DOH - 29 Child Passenger Safety Seat Fines		
R.C. *4511.81*	**R.C. *4511.81***	
Directs that $50 from each fine for a child safety restraint violation (including safety seats, booster seats, and child seat belt violations) be deposited into HSF Fund 4T40, Child Highway Safety; increases the minimum fine for such violations from $25 to $50; and eliminates the designation of pediatric trauma centers as one of the authorized purposes of the fund.	Same as the Executive.	No provision.
Specifies that, if an offender has previously been convicted of or pleaded guilty to this or of a municipal ordinance that is substantially similar, the offender is guilty of a fourth degree misdemeanor and be fined not less than $100. (Currently, there is no minimum amount specified.)	Same as the Executive.	No provision.
Fiscal effect: There would be an increase in revenues of approximately $100,000 in each fiscal year deposited in HSF Fund 4T40, Child Highway Safety Fund.	**Fiscal effect: Same as the Executive.**	
576 DOH - 16 HIV/AIDS Prevention and Treatment		
Section: *289.20*	**Section: *289.20***	**Section: *289.20***
Specifies that GRF appropriation item 440444, AIDS Prevention and Treatment, is to be used to assist persons with HIV/AIDS in acquiring HIV-related medications and to administer educational prevention initiatives.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
577 DOH - 17 Infectious Disease Prevention		
Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that GRF appropriation item 440446, Infectious Disease Protection and Surveillance, is to be used for coordination and management of prevention program operations and the purchase of drugs for sexually transmitted diseases.	Same as the Executive.	Same as the Executive.
578 DOH - 18 Help Me Grow		
Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that GRF appropriation item 440459, Help Me Grow, is to be used to distribute subsidies to counties to implement the Help Me Grow Program. Allows the appropriation item to also be used in conjunction with Early Intervention funding from the Department of Mental Retardation and Developmental Disabilities, and in conjunction with other early childhood funds and services to promote the optimal development of young children. Requires the Department of Health 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 that all early childhood programs and initiatives are coordinated and school-linked.	Same as the Executive.	Same as the Executive, but also specifies that the appropriation item may be used in conjunction with Early Intervention funding to promote family centered programs and services that acknowledge and support the social, emotional, cognitive, intellectual, and physical development of children and the vital role of families in ensuring the well-being and success of children.
Specifies that GRF appropriation item 440459, Help Me Grow, is also to be used for the Autism Diagnosis Education Pilot Program.	Same as the Executive.	Same as the Executive, but specifies that the funds may be, rather than are required to be, used for the Autism Diagnosis Education Pilot Program.
No provision.	Earmarks $300,000 in each fiscal year from GRF appropriation item 440459, Help Me Grow, for the Ohio State University College of Dentistry's Dental Bus Program.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	Requires a home-visiting program selected by a county Family and Children First Council to meet certain eligibility guidelines to receive funding under GRF line item 440459, Help Me Grow.
No provision.	No provision.	Provides that up to $21,535,000 in each fiscal year of federally funded line item 600689, TANF Block Grant, in the Department of Job and Family Services, may be used for the Help Me Grow Program.

579 DOH - 19 Health - Federal Stimulus

Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that upon the request of the Director of Health, the Director of Budget and Management may transfer appropriation from GRF appropriation item 440469, Health – Federal Stimulus, to the following GRF appropriation items:	Same as the Executive.	Same as the Executive.
(1) $300,000 in FY 2010 and $257,709 in FY 2011 to appropriation item 440407, Animal Borne Disease and Prevention;	(1) Same as the Executive.	(1) Same as the Executive.
(2) $50,000 in each fiscal year to appropriation item 440412, Cancer Incidence Surveillance System;	(2) Same as the Executive.	(2) Same as the Executive.
(3) $106,194 in each fiscal year to appropriation item 440413, Local Health Department Support;	(3) Same as the Executive.	(3) Same as the Executive.
(4) $800,000 in FY 2010 and $700,000 in FY 2011 to appropriation item 440418, Immunizations;	(4) Same as the Executive.	(4) Same as the Executive.
(5) $200,000 in each fiscal year to appropriation item 440431, Free Clinics Safety Net Services;	(5) Same as the Executive.	(5) Same as the Executive.
(6) $200,000 in fiscal year to appropriation item 440446, Infectious Disease Protection and Surveillance;	(6) Same as the Executive.	(6) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(7) $100,000 in each fiscal year to appropriation item 440454, Local Environmental Health;	(7) Same as the Executive.	(7) Same as the Executive.
(8) $50,000 in each fiscal year to appropriation item 440465, Federally Qualified Health Centers;	(8) Same as the Executive.	(8) Same as the Executive.
(9) $100,000 in each fiscal year to appropriation item 440468, Chronic Disease and Injury Prevention;	(9) Same as the Executive.	(9) Same as the Executive.
(10) $773,841 in FY 2010 and $700,000 in FY 2011 to appropriation item 440511, Uncompensated Care/Emergency Medical Assistance.	(10) Same as the Executive.	(10) Same as the Executive.

580 DOH - 20 Targeted Health Care Services Over 21

Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that GRF appropriation item 440507, Targeted Health Care Services Over 21, is to be used to administer the Cystic Fibrosis Program and to implement the Hemophilia Insurance Premium Payment Program.	Same as the Executive.	Same as the Executive.
Specifies that GRF appropriation item 440507, Targeted Health Care Services Over 21, is to be used to provide essential medications and to pay the copayments for drugs approved by the Department and covered by Medicare Part D that are dispensed to Bureau for Children with Medical Handicaps participants for the Cystic Fibrosis Program.	Same as the Executive.	Same as the Executive.
Specifies that GRF appropriation item 440507, Targeted Health Care Services Over 21, may also be used, to the extent that funding is available, to provide up to 18 in-patient hospital days for participants in the Cystic Fibrosis Program.	Same as the Executive.	Same as the Executive.
Specifies that the Department is to expend all funds in GRF appropriation item 440507, Targeted Health Care Services Over 21.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
581 DOH - 21 Genetics Services		
Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that SSR Fund 4D60 appropriation item 440608, Genetics Services, is to be used to administer programs authorized by sections 3701.501 and 3701.502 of the Revised Code. Prohibits these funds from being used to counsel or refer for abortion, except in the case of a medical emergency.	Same as the Executive.	Same as the Executive.
582 DOH - 22 Medically Handicapped Children Audit		
Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that SSR Fund 4770, Medically Handicapped Children Audit, is to receive revenue from audits of hospitals and recoveries from third-party payers. Allows moneys to be expended for payment of audit settlements and for costs directly related to obtaining recoveries from third-party payers and for encouraging Medically Handicapped Children's Program recipients to apply for third-party benefits. Allows moneys to also be expended for payments for diagnostic and treatment services on behalf of medically handicapped children and for residents who are 21 or older and suffering from cystic fibrosis or hemophilia. Furthermore, allows moneys to be expended for administrative expenses incurred for the Medically Handicapped Children's Program.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
583 DOH - 23 Cash Transfer from Liquor Control Fund to Alcohol Testing and Permit Fund		
Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that the Director of Budget and Management must set a schedule to transfer cash from LCF Fund 7043, Liquor Control, used primarily by the Department of Commerce, to SSR Fund 5C00, Alcohol Testing and Permit, used by the Department of Health, to meet the operating needs of the Alcohol Testing and Permit Program. Allows the Director to transfer amounts as determined by the transfer schedule.	Same as the Executive.	Same as the Executive.
584 DOH - 25 Medically Handicapped Children - County Assessments		
Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that SSR Fund 6660 appropriation item 440607, Medically Handicapped Children - County Assessments, is to be used to make payments under division (E) of section 3701.023 of the Revised Code.	Same as the Executive.	Same as the Executive.
585 DOH - 26 Cash Transfer from the Sewage Innovation Fund to Fee Supported Programs Fund		
Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that on July 1, 2009, or as soon as possible thereafter, the Director of Health certify to the Director of Budget and Management the amount of cash to be transferred from SSR Fund 5CJ0, Sewage Innovation, to SSR Fund 4700, Fee Supported Program, to meet the needs of the Sewage Program. Appropriates transferred amounts for the Sewage Program.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
586 DOH - 27 Nursing Facility Technical Assistance Program		
Section: ***289.20***	**Section:** ***289.20***	**Section:** ***289.20***
Specifies that on July 1, 2009, or as soon as possible thereafter, the Director of Budget and Management, may transfer cash from SSR Fund 4E30, Resident Protection, used by the Department of Job and Family Services, to SSR Fund 5L10, Nursing Facility Technical Assistance Program, used by the Department of Health. Requires the transfer to be equal to $698,595 in each fiscal year.	Same as the Executive.	Same as the Executive, but specifies that up to $698,595 in each fiscal year, rather than $698,595 in each fiscal year may be transferred.
587 DOH - 33 Mothers and Children Safety Net Services		
	Section: ***289.20***	
	Earmarks GRF appropriation item 440416, Mothers and Children Safety Net Services, in each fiscal year as follows:	
(1) No provision.	(1) $15,000 to the to the Jewish Family Services in Dayton, of which $5,000 is to be used for children's health and nutrition programs;	(1) No provision.
(2) No provision.	(2) $10,000 to the Jewish Community Center in Akron, of which $5,000 is to be used for children's health and nutrition programs;	(2) No provision.
(3) No provision.	(3) $10,000 to the Jewish Community Services in Sylvania, of which $5,000 is to be used for children's health and nutrition programs;	(3) No provision.
(4) No provision.	(4) $7,500 to the Jewish Community Center in Youngstown, of which $5,000 is to be used for children's health and nutrition programs;	(4) No provision.
(5) No provision.	(5) $4,500 to the Jewish Community Center in Canton, of which $2,000 is to be used for children's health and nutrition	(5) No provision.

Executive	As Passed by the House	As Passed by the Senate
	programs;	
(6) No provision.	(6) $16,667 to the Yassenoff Jewish Community Center for children's health and nutrition camp programs;	(6) No provision.
(7) No provision.	(7) $16,666 to the Jewish Community Center in Cleveland for children's health and nutrition camp programs;	(7) No provision.
(8) No provision.	(8) $15,000 to the Jewish Family Services in Cleveland for interpreters for healthcare;	(8) No provision.
(9) No provision.	(9) $16,667 to the Jewish Community Center in Cincinnati for children's health and nutrition camp programs;	(9) No provision.
(10) No provision.	(10) $15,000 to the Jewish Family Services in Cincinnati for interpreters for healthcare;	(10) No provision.
(11) No provision.	(11) $15,000 to the Jewish Family Services in Columbus for interpreters for healthcare; and	(11) No provision.
(12) No provision.	(12) $10,000 to the Wexner Heritage Village for interpreters for healthcare.	(12) No provision.
588 DOH - 34 Healthy Ohio		
	Section: ***289.20***	
No provision.	Earmarks $250,000 of GRF appropriation item 440437, Healthy Ohio, for the Activate Ohio - Diabetes Education, Support, and Self-Management Program.	No provision.

	Executive	As Passed by the House	As Passed by the Senate
589	**DOH - 37** **Disease and Cancer Commission**		
		Section: ***289.30***	**Section:** ***289.30***
	No provision.	Establishes the Disease and Cancer Commission within the Department of Health to study colorectal cancer, prostate cancer, triple negative breast cancer, and sickle cell anemia in Ohio areas where those conditions are prevalent and requires the Commission to prepare a report by June 30, 2011.	Same as the House.
		Fiscal effect: Minimal increase in costs to the Department of Health to assist in the study and report.	**Fiscal effect: Same as the House.**
590	**DOH - 40** **Funding for Immunizations**		
		Section: ***289.40***	**Section:** ***289.40***
	No provision.	Specifies that funds appropriated for the purchase of immunizations are required to be used to provide immunizations to children and adults in Ohio.	Same as the House.
591	**DOH - 48** **Grants for Women's Health Services**		
			Section: ***289.50***
	No provision.	No provision.	Specifies that any state funds appropriated under the bill and used for women's health services grants, as described in section 3701.046 of the Revised Code, are to comply with the requirements of that section.

		Executive	As Passed by the House	As Passed by the Senate
592	**DOH - 43**	**Federal Abstinence Education Program Application**		
				Section: ***289.60***
		No provision.	No provision.	Requires the Director of Health to apply to the United States Secretary of Health and Human Services for funds available under the Abstinence Education Program component of the Maternal and Child Health Services Block Grant.
593	**DOH - 36**	**Fund Reference**		
			Section: ***601.10***	**Section:** ***601.10***
		No provision.	Removes an unnecessary fund reference in H.B. 2 of the 128th General Assembly.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
594 SPA - 1 Legislative Members on the Commission		
	R.C. *121.31*	
No provision.	Changes the political party affiliation of the House and Senate appointees to the Commission on Hispanic-Latino affairs by requiring that the House Speaker appoint a House member of the majority party, and the Senate President appoint a Senate member of a political party different than that of the House member.	No provision.

Executive	As Passed by the House	As Passed by the Senate
595 OHS - 1 Subsidy Appropriation		
Section: ***295.10***	**Section:** ***295.10***	**Section:** ***295.10***
Requires that, upon approval by the Director of Budget and Management, funds for the GRF appropriation items for the Ohio Historical Society (OHS) be released to OHS in quarterly amounts that in total do not exceed the annual appropriations, requires that the funds and fiscal records of OHS for each fiscal year be examined by independent certified public accountants approved by the Auditor of State, and requires a copy of the audited financial statements to be filed with the Office of Budget and Management.	Same as the Executive.	Same as the Executive.
Requires OHS to prepare and submit to the Office of Budget and Management an estimated operating budget for each fiscal year of the biennium at or near the beginning of each calendar year and semiannual financial reports indicating actual receipts and expenditures for the fiscal year to date.	Same as the Executive.	Same as the Executive.
Specifies that the GRF appropriation items for OHS are considered to be the contractual consideration provided by the state to support the state's offer to contract with OHS under section 149.30 of the Revised Code.	Same as the Executive.	Same as the Executive.
596 OHS - 2 State Archives		
Section: ***295.10***	**Section:** ***295.10***	**Section:** ***295.10***
Earmarks $910,459 in each fiscal year from GRF appropriation item 360501, Education and Collections, for the State Archives, Library, and Artifact Collections Program.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
597 OHS - 3 Hayes Presidential Center		
Section: ***295.10***	**Section:** ***295.10***	**Section:** ***295.10***
Specifies that if a United States government agency, including, but not limited to, the National Park Service, chooses to take over the operations or maintenance of the Hayes Presidential Center, in whole or in part, OHS must make arrangements with the agency for the efficient transfer of operations or maintenance.	Same as the Executive.	Same as the Executive.
598 OHS - 4 State Historical Grants		
	Section: ***295.10***	
No provision.	Earmarks $100,000 in each fiscal year from GRF appropriation item 360508, State Historical Grants, for the Cincinnati Museum Center.	No provision.

Executive	As Passed by the House	As Passed by the Senate
599 REP - 1 Operating Expenses		
Section: ***301.10***	**Section:** ***301.10***	**Section:** ***301.10***
Authorizes the Clerk of the House of Representatives to certify to the Director of Budget and Management the amount of the unexpended, unencumbered balance of GRF appropriation item 025321, Operating Expenses, at the end of one fiscal year to be reappropriated for the next fiscal year, and reappropriates the certified amount.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
600 HFA - 1 Grants for Grads Program		
		R.C. ***175.01, 175.04, 175.30-175.35***
No provision.	No provision.	Establishes the Grants for Grads Program to provide grants for down payment assistance or closing costs for the purchase of a qualifying first home by Ohio residents who receive an associate's, baccalaureate, graduate, or postgraduate degree and who intend to live and work in Ohio for at least five years.
No provision.	No provision.	Establishes the Grants for Grads Fund to consist of contributions from any source to the Ohio Housing Finance Agency for the purpose of providing grants under the program.
No provision.	No provision.	Sets grant amounts of $2,500 for graduates who earn an associate's degree; $5,000 for those who earn a baccalaureate degree; and $10,000 for those who earn a postgraduate degree.
No provision.	No provision.	Requires the Ohio Housing Finance Agency to adopt rules under the Administrative Procedure Act to administer the program.
No provision.	No provision.	Requires the Ohio Housing Finance Agency to prepare and submit an annual report to the Governor, Director of Development, Chancellor of the Ohio Board of Regents, President of the Senate, and Speaker of the House of Representatives regarding the number and dollar amount of awards granted and other program activities for the prior calendar year.
		Fiscal effect: Allows for increased expenditures by the Ohio Housing Finance Agency of up to $2.3 million annually in grants under the program.

Executive	As Passed by the House	As Passed by the Senate
601 HFA - 2 Housing for Honorably Discharged Veterans		
		R.C. *175.052*
No provision.	No provision.	Requires the Ohio Housing Finance Agency to give preference in its homeownership assistance programs to grants or loans that provide housing or housing assistance to honorably discharged veterans.

Executive	As Passed by the House	As Passed by the Senate
602 BWC - 12 BWC Internal Auditor		
R.C. *4121.125*	**R.C. *4121.125***	
Removes the requirement that the Bureau of Workers' Compensation (BWC) employ an internal auditor and eliminates the BWC Board's authority to request internal audits conducted by the internal auditor. Requires, instead, the Chief Internal Auditor of the Office of Budget and Management, as applicable, to submit a copy of the preliminary and final report of internal audit findings and recommendations to the BWC Board of Directors and the Board's Audit Committee in addition to the Administrator, as required under continuing law.	Same as the executive.	No provision.
Fiscal effect: H.B. 166 of the 127th G.A. created the Office of Internal Auditing in OBM and transferred the internal auditors of the affected agencies to that office. This provision of the bill reflects that transfer and would have no fiscal effect.	**Fiscal effect: Same as the executive.**	

Executive	As Passed by the House	As Passed by the Senate
603 INS - 11 Health Insuring Corporation Provider Networks		
R.C. ***1751.03, 1751.04, 1751.05, 1751.19, 1751.32, 1751.321, 1751.34, 1751.35, 1751.36, 1751.45, 1751.46, 1751.48, and 1753.09***	**R.C.** ***1751.03, 1751.04, 1751.05, 1751.19, 1751.32, 1751.321, 1751.34, 1751.35, 1751.36, 1751.45, 1751.46, 1751.48, and 1753.09***	**R.C.** ***1751.03, 1751.04, 1751.05, 1751.19, 1751.32, 1751.321, 1751.34, 1751.35, 1751.36, 1751.45, 1751.46, 1751.48, and 1753.09***
Transfers the responsibility to review and certify that a health insuring corporation's (HIC's) provider network is sufficient to meet specified requirements to the Superintendent of Insurance from the Director of Health. Removes a requirement that the Superintendent consult with the Director concerning standards relating to those requirements. Removes existing provisions that required HICs to send annual reports, audit reports, and complaints and responses to the Director in addition to the Superintendent and removes the Director's authority to enforce the Health Insuring Corporation Law (R.C. Chapter 1751).	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential increase, not likely to be significant, in the Department of Insurance's administrative costs associated with the responsibility to review and certify a health insuring corporation's provider network. Any such costs would be paid from the Department of Insurance Operating Fund (SSR Fund 5540). Corresponding decrease in administrative costs for the Department of Health. Potential decrease in overall costs for the state due to streamlining of regulation in this area.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
604 INS - 10 Open Enrollment Health Insurance Program, Conversion of Group Health Insurance Policies to Individual Policies, and Ohio Health Care Plans		
R.C. ***1751.15, 1751.16, 3923.122, 3923.57, 3923.58, 3923.581, 3924.01, 3924.09, and 3924.10***	**R.C.** ***1751.15, 1751.16, 3923.122, 3923.57, 3923.58, 3923.581, 3924.01, 3924.09, and 3924.10***	
(1) Reduces the maximum premium rates and contractual periodic prepayments that insurers and health insuring corporations (HICs) may charge federally eligible individuals for individual health insurance contracts or policies that are converted from group contracts and policies, and prohibits insurers and HICs from using health status as a basis for refusing to renew a converted contract. Substitutes the term "base rate" for "midpoint of the standard rate" as that term relates to open enrollment and group-to-individual health insurance contract conversions, and defines "base rate" generally as the lowest premium rate for new or existing business for the same or similar coverage.	(1) Same as the Executive.	(1) No provision.
(2) Removes the Ohio Health Reinsurance Program's authority to design Ohio Health Care (OHC) plans and gives that authority to the Superintendent of Insurance; allows the Ohio Health Reinsurance Program to make recommendations to the Superintendent regarding the design of OHC plans; allows the Superintendent to consider those recommendations along with the recommendations of the Ohio Health Care Coverage and Quality Council.	(2) Same as the Executive, but specifies that the rules adopted by the Superintendent concerning the OHC basic, standard, and carrier reimbursement plans that are eligible for reinsurance under the Ohio Health Reinsurance Program must be adopted in accordance with the Administrative Procedures Act, and specifies that the Superintendent must conduct an actuarial analysis of the cost impact of any proposed rule that makes changes to the basic and standard plans prior to adopting such rules.	(2) No provision.
(3) Increases the number of people that insurers, carriers, and HICs are required to accept for health insurance coverage under open enrollment, from 0.5% (or 1.0% for HICs) of the company's total number of insured individuals residing in Ohio to 4.5%. Reduces the maximum premium rate that insurers and carriers are permitted to charge people accepted for health insurance coverage under open	(3) Same as the Executive.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
enrollment. Makes other changes to existing law regarding open enrollment, generally with respect to the effective date of coverage, payment of commissions to insurance agents, and the way preexisting conditions exclusions and limitations are determined.		
Fiscal effect: Potential increase in the Department of Insurance's administrative costs associated with new authority to design OHC plans and with other insurance reforms recommended by the Health Care Coverage and Quality Council. Any such costs would be paid out of the Department of Insurance Operating Fund (Fund 5540).	**Fiscal effect: Same as the Executive, but the Department of Insurance may incur additional cost to conduct required actuarial analysis of any proposed rule. Any such cost is expected to be minimal, and would be paid from Fund 5540.**	

605 INS - 12 Continuation of Health Insurance Coverage after Termination of Employment

R.C. ***1751.53, 3923.38***	**R.C.** ***1751.53, 3923.38 and Section 105.10***	
Eliminates the requirement that an individual be eligible for unemployment compensation in order to be eligible for continued coverage under the individual's employer-sponsored health insurance plan after termination of employment, and instead requires only that the individual's employment was not terminated as a result of any gross misconduct on the part of the individual. Lengthens the time that the individual would be eligible for continued coverage from six months to twelve months.	Makes permanent the changes made to Ohio's law regarding continuation of coverage after termination of employment by Am. Sub. H.B. 2 of the 128th General Assembly. (The executive provision was enacted in H.B. 2. Under H.B. 2, the coverage was set to expire January 1, 2010.)	No provision.
Fiscal effect: None to the state and to most local governments. This provision applies only to employees of small employers (i.e., those that employ fewer than 20 employees) who are not covered under the federal Consolidated Omnibus Budget Reconciliation Act (COBRA). It may apply to small villages and townships, however. If so, it could increase their administrative costs. Any such cost increase is expected to be minimal.	**Fiscal effect: Making permanent the executive provision would extend its fiscal effects indefinitely.**	

Executive	As Passed by the House	As Passed by the Senate
606 INS - 15 External Review of Health Care Denials by Insurance Companies		
R.C. ***1751.831, 1751.84, 3923.66, 3923.67, 3923.68, 3923.75, 3923.76, and 3923.77***	**R.C.** ***1751.831, 1751.84, 1751.85, 3923.66, 3923.67, 3923.68, 3923.75, 3923.76, and 3923.77***	**R.C.** ***1751.831, 1751.84, 1751.85, 3923.66, 3923.67, 3923.68, 3923.75, 3923.76, and 3923.77***
(1) Requires that a health insuring corporation (HIC) cover a health care service if the Superintendent of Insurance determines that the service is a covered service. (Current law allows an insured person or an "authorized person" to submit a request for a review by the Superintendent whenever an insurer denies coverage of a service, and requires HICs to either cover the service or afford the enrollee an opportunity for an external review; if the Superintendent determines that the service is not a covered service, existing law does not require any further action from the insurer.)	(1) Same as the Executive.	(1) No provision.
(2) Allows the Superintendent to notify an "authorized person" instead of the insured, if the Superintendent cannot make a determination about coverage because doing so requires the resolution of a medical issue (existing law requires that the Superintendent inform both the insured and the insurer, HIC, or plan). Requires that the health insurer or plan initiate an external review automatically, i.e., without a request from the insured, upon receiving such notification from the Superintendent (current law requires that the health care insurer or plan afford the insured an opportunity for an external review, meaning the insurer or plan must conduct an external review upon the insured's request).	(2) Same as the Executive, but allows an insurer to deny an insured's request for an external review that does not result from the Superintendent's review if that request is not made within a certain time frame.	(2) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Potential increase, not likely to be significant, in the Department of Insurance's administrative costs associated with the review of health care denials by insurance companies. Any such costs would be paid out of the Department of Insurance Operating Fund (SSR Fund 5540).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
607 INS - 29 Payment of Claims by Third Party Payers		
		R.C. *3901.381, Section 812.10*
(1) No provision.	(1) No provision.	(1) Requires third party payers to pay claims for health care services to a provider electronically under the prompt payment law when the claim on which payment is being made was received electronically by the third party payer, effective 12 months after the bill's effective date.
(2) No provision.	(2) No provision.	(2) Prohibits providers from refusing to accept electronic payments on the basis that the payment was transmitted electronically.
		Fiscal effect: None.
608 INS - 8 Prompt Payment Fines		
R.C. *3901.3812*	**R.C. *3901.3812***	**R.C. *3901.3812***
Incorporates as a separate account in the Department of Insurance Operating Fund (Fund 5540) the existing Claims Processing Education Fund into which the Superintendent of Insurance must deposit 10% of fines collected under certain insurance prompt pay statutes.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
609 INS - 23 Actuarial Opinion to Certify the Adequacy of a Property and Casualty Insurance Company's Reserves		
	R.C. *3903.77*	**R.C. *3903.77***
(1) No provision.	(1) Requires property and casualty insurance companies to annually submit to the Superintendent of Insurance a statement of actuarial opinion that certifies the adequacy of the insurance company's reserves including an actuarial opinion summary unless the insurance company is licensed but not domiciled in this state. Specifies requirements related to supporting documents for the statement of actuarial opinion and actuarial opinion summary.	(1) Same as the House, but specifies that the statement of actuarial opinion must certify to the "reasonableness" rather than the "current adequacy" of the insurance company's reserves, specifies that the actuary providing the opinion must be "qualified", and does not specify the order in which supporting documents must be prepared.
(2) No provision.	(2) Authorizes the Superintendent to contract with a "qualified actuary" at the expense of the insurance company in the event that the company fails to provide acceptable documentation for the actuarial opinion at the request of the Superintendent.	(2) Same as the House.
(3) No provision.	(3) Provides liability protection for the actuary appointed by an insurance company to prepare the statement of actuarial opinion and actuarial opinion summary.	(3) Same as the House.
(4) No provision.	(4) Specifies that the statement of actuarial opinion is a public document and a public record, but that the actuarial opinion summary and supporting documents are not public records. Provides additional requirements for the Superintendent's use and sharing of confidential documents.	(4) Same as the House.
(5) No provision.	(5) Delays for one year the effective date of the above changes.	(5) Same as the House.
	Fiscal effect: Potential increase to the Department of Insurance's administrative costs. Any such costs would be paid from the Department of Insurance Operating Fund (SSR Fund 5540).	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
610 INS - 14 Health Insurance Premium Rate Filing		
R.C. ***3923.021, 3924.06***	**R.C.** ***3923.021, 3924.06***	**R.C.** ***3923.021, 3924.06***
Allows the Superintendent of Insurance to review the premium rates of sickness and accident insurance policies made available by insurers in the individual market to individuals through a group according to the current review requirements for all individual policies of sickness and accident insurance. Clarifies that insurers that offer health benefit plans to small employers must file those plans for premium rate review by the Superintendent pursuant to the current requirements for all policies and certificates of sickness and accident insurance and health insuring corporations.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential increase, not likely to be significant, in the Department of Insurance's administrative costs associated with the health insurance premium rate filings. Any such costs would be paid out of the Department of Insurance Operating Fund (SSR Fund 5540).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
611 INS - 13 Administrative Expenses Incurred by Sickness and Accident Insurers		
R.C. *3923.022*	**R.C. *3923.022***	
Includes in the definition of administrative expenses for the purposes of the current cap on sickness and accident insurers' administrative expenses premiums "earned" rather than just "received" (not necessarily equal amounts), the amount of losses recovered from reinsurance coverage, the amount "incurred" for state fees rather than "paid," and the "incurred" costs related to payment of commissions. Requires insurers to provide specified information concerning the insurer's earnings and administrative expenses related to the insurer's sickness and accident insurance business separately, including the insurer's individual, small group, and large group sickness and accident insurance businesses, as part of the currently required annual statement of the insurer's administrative expenses. Allows the Superintendent of Insurance to suspend the license of an insurer if the insurer fails to submit the required annual statement.	Same as the Executive.	No provision.
Fiscal effect: Potential increase, not likely to be significant, in the Department of Insurance's administrative costs associated with sickness and accident insurers' filing requirements. Any such costs would be paid from the Department of Insurance Operating Fund (SSR Fund 5540).	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
612 INS - 28 Franchise Plans for Long-term Care or Disability Income Insurance		
		R.C. ***3923.11***
No provision.	No provision.	Reduces from five or more to two or more the number of employees necessary to qualify for sickness and accident insurance on a "franchise plan" with respect to long-term care (LTC) insurance or disability income (DI) insurance. Reduces from ten or more to two or more the number of members of a trade or professional organization, labor union, or other association necessary to qualify for a sickness and accident insurance franchise plan with respect to LTC insurance or DI insurance. **Fiscal effect: None.**
613 INS - 18 Health Insurance Coverage of Dependent Children		
R.C. ***3923.24, 1739.05, 1751.14, 3923.241, 5747.01, Sections 803.10, 803.20***	**R.C.** ***3923.24, 1739.05, 1751.14, 3923.241, 5747.01, Sections 803.10, 803.12, 803.20***	
(1) Requires that all health care plans (i.e., sickness and accident insurance policies, health insuring corporation plans, multiple employer welfare arrangements, and public employee benefit plans) that provide coverage for unmarried dependent children extend coverage, under certain conditions, until the dependent child reaches 29 years of age.	(1) Same as the Executive, but requires insurers to offer coverage at the insured's request, rather than requiring coverage of those dependents automatically. Specifies that the proposed offer of coverage does not require employers to pay for any part of the premium for an unmarried child that has already attained the normally limiting age specified in the policy. Specifies that multiple employer welfare arrangements must provide the same information that insurers are required to provide under the bill regarding limiting age for a dependent child's health insurance coverage.	(1) No provision.
(2) Exempts these provisions from the existing law requirement that the Superintendent of Insurance review all new health benefit mandates before a mandate may take	(2) Same as the Executive.	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
effect.		
(3) Allows an Ohio income tax deduction for the portion of payments for employer-sponsored health insurance that would normally be excluded from federal adjusted gross income but is not because it relates to a person who is not a "qualifying dependent" for federal income tax purposes. Additionally allows an Ohio income tax deduction for amounts the taxpayer paid for medical care insurance or qualified long-term care insurance for certain relatives that are members of the taxpayer's household.	(3) Same as the Executive, but removes a requirement that employers separately identify additional premium costs for coverage of older dependent children.	(3) No provision.
Fiscal effect: Increase in the cost to the state and to local governments to provide health benefits to employees and their dependents. The increase in cost to the state may be in the millions in FY 2010 and is estimated to be approximately $9 million in FY 2011 and future fiscal years. The costs would be paid by the State Employee Health Benefit Fund (Fund 8080), of which somewhat less than half would be derived from GRF-supported payroll. The increase in cost to municipalities, townships, and counties is estimated to be approximately $31.5 million per year statewide, and the costs to school districts are estimated to be approximately $36.7 million statewide, starting in the first fiscal year that the requirement is fully phased in. The executive proposal estimates that the tax provisions would result in a loss of GRF revenue from the income tax of approximately $6.0 million in FY 2011. That implies a loss of approximately $0.4 million to the local government funds.	**Fiscal effect: Same as the Executive for the tax provision, but permissive for other provisions. Potential increase in expenditures for the state and local governments, if they pay for any part of the premium for such coverage.**	

Executive	As Passed by the House	As Passed by the Senate
614 INS - 16 Health Care Coverage and Quality Council		
R.C. ***3923.90, 3923.91***	**R.C.** ***3923.90, 3923.91***	**R.C.** ***3923.90, 3923.91, Section 307.20***
(1) Creates a 26-member Health Care Coverage and Quality Council to advise the Governor, General Assembly, public and private entities, and consumers on strategies to expand affordable health insurance coverage to more individuals and improve the cost and quality of Ohio's health care system. Enumerates the criteria for selecting those Council members. Specifies that members be reimbursed for mileage and other necessary expenses only. Requires the Council to issue a report on or before December 31 of each year. Exempts the Council from the current sunset requirement.	(1) Same as the Executive, but revises the membership of the Council by (a) substituting the Director of Health for the Director of the Office of Healthy Ohio in the Department of Health, (b) including two additional members selected according to specified criteria, (c) removing one member appointed by the Governor, and (d) adding an unspecified number of other members appointed by the Superintendent of Insurance. Makes changes to certain duties that the Council is required to perform. Permits, rather than requires, reimbursement of necessary expenses for members.	(1) Same as the House, but does not permit Council members to be reimbursed for mileage and necessary expenses and requires the Council to hold its first meeting by September 1, 2009.
(2) Requires advice and consent of the Senate for members appointed by the Governor.	(2) No provision.	(2) Same as the Executive.
3) No provision.	(3) No provision.	(3) Requires the Council to evaluate and recommend strategies pursuant to the Ohio Medicaid Administrative Study Council's recommendations to establish an initiative conducted by clinicians in the Office of Ohio Health Plans within the Department of Job and Family Services (JFS) regarding disease prevention and management and Medicaid claims. Requires the Council to submit a report of its findings and recommendations to the Governor, Senate President, and Speaker of the House by not later than June 30, 2010.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Increases the Department of Insurance's administrative costs related to the Health Care Coverage and Quality Council. The 26 members of the Council are not to be compensated for their services, but will be reimbursed for mileage and other necessary expenses. The executive proposal includes $479,575 each fiscal year in a new line item, 820609, State Coverage Initiative Administration, in order to cover administrative costs of the Council. The new line item is funded by the Department of Insurance Operating Fund (SSR Fund 5540).	**Fiscal effect: Same as the Executive, but may increase the reimbursement expenses if the Superintendent appoints more than one member. Allows for a reduction in the increase in administrative costs, due to provision making reimbursement of necessary expenses permissive. If there is any such increase, it would likely be minimal.**	**Fiscal effect: Reduces the increase in administrative costs from the Executive proposal, due to removal of provision for payment of necessary expenses for Council members.**

615 INS - 17 The Ohio Fair Plan Underwriting Association

R.C. ***3929.43***	**R.C.** ***3929.43***	**R.C.** ***3929.43***
Removes the cap on homeowners insurance rates and basic property insurance rates established by the Ohio Fair Plan Underwriting Association, which currently cannot exceed the rates filed by the state's major rating organization, and instead requires that those rates be subject directly to the approval of the Superintendent of Insurance. Allows the Association to approve payment of a percentage of the annual premium due for a binder issued under the plan; changes the effective date of the binder from 15 days after the date of application to the day after the Association receives the application.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential increase, not likely to be significant, in the Department of Insurance's administrative costs associated with the homeowners and basic property insurance rates. Any such costs would be paid from the Department of Insurance Operating Fund (SSR Fund 5540).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
616 INS - 9 Employer-sponsored Health Insurance Coverage		
R.C. *4113.11*	**R.C. *4113.11***	
Requires employers that employ ten or more employees to adopt and maintain a "cafeteria" health insurance plan that allows the employer's employees to pay for health insurance coverage by a salary reduction arrangement under the Internal Revenue Code. Requires the Superintendent of Insurance to adopt rules to implement and enforce the requirement and requires the Health Care Coverage and Quality Council to make specified recommendations to the Superintendent concerning employer and employee implementation of the requirement. Employers that employ more than 500 employees are required to comply with the requirements by January 1, 2011, or six months after rules related to the requirements are adopted by the Superintendent. Employers that employ 150 to 500 employees must comply by July 1, 2011, or 12 months after rules are adopted. Employers that employ 10 to 149 employees must comply by January 1, 2012, or 18 months after the adoption of the rules.	Same as the Executive.	No provision.
Fiscal effect: The provision would require certain private and public employers to offer a "cafeteria" health insurance plan and enable them to withhold part of their employees' pre-tax earnings to pay for the plan. The benefits under the plan are not subject to federal or state taxes. As a result the provision would decrease state income tax revenue collections beginning in FY 2011. The executive proposal reports that there would be no fiscal effect from this provision during the biennium due to the timing involved with the phase-in of the requirement.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
617 INS - 3 Examinations of Domestic Fraternal Benefit Societies		
Section: ***307.10***	**Section:** ***307.10***	**Section:** ***307.10***
Permits the Director of Budget and Management, at the request of the Superintendent of Insurance, to transfer funds from the Department of Insurance Operating Fund (Fund 5540) to the Superintendent's Examination Fund (Fund 5550). Specifies that the permitted transfer amount is limited to expenses incurred in examining domestic fraternal benefit societies.	Same as the Executive.	Same as the Executive.
618 INS - 4 Transfer from Fund 5540 to General Revenue Fund		
Section: ***307.10***	**Section:** ***307.10***	**Section:** ***307.10***
Requires the Director of Budget and Management to transfer $5.0 million from the Department of Insurance Operating Fund (Fund 5540), not later than the thirty-first day of July each fiscal year, to the GRF.	Same as the Executive.	Same as the Executive.
619 INS - 5 Market Conduct Examination		
Section: ***307.10***	**Section:** ***307.10***	**Section:** ***307.10***
Allows the Superintendent of Insurance to assess the cost of conducting a market conduct examination of an insurer against the insurer. Allows the Superintendent to enter into consent agreements to impose administrative assessments or fines for violations of insurance laws or rules. Provides that all costs, assessments, and fines collected be deposited to the Department of Insurance Operating Fund (Fund 5540).	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
620 INS - 22 State Coverage Initiative		
	Section: ***307.10***	**Section:** ***307.10***
No provision.	Earmarks up to $7 million in each fiscal year of GRF appropriation item 820607, State Coverage Initiative, to be used for health information technology strategies. Specifies that the remaining balance be used for the implementation of strategies recommended by the Health Care Coverage and Quality Council, which may include patient-centered medical homes, improved consumer information, and payment reform, or may be transferred to another fund in the state treasury by ISTV for use by another state agency in implementing such strategies. Reappropriates the unexpended, unencumbered portion of appropriation item 820607, State Coverage Initiative, at the end of fiscal year 2010 for the same purpose for fiscal year 2011.	Same as the House, but reduces the earmark to $2 million each year for health information technology strategies, and removes the earmark for the implementation of strategies recommended by the Health Care Coverage and Quality Council. Specifies that the Department of Insurance must get matching private funds of at least a 1-to-1 ratio before appropriation item 820607 can be expended or used as state matching money. Requires the Department to give preference to qualified Ohio private companies in awarding the state matching money.
621 INS - 27 Alternative Retirement Plans		
		Section: ***739.10***
No provision.	No provision.	Requires the Department of Insurance to withhold from designating additional providers of investment options under alternative retirement plans established by public institutions of higher education (current law generally requires the Department to designate three or more providers). **Fiscal effect: None.**

Executive	As Passed by the House	As Passed by the Senate
622 INS - 25 Prompt Payment Policy Workgroup		
	Section: ***751.30***	
No provision.	Creates the Prompt Payment Policy Workgroup to research and make policy recommendations by February 1, 2010, concerning prompt payment policy for Ohio's Medicaid program. Members of the Workgroup are to serve without compensation, except to the extent that serving on the Workgroup is considered part of the members' regular employment duties.	No provision.
623 INS - 24 Health Insurance Coverage of Autism Spectrum Disorders		
	Sections: ***307.10, R.C. 1739.05, 1751.68, 3923.84, and Section 271.10***	
(1) No provision.	(1) Earmarks up to $20,000 in FY 2010 of SSR Fund 5540 appropriation item 820606, Operating Expenses, to be used by the Department of Insurance for a study related to autism spectrum disorder coverage, and requires the study to be completed by January 31, 2010.	(1) No provision.
(2) No provision.	(2) Requires the Director of Budget and Management, in FY 2010, to transfer $20,000 cash from the General Revenue Fund to Fund 5540.	(2) No provision.
(3) No provision.	(3) Prohibits health insurers from excluding coverage for specified autism services for individuals diagnosed with an autism spectrum disorder but allows insurers to impose a yearly maximum of $36,000 on coverage of those services. Allows an insurer to opt out of the required coverage if the insurer can show that the incurred claims for those coverages caused the insurer's costs to increase by more than 1% and that the increase could reasonably justify an increase of more than 1% in the annual premiums or rates	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
	charged by the insurer for health insurance coverage. Exempts this provision from the existing law requirement that the Superintendent of Insurance review all new health benefit mandates before a mandate may take effect.	
(4) No provision.	(4) Requires the Director of Mental Retardation and Developmental Disabilities to convene a committee on the coverage of autism spectrum disorders to investigate and recommend additional treatments or therapies for autism spectrum disorders to be covered by health insurers.	(4) No provision.
(5) No provision.	(5) Delays the applicability of the requirements to plans that are issued or renewed six months after the bill's effective date.	(5) No provision.
(6) No provision.	(6) Requires the Director of Budget and Management to transfer $1.62 million from the GRF to the State Employee Health Benefit Fund (Fund 8080) on June 30, 2010, or as soon as possible thereafter.	(6) No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: The provision to mandate coverage for screening, diagnosis, and treatment of an autism spectrum disorder may potentially increase the costs to Medicaid in the tens of millions of dollars per year. The federal government would likely reimburse approximately 60% of any increase in Medicaid spending if federal rules allow the federal matching rate to apply. It would increase costs to the state's health benefit plan for employees and their dependents by approximately $1.62 million in FY 2011, assuming such coverage applies to approximately 45 children under age 6 per year. The GRF would pay the cost of coverage for approximately half the individuals, with various state funds providing the rest. It would also increase costs, potentially in the millions per year, to counties, municipalities, townships, and school districts statewide of providing such coverage in their health benefits to employees and their dependents.	

Executive	As Passed by the House	As Passed by the Senate
General		
624 JFS - 34 Expenditure of Federal Grant Funds		
R.C. ***131.33***	**R.C.** ***131.33***	**R.C.** ***131.33***
Permits federal grant funds that are obligated by ODJFS for financial allocations to county family services agencies and local workforce investment boards to be available for expenditure for the duration of the federal grant period.	Same as the Executive.	Same as the Executive.
Fiscal effect: County family services agencies and local workforce investment boards will be able to spend federal grant dollars awarded in federal fiscal years (Oct. 1 to Sept. 30) in subsequent state fiscal years as necessary.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
625 JFS - 5 Collaboration on Welfare Reform Training		
R.C. ***5101.072, (Repealed)***	**R.C.** ***5101.072, (Repealed)***	**R.C.** ***5101.072, (Repealed)***
Ends a requirement that ODJFS collaborate with county departments of job and family services to develop and provide training regarding county departments' duties under previous welfare reform legislation.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential minimal decrease in costs related to training.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
626 JFS - 26 ODJFS General Services Administration and Operating Fund		
R.C. ***5101.073***	**R.C.** ***5101.073***	**R.C.** ***5101.073***
Creates in the state treasury GSF Fund 5DM0, General Services Administration and Operating.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Requires the Treasurer of State to transfer money in 7090 Fund R012, Refunds and Audit Settlements, to Fund 5DM0, on receipt of a report the ODJFS Director must submit when there is a final closeout of a federal grant regarding a program ODJFS administers or a reconciliation of all final transactions with the federal government regarding federal funds for a program ODJFS administers.	Same as the Executive, but permits, rather than requires, the ODJFS Director to submit the report and provides that the report is provided after completion of the reconciliation of all final transactions with the federal government regarding a federal grant for a program ODJFS administers and a final closeout for the grant.	Same as the House.
Provides for money in Fund 5DM0 to be used for ODJFS's administrative expenses.	Same as the Executive, but provides for the money to be used also for the expenses of the programs ODJFS administers.	Same as the House.
Fiscal effect: Allows ODJFS to access unused federal grant money following a final closeout or reconciliation of federal funds for programs administered by ODJFS and use them for administrative expenses.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

627 JFS - 69 Assisted Living Home First Report

	R.C. ***5111.894***	**R.C.** ***5111.894***
No provision.	Eliminates a requirement that the ODJFS Director report annually on the number of individuals enrolled in the Assisted Living Program pursuant to the home first process and the costs incurred and savings achieved as a result of the enrollments.	Same as the House.
	Fiscal effect: The Department could realize a minimal decrease in administrative costs.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
Workforce Development		
628 JFS - 125 Expenditures from the Local Workforce Development Funds		
		R.C. *6301.03*
No provision.	No provision.	Allows local workforce development funds to reimburse county public assistance funds for workforce development activities. **Fiscal effect: None.**
629 JFS - 95 Workforce Investment Act		
	Sections: *309.60, 309.60.10, 309.60.20, 309.60.30*	
	Makes the following earmarks of FED Fund 3V00 appropriation item 60688, Workforce Investment Act:	
No provision.	(1) $1 million in each fiscal year to reimburse nurse assistant training programs that service TANF-eligible individuals;	No provision.
No provision.	(2) $2 million in fiscal year 2010 for programs that provide skill-based education and assistance to individuals eligible for Ohio Works First;	No provision.
No provision.	(3) $700,000 in each fiscal year to support the Nursing Faculty Fellowship Grant Program.	No provision.
No provision.	Reappropriates any of funds unspent for those earmarks at the end of fiscal year 2010 for fiscal year 2011.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Child Care		
630 JFS - 85 Publicly Funded Child Care Providers		
	R.C. ***5104.01, 5104.38, 309.10, 309.45.80***	
No provision.	Defines "full-time" for publicly funded child care providers as being at least 32.5 hours and not more than 60 hours per week for licensed child care centers and licensed Type A homes, and at least 32.5 hours and not more than 50 hours per week for certified Type B providers.	No provision.
No provision.	Automatically repeals the above definition of "full-time" for publicly funded child care providers effective July 1, 2011.	No provision.
No provision.	Codifies the reimbursement ceiling for providers of publicly funded child care for fiscal years 2010 and 2011 at the 51st percentile of the child care market rate survey commissioned by ODJFS in 2008.	No provision.
	Fiscal effect: Defining a "full-time" week at 32.5 hours may increase costs by about $11.4 million above the executive's plan of defining a "full-time" week at 35 hours through rule (up from the current definition of 25 hours). **Codifying the reimbursement ceiling at 51% of the 2008 market rate survey may affect costs depending on how the amounts compare to the executive's plan to continue with current rate ceilings of 65% of the 2006 market rate survey.**	

Executive	As Passed by the House	As Passed by the Senate
631 JFS - 97 Liability Insurance for Family Day-Care Homes		
	R.C. *5104.041*	**R.C. *5104.041***
No provision.	Requires the parent, guardian, or custodian of each child receiving child care from a type A or type B family day-care home that is not covered by liability insurance to sign a written statement, instead of an affidavit, provided by the licensee of the type A family day-care home or the provider of the type B family day-care home stating that the family day-care home does not carry liability insurance.	Same as the House.
	Fiscal effect: None.	**Fiscal effect: Same as the House.**
632 JFS - 83 Publicly Funded Child Care Reimbursements		
	R.C. *5104.42, 5104.30, 5104.32, 5104.341, 5104.35, and 5104.39, and Section 309.40.60*	
No provision.	Permits the Director of ODJFS to adopt rules that establish a different system for the payment of publicly funded child care.	No provision.
No provision.	Eliminates the requirement that county departments of job and family services specify the maximum number of days providers of publicly funded child care will be provided certificates of payment for days the provider would have provided publicly funded child care had the child been present.	No provision.
No provision.	Eliminates the requirement that county departments of job and family services automatically review the fee paid by a caretaker parent for publicly funded child-care every six months, and instead requires county departments of job and family services to adjust the fee if the parent reports changes in income, family size, or both.	No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Minimal decrease in county administrative costs to review fees.	

633 JFS - 53 Early Learning Initiative

Section: ***309.40.60***

Information on the Early Learning Initiative is located in the Department of Education section under the subject heading titled "Early Childhood."		

Child Support Enforcement

634 JFS - 50 Office of Child Support Requests for Medical Insurance Information

R.C. ***3119.371***	**R.C.** ***3119.371***	**R.C.** ***3119.371***
Defines "health insurance provider," for the purposes of this provision, as (1) a person authorized to engage in the business of sickness and accident insurance, (2) a person or government entity providing coverage for medical services or items to individuals on a self-insurance basis, (3) a health insuring corporation, (4) a group health plan, (5) any organization, business, or association described in 42 U.S.C. 1396a(a)(25), or (6) a managed care organization.	Same as the Executive.	Same as the Executive.
Defines "information," for the purposes of this provision, as (1) an individual's name, address, date of birth, and Social Security number, (2) the group or plan number or other identifier assigned by a health insurance provider to a policy held by an individual or a plan in which the individual participates and the nature of the coverage, and (3) any other data specified by the ODJFS Director in rule.	Same as the Executive.	Same as the Executive.
Requires health insurance providers to send information to the Office of Child Support in ODJFS identifying policy holders and policy information upon request.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Potential savings for ODJFS as this provision enables the Office of Ohio Health Plans to share certain information it receives with the Office of Child Support.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
635 JFS - 106 Issuance of Income Withholding Notices		
		R.C. *3121.03, 3121.035*
No provision.	No provision.	Authorizes a court or child support enforcement agency to issue a child support withholding or deduction notice to required persons by secure electronic format instead of regular mail.
		Fiscal effect: Potential savings to ODJFS.
636 JFS - 48 Mandatory Electronic Remittance of Child Support by Certain Payors		
R.C. *3121.19, 3121.037, 3121.0311, and 3121.20*	**R.C. *3121.19, 3121.037, 3121.0311, and 3121.20***	**R.C. *3121.19, 3121.037, 3121.0311, and 3121.20***
Requires payors who submit combined child support payments to provide the individual case numbers from the income withholding or deduction notice. Requires employers with more than 50 employees to send child support by electronic means.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential savings to ODJFS to receive child support payments electronically.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
637 JFS - 49 Waiver and Compromise of Assigned Child Support Arrearages		
R.C. *3125.25*	**R.C. *3125.25***	**R.C. *3125.25***
Requires the ODJFS Director to adopt rules for the compromise and waiver of child support arrearages owed to the state and federal governments, consistent with the federal Title IV-D program.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: ODJFS may experience additional administrative costs associated with the adoption of rules.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Child Welfare and Adoption

638 JFS - 55 Alternative Response

Section: ***309.40.40***	**Section:** ***309.45.10***	**Section:** ***309.45.10***
Requires ODJFS to implement, oversee, and evaluate an 18-month pilot program based on the "Alternative Response" approach to reports of child abuse, neglect, and dependency. Requires the pilot program to be implemented in not more than ten counties selected by ODJFS that agree to participate in the program.	Same as the Executive.	Same as the Executive.
Requires ODJFS to assure that the Alternative Response pilot program is independently evaluated with respect to outcomes for children and families, costs, worker satisfaction, and any other criteria determined by ODJFS to be useful in the consideration of the statewide implementation of Alternative Response.	Same as the Executive.	Same as the Executive.
Allows ODJFS to expand the Alternative Response approach statewide at any point during, or at the conclusion of the pilot period and requires ODJFS to seek statutory framework for the Alternative Response approach to child protection if the independent evaluation recommends statewide implementation.	Replaces the Executive provision with a provision that allows ODJFS to expand the Alternative Response approach statewide through a schedule determined by ODJFS if the independent evaluation of the pilot program recommends statewide implementation.	Same as the House.
No provision.	Permits ODJFS to adopt rules as if they were internal management rules, as necessary to carry out the purposes of the Alternative Response Pilot Program.	Same as the House.
No provision.	No provision.	Requires ODJFS to adopt rules through JCARR prior to statewide implementation of the Alternative Response approach.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: ODJFS began implementation of the Alternative Response Pilot Program in July 2008. In the FY 2010-FY 2011 biennium, ODJFS will experience costs associated with contracting for an independent evaluation.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive, but with additional minimal costs to adopt rules prior to statewide implementation.**
639 JFS - 98 Independent Living Services		
	Section: *309.45.15*	**Section: *309.45.15***
No provision.	Earmarks $1,500,000 in each fiscal year of GRF appropriation item 600523, Children and Family Services, for independent living services to foster youth and former foster youth between 16 and 21 years of age.	Same as the House.
640 JFS - 123 Adoption Assistance Loan		
		Section: *309.45.25*
No provision.	No provision.	Allows ODJFS to use up to 10% of appropriation item 600634, Adoption Assistance Loan, for administration of loans to prospective adoptive parents.
Title IV-A Temporary Assistance for Needy Families		
641 JFS - 18 Fraudulent Assistance		
R.C. *5101.83*	**R.C. *5101.83***	
Ends a prohibition against an assistance group's participation in the Prevention, Retention, and Contingency program until a member repays the cost of fraudulent assistance that a county director of job and family services determines the assistance group received.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Provides that the prohibition applies only to fraudulent cash assistance received under the Ohio Works First program rather than any fraudulent assistance or services received under that program.	Same as the Executive.	No provision.
Fiscal effect: Potential minimal increase in TANF expenditures from county allocations, as these individuals could potentially receive PRC services that under current law, they are otherwise ineligible to receive.	**Fiscal effect: Same as the Executive.**	

642 JFS - 4 Felony Drug Conviction Not a Bar to TANF Program

R.C. ***5101.84***	**R.C.** ***5101.84***	
Provides that an individual is not to be denied aid under any TANF program (rather than just the Ohio Works First or Prevention, Retention, and Contingency programs) on the basis of having been convicted of a felony offense that has as an element the possession, use, or distribution of a controlled substance.	Same as the Executive.	No provision.
Fiscal effect: This provision would allow such individuals to be eligible for other programs supervised by ODJFS that are funded with TANF funds. This may include publicly funded child care, as well as other TANF-funded programs that ODJFS may establish. This could result in a minimal increase in TANF expenditures.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
643 JFS - 1 Ohio Works First Sanctions		
R.C. ***5107.16, 5107.05, 5107.17, 5111.01***	**R.C.** ***5107.16, 5107.05, 5107.17, 5111.01***	**R.C.** ***5107.16, 5107.05, 5107.17, 5111.01***
Reenacts prior law that provides for a sanction under the Ohio Works First Program to continue for the longer of one to six months (depending on the number of previous sanctions) and the date the failure or refusal to comply with a self-sufficiency contract ceases.	Same as the Executive.	Same as the Executive.
Requires ODJFS to provide an Ohio Works First assistance group member, who causes a sanction, a compliance form the member may complete to indicate willingness to come into full compliance with a provision of a self-sufficiency contract.	Same as the Executive.	Same as the Executive.
Provides that an Ohio Works First member's failure or refusal to comply in full with a provision of a self-sufficiency contract is deemed to have ceased on the date a county department of job and family services receives the compliance form from the member if the compliance form is completed and provided to the county department in the manner specified in ODJFS's rules.	Same as the Executive.	Same as the Executive.
Provides that an Ohio Works First assistance group must reapply to participate in Ohio Works First before resuming participation following a sanction if a county department does not receive the compliance form within a period of time specified in ODJFS rules.	Same as the Executive.	Same as the Executive.
Fiscal effect: This provision will standardize sanctions across all counties.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
644 JFS - 88 Economic and Community Development Institute		
	Section: ***309.40.35***	
No provision.	Earmarks $325,000 of GRF appropriation item 600410, TANF State, in each fiscal year for the Economic and Community Development Institute.	No provision.
645 JFS - 31 Child Support Collections/TANF MOE		
Section: ***309.40.50***	**Section:** ***309.40.50***	**Section:** ***309.40.50***
Requires that GSF Fund 4A80 appropriation item 600658, Child Support Collections, be used by ODJFS to meet the TANF maintenance of effort (MOE) requirements.	Same as the Executive.	Same as the Executive.
Specifies that once the state is assured that it will meet the MOE requirements, ODJFS may use the funds from the appropriation item to support public assistance activities.	Same as the Executive.	Same as the Executive.
Fiscal effect: Persons receiving child support and OWF cash assistance are required to assign ODJFS to receive their child support payments to cover part of their cash assistance benefits. These funds are deposited into GSF Fund 4A80 and expended through appropriation item 600658. ODJFS plans to use $23 million in each fiscal year to meet the state's TANF MOE requirements.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
Medicaid		
646 JFS - 7 Inflation Adjustments Used in ICF/MR Rates		
R.C. ***5111.23, 5111.235, 5111.241, 5111.251***		
Removes from statute specific inflation measuring systems used in determining the Medicaid rates for the direct, indirect, capital, and other protected costs of ICFs/MR and provides instead for the ODJFS Director to specify in rules the inflation measuring systems or inflation factors to be used in those cases.	No provision.	No provision.
Removes from statute a requirement that the difference between the actual and estimated inflation rate used in determining the Medicaid rates for an ICF/MR for a fiscal year be added to or subtracted from the inflation rate estimated for the following fiscal year.	No provision.	No provision.
Fiscal effect: The fiscal impact on the state will depend on the inflation measuring systems for nursing facilities and ICFs/MR that ODJFS is to specify in rules and the difference between the actual and estimated inflation rate.		

Executive	As Passed by the House	As Passed by the Senate
647 JFS - 20 Disqualifying Offenses -- Medicaid Providers and Home and Community Waiver Services Providers		
R.C. ***109.572, 5111.032, 5111.033, 5111.034***	**R.C.** ***109.572, 109.572, 5111.032, 5111.033, 5111.034***	**R.C.** ***109.572, 109.572, 5111.032, 5111.033, 5111.034***
Adds to the offenses that disqualify a person from being a Medicaid provider or employed by a Medicaid provider, applies the same disqualifying offenses to a provider of home and community-based waiver services and any of its employees, and includes the following among the additional disqualifying offenses: cruelty to animals, permitting child abuse, menacing, arson, and a violation of any municipal ordinance that is substantially equivalent to the new or existing disqualifying offenses.	Same as the Executive.	Same as the Executive.
No provision.	Specifies that the date a person was convicted of, entered a guilty plea for, or was found eligible for intervention in lieu of conviction for an offense that disqualifies the person from being a Medicaid provider, provider of home and community-based services, or an employee of such providers is irrelevant for purposes of determining the person's eligibility to be a provider or employee.	Same as the House.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
648 JFS - 9 Nursing Home Franchise Permit Fee		
R.C. ***3721.51, 3721.56***	**R.C.** ***3721.51, 3721.50, 3721.511, 3721.512, 3721.513, 3721.53, 3721.55, 3721.56***	**R.C.** ***3721.51, 3721.50, 3721.511, 3721.512, 3721.513, 3721.53, 3721.55, 3721.56***
Increases the franchise permit fee on nursing home beds and hospitals' long-term care beds from $6.25 per day to $11.00 per day.	Same as the Executive.	Replaces the Executive provision with a provision that changes the amount of the franchise permit fee to an amount determined by a formula rather than an express dollar amount. In addition, increases the franchise permit fee on nursing home beds and hospitals' long-term care beds from $11.00 per day to $11.70 per day.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Requires ODJFS to seek a federal waiver to (1) reduce the nursing home franchise permit fee to zero dollars for each nursing home that is exempt from state and federal taxation, does not participate in Medicaid or Medicare, and provides services for the life of each resident without regard to the resident's ability to secure payment for the services and (2) reduce, for each nursing facility with more than 200 Medicaid-certified beds, the franchise permit fee for a number of the facility's beds specified by ODJFS to the amount necessary to obtain approval of the waiver.	Same as the House, but requires ODJFS to include in the federal waiver request a provision to reduce the franchise permit fee to zero for nursing homes that have an affiliation agreement with a university for education and research related to Alzheimer's disease and meet certain other requirements.
No provision.	Permits ODJFS to increase uniformly the franchise permit fee for each nursing home and hospital not qualifying for a reduction to an amount that will have the franchise permit fee raise an amount of money that does not exceed the amount that would be raised if not for the waiver.	Same as the House.
Revises how the money generated by the franchise permit fee is to be deposited into certain funds by providing for SSR Fund 4J50, Home and Community-Based Services for the Aged, to receive 9.09% of the money and for SSR Fund 5R20, Nursing Facility Stabilization, to receive 90.91%.	Same as the Executive.	Same as the Executive, but provides for SSR Fund 4J50, Home and Community-Based Services for the Aged, to receive 8.55% of the money and for SSR Fund 5R20, Nursing Facility Stabilization, to receive 91.45%.
Fiscal effect: The executive estimates the increase in the fee will generate $122.2 million in FY 2010 and $162.9 million in FY 2011.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: The increase in the fee will generate $18.0 million in FY 2010 and $24.0 million in FY 2011.**

649 JFS - 62 Medicaid Managed Care Prompt Payment

R.C. ***3901.3814, 3901.38, 3901.383, 3901.3815, Repealed: R.C. 5111.178***

No provision.	Applies Ohio's prompt payment law (which establishes timeframes for paying health insurance claims) to Medicaid managed care organizations.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Repeals a provision requiring the ODJFS Director to determine whether a waiver of federal Medicaid requirements is necessary in order to apply the prompt payment law to Medicaid managed care organizations. **Fiscal effect: Potential increase in expenditures for the Department of Insurance to monitor compliance with prompt pay requirements.**	No provision.

650 JFS - 14 Third Party Liability - Prior Authorization

R.C. ***5101.573***	**R.C.** ***5101.573***	**R.C.** ***5101.573***
Requires a third party against which ODJFS has a right of recovery for payment of a medical item or service provided to a Medicaid recipient to do the following: (1) consider ODJFS's payment to be the equivalent of the recipient having obtained prior authorization for the item or service from the third party and (2) not deny a claim solely on the basis of the Medicaid recipient's failure to obtain prior authorization from the third party.	Same as the Executive.	Same as the Executive.
Fiscal effect: By enhancing the state's ability to recover payments from liable third parties for certain claims, the state may realize cost savings in the Medicaid Program.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

651 JFS - 107 Medicaid Coverage of Optional Groups and Services

		R.C. ***5111.01, 5111.0211***
No provision.	No provision.	Prohibits the Medicaid Program from covering a group of persons or a service designated by federal law as a group or service that a state, at its option, may cover under its Medicaid Program unless the Medicaid Program covers the group or service on the effective date of this provision of the bill or Ohio law enacted after that date expressly authorizes the Medicaid Program to cover the group or service.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: None.
652 JFS - 87 Annual Medicaid Eligibility Redeterminations for Parents		
	R.C. *5111.0121, 5111.0120*	**R.C. *5111.0121, 5111.0120***
No provision.	Provides that a parent who qualifies for Medicaid due to family income not exceeding 90% of the federal poverty guidelines is not required to undergo an eligibility redetermination for Medicaid more often than once every 12 months unless there are reasonable grounds to believe that circumstances have changed that may affect the parent's eligibility.	Same as the House, but instead of statewide implementation, permits a county department of job and family services to implement the policy subject to the state receiving any needed federal Medicaid waiver.
	Fiscal effect: None.	**Fiscal effect: Same as the House.**
653 JFS - 114 Prior Authorization for High-Technology Radiological Services		
		R.C. *5111.0210*
No provision.	No provision.	Prohibits ODJFS and Medicaid managed care organizations from reimbursing a provider for providing a high-technology radiological service to a Medicaid recipient unless the service is prior authorized in accordance with rules.
No provision.	No provision.	Provides that the prior authorization requirement does not apply if the high-technology radiological service is needed due to a documented, medical emergency or used as part of mammography screening or cytological screening covered by Medicaid.
		Fiscal effect: Potential savings to the Medicaid Program for not reimbursing a provider for providing a high-technology radiological service without prior authorization.

Executive	As Passed by the House	As Passed by the Senate
654 JFS - 126 Funding of Medicaid-Covered Community Behavioral Health Services		
		R.C. ***5111.023, 5111.912, 5111.913***
No provision.	No provision.	Provides that a community behavioral health board is (1) required to use state funds provided to the board for the purpose of funding community behavioral health services to pay a provider for services under a Medicaid component ODMH or ODADAS administers and (2) permitted to use money raised by a county tax levy to make the payment if using the money for that purpose is consistent with the purpose for which the tax was levied.
No provision.	No provision.	Provides that the comprehensive annual plan is permitted, rather than required, to certify the availability of unencumbered community mental health local funds to match Medicaid reimbursement funds earned by community mental health facilities. **Fiscal effect: If local boards choose to no longer use local levy dollars for Medicaid community behaviorial health services or pass sepcific non-Medicaid levies, then there may be an increase in costs to the state to pay the nonfederal share of Medicaid community behavioral health services currently paid for with local levy dollars.**

	Executive	As Passed by the House	As Passed by the Senate
655	**JFS - 67** **Time-Limited Medicaid Provider Agreements**		
		R.C. ***5111.028***	**R.C.** ***5111.028***
	No provision.	Modifies the law regarding time-limited Medicaid provider agreements by (1) extending the phase-in period to January 1, 2015 (from January 1, 2011), (2) extending the duration of time-limited agreements to seven years (from three), and (3) exempting hospitals from the requirement that provider agreements be time-limited.	Same as the House.
		Fiscal effect: May reduce ODJFS administrative costs.	**Fiscal effect: Same as the House.**
656	**JFS - 101** **Surety Bond for Medicaid Providers**		
			R.C. ***5111.035***
	No provision.	No provision.	Requires each Medicaid provider selected by ODJFS to give a surety bond against the risk of fraud, and requires ODJFS to apply the bond requirement to each Medicaid provider investigated for any criminal offense of fraud.
			Fiscal effect: A surety bond would reimburse the state for Medicaid ependitures made due to fraud.

Executive	As Passed by the House	As Passed by the Senate
657 JFS - 8 Administrative Actions Relative to Medicaid Provider Agreements		
R.C. *5111.06*	**R.C. *5111.06***	**R.C. *5111.06***
Provides that ODJFS is not required to issue an order pursuant to an adjudication conducted in accordance with the Administrative Procedure Act when (1) denying, terminating, or not renewing a Medicaid provider agreement because a provider's owner, officer, authorized agent, associate, manager, or employee has been convicted of an offense that caused the provider agreement to be suspended, (2) terminating or not renewing a Medicaid provider agreement because the provider has not billed or otherwise submitted a Medicaid claim to ODJFS for at least two years, regardless of whether ODJFS has determined that the provider has moved from the address on record with ODJFS without leaving an active forwarding address, or (3) denying, terminating, or not renewing a Medicaid provider agreement because the provider fails to provide to ODJFS the National Provider Identifier assigned to the provider.	Same as the Executive, but when action is taken against a provider for failing to give its National Provider Identifier to ODJFS, requires ODJFS to send a notice by certified mail rather than regular mail.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Potential increase in mailing costs.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
658 JFS - 130 Special Dispensing Fee and Reimbursement Rate for Certain 340B Drugs		
		R.C. ***5111.071, 5111.085***
No provision.	No provision.	Requires the ODJFS Director to pay a dispensing fee of $12 to a Medicaid pharmacist-provider (rather than the dispensing fee established by the ODJFS Director on a biennial basis (currently $3.70)) if (1) the prescription was filled for a Medicaid recipient who received the prescription while being treated by a licensed health care professional who is an employee or agent of, or volunteer for, an organization that participates in the federal 340B Drug Pricing Program, and (2) the per unit price that the organization paid to acquire the drug from the drug's manufacturer is $20 or more.
No provision.	No provision.	Requires the ODJFS Director to reimburse a pharmacy for each prescription filled under the conditions described above an amount that equals the product of (1) the per unit price the 340B participating organization paid to acquire the drug from the manufacturer, and (2) the total number of units of the drug dispensed. **Fiscal effect: Potential cost savings from paying organizations that participate in the federal 340B Drug Pricing Program a reduced payment for prescription drugs (partially offset by increase in the dispensing fee) based on their relatively lower costs of acquiring prescription drugs through the 340B Program (generally 25%-30% lower than Medicaid). Increase in administrative costs associated with developing a method for processing and adjudicated claims from these organizations according to the specified criteria.**

Executive	As Passed by the House	As Passed by the Senate
659 JFS - 17 Medicaid E-Prescribing System		
R.C. *5111.083*	**R.C. *5111.083***	**R.C. *5111.083***
Repeals law that expressly permits the ODJFS Director to establish an e-prescribing system for the Medicaid Program.	Same as the Executive.	Replaces the Executive provision with a provision that requires the ODJFS Director to establish the e-prescribing system.
Fiscal effect: This provision removes the requirement for e-prescribing from the law. However, beginning March 2009, ODJFS will begin offering, on a voluntary basis, e-prescribing to all Medicaid providers who prescribe or dispense prescription medications within the traditional fee-for-service Medicaid system.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: By making e-prescribing mandatory the state could experience additional savings in the millions of dollars.**
660 JFS - 102 Pharmacy and Therapeutics Committee		
		R.C. *5111.084*
No provision.	No provision.	Requires ODJFS's existing Pharmacy and Therapeutics Committee to assist ODJFS with developing and maintaining a preferred drug list for the Medicaid Program.
No provision.	No provision.	Modifies the administration and membership of the Committee.
No provision.	No provision.	Requires ODJFS to post Committee guidelines, agendas, and recommendations, and any determinations made by the ODJFS Director, on the ODJFS web site.
		Fiscal effect: The Departments may realize a minimal increase in administrative costs.

	Executive	As Passed by the House	As Passed by the Senate
661	**JFS - 103** **Medicaid Fraud, Waste, and Abuse Report**		
			R.C. ***5111.092***
	No provision.	No provision.	Requires ODJFS to prepare an annual Medicaid fraud, waste, and abuse report in collaboration with fraud and investigative personnel from the Attorney General's office, State Auditor's office, and other state and local agencies that administer Medicaid services. **Fiscal effect: The agencies will incur a minimal increase in administrative costs to produce the report.**
662	**JFS - 112** **Local Reports on Medicaid Expenditures**		
			R.C. ***5111.093***
	No provision.	No provision.	Requires local agencies administering parts of the Medicaid program to report annually to ODJFS and the Office of Budget and Management regarding Medicaid expenditures. **Fiscal effect: Increases reporting costs for local agencies.**
663	**JFS - 110** **Medicaid Disease Management Program**		
			R.C. ***5111.141***
	No provision.	No provision.	Requires ODJFS to establish a disease management program for Medicaid recipients, other than Medicaid recipients participating in the Medicaid managed care program, and permits ODJFS to implement the disease management program as part of the bill's alternative care management program.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: May result in an increase or decrease in Medicaid costs depending on the design of the disease management program.
664 JFS - 111 Medicaid Case Management Program		
		R.C. *5111.142*
No provision.	No provision.	Requires ODJFS to (1) conduct a review of case management services provided under the fee-for-service component of the Medicaid Program and (2) designate individuals who are ineligible to participate in the Medicaid managed care program as participants in an alternative care management model included in the bill's alternative care management program. **Fiscal effect: May result in an increase or decrease in Medicaid costs depending on the design of the case management program.**

Executive	As Passed by the House	As Passed by the Senate
665 JFS - 19 Medicaid Managed Care Reimbursement Rate for Noncontracting Hospitals		
R.C. ***5111.162***		
Revises the requirement that a hospital not under contract with a Medicaid managed care organization (MCO) provide services to Medicaid recipients enrolled in the MCO and accept from the MCO, as payment in full, the amount that would have been paid under the Medicaid fee-for-service system by: (1) requiring that medically necessary services be provided whenever authorized by the MCO, rather than only on referral, (2) extending the fee-for-service reimbursement rate to other types of noncontracting providers in a hospital system, including physicians, and (3) eliminating the exemption that applies to any hospital that had a contract with at least one MCO before January 1, 2006, and has retained one such contract. **Fiscal effect: Indirect. The state pays MCO's a monthly capitated rate for the provision of services for Medicaid recipients. This provision governs the payments by MCO's to hospital systems. Any change in payments may, or may not, impact future capitation rates paid by the state to MCO's. The Executive budget assumes savings of $35.1 million in FY 2010 and $110.5 million in FY 2011 ($9.5 million state share in FY 2010 and $34.9 million in FY 2011).**	No provision.	No provision.

Executive	As Passed by the House	As Passed by the Senate
666 JFS - 104 Medicaid Alternative Care Management Program		
		R.C. *5111.165, 5111.16*
No provision.	No provision.	Requires ODJFS to implement an Alternative Care Management Program and provides that the program is separate from the existing Medicaid Care Management System.
No provision.	No provision.	Requires ODJFS to evaluate the effectiveness of each model created under the Alternative Care Management Program and to maintain certain statistics on each model.
		Fiscal effect: May result in an increase or decrease in Medicaid costs depending on the design of the Medicaid Care management system. The Departments may realize a minimal increase in administrative costs for evaluating the effectiveness of the system.
667 JFS - 15 Medicaid Health Insuring Corporation Franchise Permit Fee		
R.C. *5111.176*	**R.C. *5111.176***	**R.C. *5111.176***
Terminates the assessment of a franchise permit fee on Medicaid health insuring corporations after the third quarter of calendar year 2009.	Same as the Executive.	Same as the Executive.
Fiscal effect: The executive estimates the state will lose $520 million in revenue annually.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
668 JFS - 118 Future Nursing Facility Medicaid Rate Adjustments		
		R.C. *5111.222*
No provision.	No provision.	Requires ODJFS, beginning in FY 2013, to adjust nursing facilities' total Medicaid rates annually by the market basket index used in calculating skilled nursing facilities' Medicare rates. **Fiscal effect: Increases future Medicaid costs based on the market basket index.**
669 JFS - 116 Inflation Adjustments Used in Nursing Facility Rates		
R.C. *5111.231, 5111.24*		**R.C. *5111.231, 5111.24***
Removes from statute specific indexes used to measure inflation for purposes of determining the Medicaid rates for nursing facilities' direct care and ancillary and support costs and provides instead for the ODJFS Director to specify in rules the inflation measuring systems or inflation factors to be used in those cases.	Same as the Executive.	Replaces the Executive provision with a provision that requires that successor indexes published by the United States Bureau of Labor Statistics be used if the indexes specified by current law cease to be published. **Fiscal effect: Increases future Medicaid costs based on inflation.**
670 JFS - 117 Adjustments to Direct Care and Ancillary and Support Rates		
		R.C. *5111.231, 5111.24*
No provision.	No provision.	Revises the law governing nursing facilities' Medicaid rates for direct care costs by (1) using the nursing facility in each peer group that is at the median, rather than the 25th percentile, of the cost per case-mix unit in a certain calculation and (2) changing the percentage used in that calculation.

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	Revises the law governing nursing facilities' Medicaid rates for ancillary and support costs by changing, beginning with FY year 2012, (1) the percentile used in determining which nursing facility in each peer group is to be used in a certain calculation and (2) the percentage used in that calculation.
No provision.	No provision.	Requires ODJFS to use various factors from calendar year 2003 in determining nursing facilities' rates for direct care and ancillary and support costs until FY 2015 rates are calculated.
		Fiscal effect: The provisions "FY 2010 Medicaid Reimbursement Rate for Nursing Facilities", "FY 2011 Medicaid Reimbursement Rate for Nursing Facilities", and "Adjustments to Direct Care and Ancillary and Support Rates" will increase Medicaid costs by an estimated $67.2 million in FY 2010 and $76.1 million in FY 2011 ($18.0 million state share in FY 2010 and $24.0 million in FY 2011).

671 JFS - 2 Deadline for Nursing Facility to Submit Corrections

R.C. ***5111.232***	**R.C.** ***5111.232***	**R.C.** ***5111.232***
Revises the deadline for a nursing facility to submit corrections to assessment information by providing that ODJFS may not assign a quarterly average case-mix score due to late submission of the corrections unless the nursing facility fails to submit the corrections before the earlier of (1) the 46th (rather than 81st) day after the end of the calendar quarter to which the information pertains or (2) the deadline established by federal Medicare and Medicaid regulations.	Same as the Executive.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
672 JFS - 122 ICF/MR Off-Site Day Programming		
		R.C. *5111.233*
No provision.	No provision.	Requires, for purpose of Medicaid reimbursement, that the costs of day programming be part of the direct care costs of an ICF/MR as off-site day programming if the area in which the day programming is provided is not certified as an ICF/MR and regardless of whether (1) the area in which the day programming is provided is less than 200 feet away from the ICF/MR or (2) the provider of the day programming is a related party to the ICF/MR. **Fiscal effect: Potential increase in Medicaid costs for ICFs/MR that would now qualify for reimbursement.**
673 JFS - 92 Medicaid Coverage of Oxygen Services to ICF/MR Residents		
	R.C. *5111.236*	**R.C. *5111.236***
No provision.	Requires the Medicaid Program to cover oxygen services provided by a medical supplier to a medically fragile child residing in an intermediate care facility for the mentally retarded regardless of certain circumstances.	Same as the House.
No provision.	Earmarks $30,000 in each fiscal year from GRF appropriation item 600525, Health Care/Medicaid, to reimburse medical suppliers of oxygen services to ICF/MR residents. **Fiscal effect: ODJFS projects a cost of $297,528 per year. This is based on the assumption that about half of the 328 children who are currently served in ICFs/MR might be eligible under this provision.**	Same as the House. **Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
674 JFS - 77 Nursing Facilities' Medicaid Rates for Capital Costs		
	R.C. *5111.25, 5111.222*	**R.C. *5111.25, 5111.222***
No provision.	Provides that a nursing facility's Medicaid rate for capital costs cannot be less than the sum of (1) the capital costs portion of its FY 2005 rate or, if it did not have a FY 2005 Medicaid rate, its initial Medicaid rate for capital costs and (2) any capital compensation per diem for which it qualified during the first three quarters of FY 2008.	Same as the House.
	Fiscal effect: The provisions "FY 2010 Medicaid Reimbursement Rate for Nursing Facilities", "FY 2011 Medicaid Reimbursement Rate for Nursing Facilities", and "Nursing Facilities' Medcaid Rates for Capital Costs" will increase Medicaid costs by an estimated $56.4 million or more in FY 2010 and $177.3 million or more in FY 2011 ($15.6 million state share in FY 2010 and $57.0 million in FY 2011).	**Fiscal effect: Same as the House.**
675 JFS - 3 Limits on Costs of Outside ICF/MR Resident Meals		
R.C. *5111.261*	**R.C. *5111.261***	**R.C. *5111.261***
Eliminates ODJFS's authorization to place limits on the costs for resident meals prepared and consumed outside an ICF/MR when determining whether an ICF/MR's direct care and indirect care costs are allowable.	Same as the Executive.	Same as the Executive.
Fiscal effect: Removing ODJFS' authorization to place limits on certain costs could increase state Medicaid costs for ICFs/MR. A portion of the increased costs may be reimbursed by the federal government.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
676 JFS - 124 Collection of Long-Term Care Facilities' Medicaid Debts		
		R.C. ***5111.65, 5111.68, 5111.681, 5111.685, 5111.686, 5111.689***
No provision.	No provision.	Revises the law governing the collection of a long-term care facility's Medicaid debts when the facility undergoes a change of operator, closes, or ceases to participate in Medicaid, including by (1) permitting rather than requiring ODJFS to withhold an amount from a Medicaid payment to a facility, (2) providing for a withholding to equal the total amount specified in a notice regarding the facility's estimated Medicaid debts rather than the greater of (a) the total amount of the facility's actual and potential Medicaid debts and (b) an amount equal to the average amount of monthly Medicaid payments to the facility for a 12-month period, (3) prohibiting ODJFS from making the withholding if an entering operator or qualified affiliated operator assumes liability for the entire amount of the facility's estimated Medicaid debts, (4) requiring ODJFS to reduce the amount to be withheld if an entering operator or qualified affiliated operator assumes liability for the portion of the facility's estimated Medicaid debts that represents the nursing home or ICF/MR franchise permit fee, (5) reducing from 90 to 60 the number of days ODJFS has to determine a facility's actual Medicaid debts following the date the facility files a cost report or ODJFS waives the cost report, (6) establishing a process for a facility or qualified affiliated operator to request an informal settlement conference regarding ODJFS's determination of the facility's actual Medicaid debts, (7) permitting a qualified affiliated operator who executes a successor liability agreement (in addition to the exiting operator) to request an adjudication under the Administrative Procedure Act regarding ODJFS's determination of the facility's actual Medicaid debts and

Executive	As Passed by the House	As Passed by the Senate
		providing that any part of ODJFS's determination is subject to the adjudication, and (8) revising the timeframes for ODJFS to release a withholding. **Fiscal effect: May reduce debt revenue.**

677 JFS - 12 Funds Withheld During Medicaid Debt Collection Process

R.C. *5111.688, 5111.65, 5111.651, 5111.689, 5111.874, 5111.875*	R.C. *5111.688, 5111.65, 5111.651, 5111.689, 5111.874, 5111.875*	R.C. *5111.688, 5111.65, 5111.651, 5111.689, 5111.874, 5111.875*
Establishes GSF Fund 5FX0, Exiting Operator Fund.	No provision.	No provision.
Provides for money withheld from a nursing facility or ICF/MR undergoing a change of operator, facility closure, voluntary termination, or voluntary withdrawal of participation for purposes of collecting debts the facility owes the Medicaid Program to be temporarily deposited in the Exiting Operator Fund.	Same as the Executive, but provides for such money to be temporarily deposited into the existing Medicaid Payment Withholding Fund.	Same as the House.
Fiscal effect: None. This provision allows ODJFS to maintain a distinct fund for Medicaid nursing facility or ICF/MR provider payment withholding. It is an accounting change and thus has no fiscal impact on the state.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
678 JFS - 16 Home First Rules for Home and Community-Based Services		
R.C. ***5111.85, 5111.705, 5111.851***	**R.C.** ***5111.85, 5111.705, 5111.851***	**R.C.** ***5111.85, 5111.705, 5111.851***
Permits the ODJFS Director to adopt rules establishing procedures for (1) identifying individuals who are eligible and on a waiting list for a Medicaid waiver program that provides home and community-based services; are receiving inpatient hospital services or residing in an ICF/MR or nursing facility; and choose to be enrolled in the waiver program and (2) approving such individuals' enrollment in the waiver program.	Same as the Executive.	Same as the Executive.
Fiscal effect: The provision may result in a savings to the Medicaid Program to the extent to which individuals admitting to nursing facilities or ICFs/MR enroll in Home First, which is less expensive. However, the savings to Medicaid would depend on the number of individuals leaving nursing facilities or ICFs/MR and the individual's needs, which cannot be estimated at this time.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
679 JFS - 13 Home Care Attendant Services		
R.C. ***5111.88, 5111.881 - 5111.889, 5111.8810, 5111.8811***	**R.C.** ***5111.88, 5111.881 - 5111.889, 5111.8810, 5111.8811***	**R.C.** ***5111.88, 5111.881 - 5111.889, 5111.8810, 5111.8811***
Permits the ODJFS Director to seek federal approval to have the Ohio Home Care Medicaid waiver program and the Ohio Transitions II Aging Carve-Out Medicaid waiver program cover home care attendant services.	Same as the Executive.	Same as the Executive.
Establishes requirements an individual must meet to be able to provide home care attendant services under either of the Medicaid waiver programs.	Same as the Executive.	Same as the Executive.
Places limits on a health care attendant's authority to assist a consumer with nursing tasks and self-administration of medication.	Same as the Executive, but extends to any medication, not just a controlled substance, the restriction that a home care attendant provide assistance to a consumer with self-	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	administration of medication only when it is administered orally, topically, or via a gastrostomy or jejunostomy tube.	
Establishes requirements a home care attendant must follow when providing home care attendant services.	Same as the Executive, but provides that a home care attendant may count a medication in the presence of a consumer or consumer's authorized representative, rather than just the consumer, when the medication is administered to the consumer and may perform the monthly recount of the medication in the presence of the consumer or consumer's authorized representative, rather than just the consumer.	Same as the House.
Fiscal effect: This provision may result in savings to the Medicaid Program if the services that are to be provided by health care attendants are less expensive than those currently provided.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
680 JFS - 68 Assisted Living Program		
	R.C. *5111.89, 5111.891*	**R.C. *5111.89, 5111.891***
No provision.	Provides that the Assisted Living Program is hereby created rather than permitting the ODJFS Director to seek federal approval to implement the program.	Same as the House.
No provision.	Eliminates the statutory limit (1,800) on the number of individuals who may participate in the program, but specifies that enrollment may not exceed any limit set by the federal government when it approves the program.	Same as the House.
	Fiscal effect: The provision could result in an increase in expenses for the Assisted Living Program due to the elimination of the current state limit of 1,800 slots. The increase would be dependent upon the number of slots approved by the federal government.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
681 JFS - 22 ICF/MR Franchise Permit Fee		
R.C. ***5112.30, 5112.31, 5112.37, 5112.371, 5112.372***	**R.C.** ***5112.30, 5112.31, 5112.37, 5112.371, 5112.372***	**R.C.** ***5112.30, 5112.31, 5112.37, 5112.371, 5112.372***
Subjects ICFs/MR that ODMR/DD operates (i.e., developmental centers) to the ICF/MR franchise permit fee.	Same as the Executive.	Same as the Executive.
Increases the franchise permit fee on ICF/MR beds to $14.25 per day from $11.98.	Same as the Executive.	Same as the Executive.
Provides for the money raised by the ICF/MR franchise permit fee to be deposited as follows: (1) 74.89% in FY 2010 and 70.67% in FY 2011 and thereafter into the Mentally Retarded and Developmentally Disabled Fund; (2) 3.78% in FY 2010 and 3.57% in FY 2011 and thereafter into SSR Fund 5CT0, Children With Intensive Behavioral Needs Programs; and (3) 21.33% in FY 2010 and 25.76% in FY 2011 and thereafter into a new fund created in the state treasury called the ODMR/DD Operating and Services Fund.	Same as the Executive.	Same as the Executive.
Provides for money in the ODMR/DD Operating and Services Fund to be used for expenses of the programs that ODMR/DD administers and ODMR/DD's administrative expenses.	Same as the Executive.	Same as the Executive.
Fiscal effect: Increasing the ICF/MR franchise permit fee from $11.98 to $14.25 per day per bed as well as subjecting developmental centers to the fee will generate several million dollars in additional revenue for the Medicaid Program each year.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

	Executive	As Passed by the House	As Passed by the Senate
682	**JFS - 108** **Medicaid Managed Long-Term Care Report**		
			Section: ***209.45***
	No provision.	No provision.	Requires the ODJFS Director and Director of Aging to issue a report on the feasibility of including in the Medicaid managed care program certain aged, blind, and disabled Medicaid recipients who are excluded by current law from the program. **Fiscal effect: ODJFS and the Department of Aging will incur an increase in administrative costs to produce the report.**
683	**JFS - 132** **Medicaid Provider Audits**		
			Section: ***309.30.03***
	No provision.	No provision.	Requires that $1.4 million in each fiscal year of line item 600417, Medicaid Provider Audits, is to be used by the Auditor of State, in consultation with the Department of Job and Family Services, to perform audits of providers of Medicaid services.

Executive	As Passed by the House	As Passed by the Senate
684 JFS - 121 Savings in Quarterly Cost Management Report		
		Section: ***309.30.11***
No provision.	No provision.	Requires ODJFS to achieve the following savings to the Medicaid Program as specified in the Department's Quarterly Cost Management Report on Ohio's Medicaid Program from November 9, 2007: (1) $12,500,000 in FY 2010 and $37,500,000 in FY 2011 by increasing medical support collections related to child support cases; (2) $8,543,343 in FY 2010 and $37,463,393 in FY 2011 by increasing Medicare enrollment for Medicaid recipients who qualify for Medicare; and (3) $20,000,000 in FY 2011 by implementing a medical claims editing system to ungroup claims and identify questionable claims prior to payment.

Executive	As Passed by the House	As Passed by the Senate
685 JFS - 61 Cost Outlier and Supplemental Payments to Children's Hospitals		
	Section: ***309.30.15***	**Section:** ***309.30.15***
No provision.	Requires ODJFS to pay a children's hospital meeting certain criteria regarding outlier per cent and public assistance days to be paid, for each cost outlier claim made in FY 2010 and FY 2011, an amount equaling 100% of the product of the hospital's allowable charges and the hospital's Medicaid inpatient cost-to-charge ratio rather than (in the case of a claim for a case that has a cost at or below a certain amount set by ODJFS rule) an amount equaling 85% of that product, but requires ODJFS to cease paying 100% of that product and revert to paying 85% of that product (in the case of a claim for a case that has a cost at or below a certain amount set by ODJFS rule) when the difference between the total amount ODJFS pays for such outlier claims and the total amount ODJFS would have paid for such outlier claims under its rules exceeds the amount earmarked for the outlier claims (the sum of $6 million and the corresponding federal match per fiscal year).	Same as the House, but increases the total amount for the outlier claims by $4.4 million in FY 2010 and $4 million in FY 2011 (using money from the Hospital Assessment Fund) plus the corresponding federal match.
No provision.	Requires ODJFS to make supplemental Medicaid payments to children's hospitals for inpatient services under a program modeled after a program ODJFS was required to create for previous fiscal years if ODJFS does not spend the entire amount earmarked for the outlier claims discussed in the preceding paragraph.	Same as the House, but clarifies that the amounts earmarked for the outlier claims and amounts made available from the Hospital Assessment Fund, plus the corresponding federal match, are to be available for the supplemental Medicaid payments if the amount spent on the outlier claims does not use the entire amount of the earmark, available amount from the Hospital Assessment Fund, and corresponding federal match.
No provision.	Prohibits the ODJFS Director from adopting, amending, or rescinding any rules that would result in decreasing the amount paid to children's hospitals for cost outlier claims.	Same as the House.
	Fiscal effect: Directs how supplemental payments to children's hospitals are to be allocated.	**Fiscal effect: Same as the House, but increases the amount for outlier claims.**

Executive	As Passed by the House	As Passed by the Senate
686 JFS - 10 FY 2010 Medicaid Reimbursement Rate for Nursing Facilities		
Section: ***309.30.20***	**Section:** ***309.30.20***	**Section:** ***309.30.20***
Adjusts the formula used to calculate nursing facilities' Medicaid reimbursement rates for FY 2010 by (1) increasing the cost per case mix-unit, rate for ancillary and support costs, rate for capital costs, and rate for tax costs as calculated under the formula by 2%, then by another 2%, and then by 1%, (2) providing for the mean payment used in the calculation of the quality incentive payment to be $3.03 per Medicaid day, and (3) reducing, if the federal government requires that the nursing home franchise permit fee be reduced or eliminated, the payments as necessary to reflect the loss of revenue and federal financial participation generated by the fee.	Same as the Executive, but further adjusts the formula by (1) specifying that the capital costs portion of the rate, before further adjustments, cannot be less than the capital costs portion of its FY 2005 rate plus any capital compensation per diem for which it qualified during the first three quarters of FY 2008 and (2) adding $3 per Medicaid day to the total rate.	Same as the House, but does not add $3 per Medicaid day to the total rate.
No provision.	Reduces a nursing facility's total rate by one-half of the difference between the rate it would otherwise be paid for FY 2010 and its FY 2009 rate if the rate it would otherwise be paid for FY 2010 is more than its FY 2009 rate.	Replaces the House provision with a provision that reduces a nursing facility's total rate if the rate it would otherwise be paid for FY 2010 is more than the sum of (1) its FY 2009 rate and (2) 173% of the mean of certain amounts calculated for nursing facilities' direct care costs for FY 2011 (if the nursing facility pays the franchise permit fee) or zero (if the facility does not pay the fee). Provides for the reduction to equal one-half of the difference between the rate it would otherwise be paid for FY 2010 and the sum specified in the previous sentence.
No provision.	Increases a nursing facility's total rate by five-sixths of the difference between the rate it would otherwise be paid for FY 2010 and its FY 2009 rate if the rate it would otherwise be paid for FY 2010 is less than its FY 2009 rate.	Replaces the House provision with a provision that increases a nursing facility's total rate if the rate it would otherwise be paid for FY 2010 is less than the sum of (1) its FY 2009 rate and (2) 173% of the mean of certain amounts calculated for nursing facilities' direct care costs for FY 2011 (if the nursing facility pays the franchise permit fee) or zero (if the facility does not pay the fee). Provides for the increase to equal the difference between the rate it would otherwise be paid for FY

Executive	As Passed by the House	As Passed by the Senate
		2010 and the sum specified in the previous sentence.
No provision.	Adds, in the case of nursing facilities with more than 250 Medicaid-certified beds, $5 per Medicaid day to the total rate after all other adjustments are made.	No provision.
Requires the ODJFS Director to submit a state Medicaid plan amendment for federal approval as necessary to implement the FY 2011 rate changes.	No provision.	No provision.
Fiscal effect: The executive estimates this provision will save the state $55.9 million in FY 2010.	**Fiscal effect: The provisions "FY 2010 Medicaid Reimbursement Rate for Nursing Facilities", "FY 2011 Medicaid Reimbursement Rate for Nursing Facilities", and "Nursing Facilities' Medicaid Rates for Capital Costs" will increase Medicaid costs by an estimated $56.4 million or more in FY 2010 and $177.3 million or more in FY 2011 ($15.6 million state share in FY 2010 and $57.0 million in FY 2011).**	**Fiscal effect: The provisions "FY 2010 Medicaid Reimbursement Rate for Nursing Facilities", "FY 2011 Medicaid Reimbursement Rate for Nursing Facilities", and "Adjustments to Direct Care and Ancillary and Support Rates" will increase Medicaid costs by an estimated $67.2 million in FY 2010 and $76.1 million in FY 2011 ($18.0 million state share in FY 2010 and $24.0 million in FY 2011).**

687 JFS - 11 FY 2011 Medicaid Reimbursement Rate for Nursing Facilities

Section: ***309.30.30***	**Section:** ***309.30.30***	**Section:** ***309.30.20***
Adjusts the formula used to calculate nursing facilities' Medicaid reimbursement rates for FY 2011 by (1) increasing the cost per case mix-unit, rate for ancillary and support costs, rate for capital costs, and rate for tax costs as calculated under the formula by 2%, then by another 2%, and then by 1%, (2) providing for the mean payment used in the calculation of the quality incentive payment to be $3.03 per Medicaid day, and (3) reducing, if the federal government requires that the nursing home franchise permit fee be reduced or eliminated, the payments as necessary to reflect the loss of revenue and federal financial participation generated by the fee.	Same as the Executive, but further adjusts the formula by (1) specifying that the capital costs portion of the rate, before further adjustments, cannot be less than the capital costs portion of its FY 2005 rate plus any capital compensation per diem for which it qualified during the first three quarters of FY 2008 and (2) adding $5.35 per Medicaid day to the total rate.	Same as the House, but does not add $5.35 per Medicaid day to the total rate.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Increases a nursing facility's total rate by two-thirds of the difference between the rate it would otherwise be paid for FY 2011 and its FY 2009 rate if the rate it would otherwise be paid for FY 2011 is less than its FY 2009 rate.	Replaces the House provision with a provision that increases a nursing facility's total rate if the rate it would otherwise be paid for FY 2011 is less than the sum of (1) its FY 2009 rate and (2) 173% of the mean of certain amounts calculated for nursing facilities' direct care costs for FY 2011 (if the nursing facility pays the franchise permit fee) or zero (if the facility does not pay the fee). Provides for the increase to equal the difference between the rate it would otherwise be paid for FY 2011 and the sum specified in the previous sentence.
No provision.	Adds, in the case of nursing facilities with more than 250 Medicaid-certified beds, $5 per Medicaid day to the total rate after all other adjustments are made.	No provision.
Requires the ODJFS Director to submit a state Medicaid plan amendment for federal approval as necessary to implement the FY 2011 rate changes.	No provision.	No provision.
Fiscal effect: The executive estimates this provision will save the state $56.3 million in FY 2011.	**Fiscal effect: The provisions "FY 2010 Medicaid Reimbursement Rate for Nursing Facilities", "FY 2011 Medicaid Reimbursement Rate for Nursing Facilities", and "Nursing Facilities' Medicaid Rates for Capital Costs" will increase Medicaid costs by an estimated $56.4 million or more in FY 2010 and $177.3 million or more in FY 2011 ($15.6 million state share in FY 2010 and $57.0 million in FY 2011).**	**Fiscal effect: The provisions "FY 2010 Medicaid Reimbursement Rate for Nursing Facilities", "FY 2011 Medicaid Reimbursement Rate for Nursing Facilities", and "Adjustments to Direct Care and Ancillary and Support Rates" will increase Medicaid costs by an estimated $67.2 million in FY 2010 and $76.1 million in FY 2011 ($18.0 million state share in FY 2010 and $24.0 million in FY 2011).**

688 JFS - 119 Nursing Facility Capital Costs Study

Section: ***309.30.30***

No provision.	No provision.	Requires ODJFS, not later than December 31, 2010, to issue a report with recommendations for developing a new system for reimbursing nursing facilities' capital costs under the Medicaid Program. **Fiscal effect: ODJFS will incur an increase in administrative costs to produce the report.**

Executive	As Passed by the House	As Passed by the Senate
689 JFS - 25 FY 2010 Capital Compensation Payments to Nursing Facilities		
Sections: ***309.30.40, 309.30.50***		
Provides for qualifying nursing facilities to receive quarterly capital compensation payments during FY 2010.	No provision.	No provision.
Provides that nursing facilities that qualify for the payments are (1) certain nursing facilities that were new as of fiscal year 2006, 2007, or 2008, (2) certain nursing facilities that completed a capital project before December 31, 2008, (3) certain nursing facilities that completed an activity for which a certificate of need is not needed before June 30, 2008, and (4) certain nursing facilities that completed a renovation before December 31, 2008.	No provision.	No provision.
Creates formulas to be used to determine the amount of the capital compensation payments.	No provision.	No provision.
Terminates all nursing facilities' eligibility for the capital compensation payments at the earlier of July 1, 2010, or the date the total amount of the payments equals $40 million.	No provision.	No provision.
Requires that payments made to qualifying nursing facilities for capital compensation be made from GRF appropriation item 600529, Capital Compensation Program.	No provision.	No provision.
Fiscal effect: This provision increases state Medicaid costs by $40 million in FY 2010.		

Executive	As Passed by the House	As Passed by the Senate
690 JFS - 23 FY 2010 Medicaid Reimbursement Rate for ICFs/MR		
Section: ***309.30.60***	**Section:** ***309.30.60***	**Section:** ***309.30.60***
Adjusts the formula used to calculate ICFs/MR's Medicaid reimbursement rates for FY 2010 by (1) limiting an ICF/MR's rate to a maximum of 108% of its FY 2009 rate, (2) requiring ODJFS to reduce the FY 2010 Medicaid rates for ICFs/MR if the mean total per diem rate for all ICFs/MR, weighted by May 2009 Medicaid days and calculated as of July 1, 2009, after application of the 108% limit, exceeds $277.25, (3) prohibiting, for the remainder of FY 2010, further adjustments otherwise authorized by law governing Medicaid payments to ICFs/MR, and (4) if the federal government requires that the franchise permit fee for ICFs/MR be reduced or eliminated, reducing the payments to ICFs/MR as necessary to reflect the loss of revenue and federal financial participation generated by the fee.	Same as the Executive, but does not limit an ICF/MR's rate to a maximum of 108% of its FY 2009 rate.	Same as the House, but increases the mean total per diem rate that is used in setting the FY 2010 rate from $277.25 to $279.88.
Requires the ODJFS Director to implement the changes to the FY 2010 Medicaid rate for ICFs/MR retroactive to the later of the effective date of the state Medicaid plan amendment regarding the changes and July 1, 2009.	Same as the Executive, but establishes the retroactive implementation date as the later of the effective date of the state Medicaid plan amendment or (rather than and) July 1, 2009.	Same as the House.
Fiscal effect: Assumes costs of $546.5 million in FY 2010 and $547.2 million in FY 2011.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive, but increases costs by $5.2 million in FY 2010 and $7.0 million in FY 2011 ($1.4 million state share in FY 2010 and $2.2 million state share in FY 2011).**

Executive	As Passed by the House	As Passed by the Senate
691 JFS - 24 FY 2011 Medicaid Reimbursement Rate for ICFs/MR		
Section: ***309.30.70***	**Section:** ***309.30.70***	**Section:** ***309.30.70***
Adjusts the formula used to calculate ICFs/MR's Medicaid reimbursement rates for FY 2011 by (1) limiting an ICF/MR's rate to a maximum of 107% of its FY 2010 rate, (2) requiring ODJFS to reduce the FY 2011 Medicaid rates for ICFs/MR if the mean total per diem rate for all ICFs/MR, weighted by May 2010 Medicaid days and calculated as of July 1, 2010, after application of the 107% limit, exceeds $277.25, (3) prohibiting, for the remainder of FY 2011, further adjustments otherwise authorized by law governing Medicaid payments to ICFs/MR, and (4) if the federal government requires that the franchise permit fee for ICFs/MR be reduced or eliminated, reducing the payments to ICFs/MR as necessary to reflect the loss of revenue and federal financial participation generated by the fee.	Same as the Executive, but does not limit an ICF/MR's rate to a maximum of 107% of its FY 2010 rate.	Same as the House, but increases the mean total per diem rate that is used in setting the FY 2011 rate from $277.25 to $282.54.
Requires the ODJFS Director to implement the changes to the fiscal year 2011 Medicaid rate for ICFs/MR retroactive to the later of the effective date of the state Medicaid plan amendment regarding the changes and July 1, 2010.	Same as the Executive, but establishes the retroactive implementation date as the later of the effective date of the state Medicaid plan amendment or (rather than and) July 1, 2010.	Same as the House.
Fiscal effect: By imposing limits on the ICF/MR reimbursement rate, the state may realize cost savings in the Medicaid Program.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
692 JFS - 94 ICF/MR Reimbursement Study Council		
	Section: ***309.30.71***	**Section:** ***309.30.71***
No provision.	Establishes the ICF/MR Reimbursement Study Council and requires the Council to submit a report, not later than July 1, 2010, on its review of Ohio's system for Medicaid reimbursement of ICF/MR services.	Same as the House, but adds two members of the Ohio Association of County Boards of Mental Retardation and Developmental Disabilities to the Council.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Minimal increase in costs associated with the Study Council and the report. Members of the Council are to serve without compensation or reimbursement.	**Fiscal effect: Same as the House.**
693 JFS - 105 Study of System for Wheelchair Reallocation		
		Section: ***309.30.72***
No provision.	No provision.	Requires ODJFS to (1) study the potential use of a system under which manual and power wheelchairs received by Medicaid recipients are reallocated for reuse by other eligible Medicaid recipients when the wheelchairs are discarded, no longer required, or otherwise unused, and (2) issue a report by January 1, 2010. **Fiscal effect: ODJFS will incur a minimal increase in administrative costs to conduct the study and produce the report.**
694 JFS - 80 Increase in Medicaid Rates for Hospital Services		
	Section: ***309.30.73***	**Section:** ***309.30.73***
No provision.	Increases the Medicaid reimbursement rate for hospital inpatient and outpatient services provided between January 1, 2010, and June 30, 2011, by 5%.	Same as the House, but provides for the increase to begin July 1, 2009, rather than January 1, 2010.
	Fiscal effect: None. This was assumed in the executive budget. The bill includes $87.9 million in FY 2010 and $178.5 million in FY 2011 to fund the provision.	**Fiscal effect: Same as the House, but increases Medicaid costs by approximately $70 million ($18.9 million state share) in FY 2010.**

Executive	As Passed by the House	As Passed by the Senate

695 JFS - 21 Hospital Assessments

R.C. ***5112.40, 5112.41, 5112.42, 5112.43, 5112.44, 5112.45, 5112.46, 5112.47, 5112.48***

Imposes an annual assessment on hospitals based on their total facility costs. Sets the first annual assessment at 1.27% of a hospital's total facility costs and sets the second and subsequent annual assessments at 1.37%.

R.C. ***5112.40, 5112.41, 5112.42, 5112.43, 5112.44, 5112.45, 5112.451, 5112.46, 5112.47, 5112.48***

Same as the Executive, but increases the first annual assessment to 1.52% and increases the second and subsequent annual assessments to 1.61%.

Sections: ***309.30.74, 309.30.75, 690.20, 690.21***

Same as the Executive, but (1) moves the provision to an uncodified section, (2) provides that ODJFS may not implement the assessments unless the federal government approves the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program, (3) provides for the assessments to be for FY 2010 and FY 2011 rather than assessment program years that begin on the first day of October of a calendar year and end the last day of September of the following calendar year, (4) changes the first assessment to 1.61% and the second assessment to 1.52%, (5) excludes hospitals that do not charge patients for their services from the assessments, (6) requires that a hospital's assessment for FY 2010 be based on the hospital's 12-month, Medicare cost reporting period that falls during the period beginning January 1, 2007, and ending June 30, 2008, and that a hospital's assessment for FY 2011 be based on the hospital's 12-month, Medicare cost reporting period that falls during the period beginning January 1, 2008, and ending June 30, 2009, (7) revises the time frame for ODJFS to notify hospitals of the preliminary determination of the assessment, (8) revises the schedule by which hospitals are to make the installment payments for the assessment and permits ODJFS to establish an alternative schedule if the state receives federal approval for the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program not later than January 15, 2010, and (9) requires ODJFS, on request, to provide a hospital a written letter stating that it is ODJFS's official position that the assessments are a community benefit for purposes of federal taxation.

Executive	As Passed by the House	As Passed by the Senate
Permits ODJFS to audit a hospital to ensure that the hospital properly pays its assessment and requires ODJFS to take action to recover from a hospital any amount the audit reveals that the hospital should have paid but did not.	Same as the Executive.	Same as the Executive.
Creates SSR Fund 5GF0, Hospital Assessment, in the state treasury into which the hospital assessments are to be deposited and requires ODJFS to use the money in the fund to pay costs of the Medicaid Program, including administrative costs.	Same as the Executive, but requires that 16.45% of the amounts raised by the hospital assessments during the first year be used for the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program and requires that 14.91% of the amounts raised by the hospital assessments in the second and subsequent years be used for that program.	Same as the Executive, but revises how the money in the fund is to be used. First, ODJFS is to use the money in the fund to fund the bill's 5% Medicaid rate increase for hospital inpatient and outpatient services. Second, ODJFS is to use $4.4 million in FY 2010 and $4 million in FY 2011 of the amount remaining in the fund to pay for the bill's Medicaid payments to children's hospitals for outlier claims. Third, ODJFS is to use as much of the remainder as is available to fund the bill's Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program. Fourth, ODJFS is to use as much of the remainder as is available for the bill's increase in Medicaid rates for hospital home health services. Fifth, ODJFS is to use as much of the remainder as is available for the bill's increase in Medicaid rates for hospital ambulance services. Sixth, ODJFS is to use as much of the remainder as is available for the bill's increase in Medicaid rates for hospital hospice services.
No provision.	Requires the ODJFS Director to seek federal approval to create the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program under which supplemental Medicaid payments would be made to hospitals for inpatient services and outpatient services covered by the Medicaid program.	Same as the House, but (1) excludes children's hospitals from the program, (2) requires that the program use a payment system that (a) is fair and equitable to all hospitals, (b) recognizes, to the extent permitted by federal law, the amount of the hospitals' assessments, and (c) ensures that payments to children's hospitals for cost outlier claims and supplemental Medicaid paments to children's hospitals are not reduced or eliminated due to the upper payment limits on Medicaid payments established by federal regulations, and (3) requires, to the extent compatible with the requirement discussed above to protect payments to children's hospitals, that payments to a hospital under the program be made in three equal installments for FY 2010 and three equal installments for FY 2011 that are due not later than 15 days

Executive	As Passed by the House	As Passed by the Senate
		after the date the hospital makes the corresponding installment payment for its assessment.
Requires ODJFS to take all necessary actions to cease implementation of the hospital assessment if the United States Secretary of Health and Human Services determines that the assessment is an impermissible health care-related tax under federal Medicaid law.	Same as the Executive, but requires ODJFS also to cease implementation of the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program.	Same as the House.
Repeals the law governing the hospital assessment effective October 1, 2011.	Same as the Executive, but repeals the law governing the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program on the same date.	Same as the House, but repeals the laws effective July 1, 2011, rather than October 1, 2011, and provides that the repeal does not eliminate the requirement for a hospital to make an installment payment of the hospital's assessment that is due after the repeal and does not eliminate ODJFS's requirement to make an installment payment under the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program that is due after the repeal.
Fiscal effect: The executive estimates the assessment will generate $282.8 million in FY 2010 and $315.6 million in FY 2010.	**Fiscal effect: Same as the Executive, but increases hospital assessment revenue by $55.7 million in FY 2010 and $55.3 million in FY 2011. The increase is to be used to make supplemental payments to hospitals for Medicaid services. Increase in federal Medicaid reimbursement of $151.5 million in FY 2010 and $119.3 million in FY 2011.**	**Fiscal effect: Same as the House, but adds requirements regarding how hospital assessment funds are to be spent.**

696 JFS - 82 Medicaid Rates for Community Behavioral Health Services

	Section: ***309.30.75***	
No provision.	Increases the Medicaid rate ceilings for community behavioral health services provided during FY 2010 by 1/2% over the rate ceilings for FY 2009 and the Medicaid rate ceilings for those services provided during FY 2011 by 1/2% over the rate ceilings for FY 2010.	No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Funding for the rate increase is provided through earmarks in the Departments of Mental Health and Alcohol and Drug Addiction Services.	

697 JFS - 127 Increase in Medicaid Rates for Hospital Home Health Services

		Section: ***309.30.76***
No provision.	No provision.	Requires the ODJFS Director to increase the Medicaid rates for home health services provided by a provider wholly owned or controlled by one or more hospitals (other than a children's hospital) or one or more nonprofit entities that own or control one or more hospitals in Ohio (other than a children's hospital) to the maximum extent permitted by federal law for FY 2010 and FY 2011 but makes payment of the rate increase subject to funds being available in the Hospital Assessment Fund after money in the fund is used to pay for the rate increase for hospital inpatient and outpatient services, children's hospitals' cost outlier claims and supplemental Medicaid payments to children's hospitals, and the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program.

Executive	As Passed by the House	As Passed by the Senate
698 JFS - 128 Increase in Medicaid Rates for Hospital Ambulance Services		
		Section: ***309.30.77***
No provision.	No provision.	Requires the ODJFS Director to increase the Medicaid rates for ambulance services provided by a provider wholly owned or controlled by one or more hospitals (other than a children's hospital) or one or more nonprofit entities that own or control one or more hospitals in Ohio (other than a children's hospital) to the maximum extent permitted by federal law for FY 2010 and FY 2011 but makes payment of the rate increase subject to funds being available in the Hospital Assessment Fund after money in the fund is used to pay for the rate increase for hospital inpatient and outpatient services, children's hospitals' cost outlier claims and supplemental Medicaid payments to children's hospitals, the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program, and the rate increase for hospital home health services.

Executive	As Passed by the House	As Passed by the Senate
699 JFS - 129 Increase in Medicaid Rates for Hospital Hospice Services		
		Section: ***309.30.78***
No provision.	No provision.	Requires the ODJFS Director to increase the Medicaid rates for hospice services provided by a provider wholly owned or controlled by one or more hospitals (other than a children's hospital) or one or more nonprofit entities that own or control one or more hospitals in Ohio (other than a children's hospital) to the maximum extent permitted by federal law for FY 2010 and FY 2011 but makes payment of the rate increase subject to funds being available in the Hospital Assessment Fund after money in the fund is used to pay for the rate increase for hospital inpatient and outpatient services, children's hospitals' cost outlier claims and supplemental Medicaid payments to children's hospitals, the Hospital Inpatient and Outpatient Supplemental Upper Payment Limit Program, the rate increase for hospital home health services, and the rate increase for hospital ambulance services.
700 JFS - 35 Residential State Supplement Transfer		
Section: ***309.30.80***	**Section:** ***309.30.80***	**Section:** ***309.30.80***
Authorizes the Department of Aging to transfer cash, by intrastate transfer voucher, from GRF appropriation item 490412, Residential State Supplement, and SSR Fund 4J40, PASSPORT/Residential State Supplement, to SSR Fund 4J50, Home and Community-Based Services for the Aged, used by ODJFS. The funds transferred are to be used to make benefit payments to RSS recipients.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
701 JFS - 27 Fiscal Activities Related to Medicaid Waiver Programs		
Section: ***309.30.90***	**Section:** ***309.30.90***	**Section:** ***309.30.90***
Permits the Director of Budget and Management to seek Controlling Board approval to do the following activities in support of any home and community-based services Medicaid waiver program: (1) create new funds and appropriation items associated with a unified long-term care budget; (2) transfer cash between funds used by affected agencies; and (3) transfer appropriation between appropriation items within a fund and used by the same state agency. Appropriates any transfers of cash approved by the Controlling Board under this section.	Same as the Executive.	Same as the Executive.
702 JFS - 28 Money Follows the Person Enhanced Reimbursement Fund		
Section: ***309.31.10***	**Section:** ***309.31.10***	**Section:** ***309.31.10***
Creates SSR Fund 5AJ0, Money Follows the Person Enhanced Reimbursement, into which the federal grant the state receives under the Money Follows the Person Demonstration Program is to be deposited.	Same as the Executive.	Same as the Executive.
Fiscal effect: The executive estimates that the enhanced portion of the federal reimbursement will be about $6.2 million in each fiscal year.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
703 JFS - 36 Medicare Part D		
Section: ***309.31.20***	**Section:** ***309.31.20***	**Section:** ***309.31.20***
Allows ODJFS to use GRF appropriation item 600526, Medicare Part D, for the implementation and operation of the Medicare Part D requirements. Allows the Director of Budget and Management to increase the state share of appropriations in either GRF appropriation item 600525, Health Care/Medicaid, or GRF appropriation item 600526, with a corresponding decrease in the state share of the other appropriation item.	Same as the Executive.	Same as the Executive, but requires ODJFS to provide notification to the Controlling Board of any transfers between line items 600525 and 600526 at the next scheduled Controlling Board meeting.
704 JFS - 37 Ohio Access Success Project and Identification of Overpayments		
Section: ***309.31.30***	**Section:** ***309.31.30***	**Section:** ***309.31.30***
Allows ODJFS to use (1) up to $3.0 million in each fiscal year for FY 2010 and FY 2011 to fund the state share of audits or limited reviews of Medicaid providers; (2) up to $450,000 in each fiscal year for FY 2010 and FY 2011 to provide one-time transitional benefits under the Ohio Access Success Project, from SSR Fund 4J50, Home and Community-Based Services for the Aged, used by ODJFS, if the cash in the fund is in excess of the amounts needed for the required transfers to SSR Fund 4J40, PASSPORT/Residential State Supplement, used by the Department of Aging.	Same as the Executive, but corrects a fund number reference.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
705 JFS - 38 Transfer of Funds to the Department of Aging		
Section: ***309.31.40***	**Section:** ***309.31.40***	**Section:** ***309.31.40***
Requires ODJFS to transfer, by intrastate transfer voucher, cash from SSR Fund 4J50, Home and Community-Based Services for the Aged, used by ODJFS, to Fund 4J40, PASSPORT/Residential State Supplement, used by the Department of Aging. Limits the sum of the transfers to $33,263,984 in each fiscal year. Specifies that the transfer may occur on a quarterly basis or on a schedule developed and agreed to by both departments.	Same as the Executive, but corrects a fund number reference.	Same as the House.
706 JFS - 39 Provider Franchise Fee Offsets		
Section: ***309.31.50***	**Section:** ***309.31.50***	**Section:** ***309.31.50***
Requires, at least quarterly, the ODJFS Director to certify to the Director of Budget and Management both of the following: (1) The amount of NF franchise permit fee offsets withheld from payments made from GRF; (2) The amount of ICF/MR franchise permit fee offsets withheld from payments made from GRF. Allows the Director of Budget and Management to transfer cash from the GRF to all of the following: (1) SSR Fund 4J50, Home and Community Based Services/Aged, or SSR Fund 5R20, Nursing Facility Stabilization, in accordance with sections 3721.56 and 3721.561 of the Revised Code; (2) SSR Fund 4K10, ICF/MR Bed Assessments. Appropriates the amounts transferred.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
707 JFS - 113 Committee to Study Medicaid Provider Franchise Permit Fees		
		Section: ***309.31.55***
No provision.	No provision.	Creates a committee consisting of two members of the Senate, two members of the House of Representatives, and members appointed by the Governor to study the issue of funding the Medicaid Program through franchise permit fees on providers of health-care services. **Fiscal effect: Members of the committee are to serve without compensation, except to the extent that serving on the committee is considered part of their regular employment duties. ODJFS is to provide any support staff the committee needs. Therefore, ODJFS may incur some administrative costs.**
708 JFS - 40 Transfer of Funds to the Department of Mental Retardation and Developmental Disabilities		
Section: ***309.31.60***	**Section:** ***309.31.60***	**Section:** ***309.31.60***
Requires ODJFS to transfer, by intrastate transfer voucher, cash from SSR Fund 4K10, ICF/MR Bed Assessments, to SSR Fund 4K80, Home and Community-Based Services, used by the Department of Mental Retardation and Developmental Disabilities. Requires the total amount transferred to equal $12,000,000 in each fiscal year. Specifies that the transfer may occur on a quarterly basis or on a schedule developed and agreed to by both departments.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
709 JFS - 41 Funding For Transition Waiver Services		
Section: ***309.31.70***	**Section:** ***309.31.70***	**Section:** ***309.31.70***
Allows ODJFS, in each fiscal year, to use cash from SSR Fund 4K10, ICF/MR Bed Assessments Fund, in excess of the amounts needed for transfers to SSR Fund 4K80, Home and Community-Based Services Fund, which is used by the Department of Mental Retardation and Developmental, 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.	Same as the Executive.
710 JFS - 43 Health Care Services Administration Fund		
Section: ***309.31.90***	**Section:** ***309.31.90***	**Section:** ***309.31.90***
Requires that, of the amount received by ODJFS during FY 2010 and FY 2011 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 ODJFS Director deposit $350,000 in each fiscal year into the state treasury to the credit of SSR Fund 5U30, Health Care Services Administration, which is used by ODJFS.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
711 JFS - 44 Medicaid Program Support Fund - State		
Section: ***309.32.10***	**Section:** ***309.32.10***	**Section:** ***309.32.10***
Specifies that GSF Fund 5C90 appropriation item 600671, Medicaid Program Support, be used by ODJFS to pay for Medicaid services and contracts. Specifies that ODJFS may also deposit to GSF Fund 5C90, Medicaid Program Support, revenues received from other state agencies for Medicaid services under the terms of interagency agreements between ODJFS and the other state agencies, and all funds ODJFS recovers because the benefits a person received under the disability medical assistance program were determined to be covered by the Medicaid Program.	Same as the Executive.	Same as the Executive.
712 JFS - 45 Transfers of IMD/DSH Cash to the Department of Mental Health		
Section: ***309.32.20***	**Section:** ***309.32.20***	**Section:** ***309.32.20***
Requires ODJFS to transfer, by intrastate transfer voucher, cash from GSF Fund 5C90, Medicaid Program Support, to SSR Fund 4X50, Behavioral Health Medicaid Services, used by the Department of Mental Health 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.	Same as the Executive.
713 JFS - 46 Prescription Drug Rebate Fund		
Section: ***309.32.30***	**Section:** ***309.32.30***	**Section:** ***309.32.30***
Specifies that GSF Fund 5P50 appropriation item 600692, Health Care Services, be used by ODJFS to pay for Medicaid services and contracts.	Same as the Executive.	Same as the Executive.

	Executive	As Passed by the House	As Passed by the Senate
714	**JFS - 79** **Federal Medicaid Match for ADAMHS Boards**		
		Section: ***309.32.40***	**Section:** ***309.32.40***
	No provision.	Requires the ODJFS Director to seek federal approval to establish a system under which community behavioral health boards obtain federal financial participation for the allowable administrative activities the boards perform in the administration of the Medicaid program.	Same as the House, but sets a deadline of October 1, 2009, for the ODJFS Director to seek federal approval.
		Fiscal effect: Potential revenue gain for ADAMHS boards.	**Fiscal effect: Same as the House.**
715	**JFS - 115** **Prior Authorization Study**		
			Section: ***309.32.50***
	No provision.	No provision.	Requires ODJFS to study the issue of requiring prior authorization for all services and goods available under the fee-for-service component of the Medicaid program and to submit a report of its study to the General Assembly not later than October 1, 2009.
			Fiscal effect: OJFS will incur a minimal increase in administrative costs to conduct the study and produce the report.

	Executive	As Passed by the House	As Passed by the Senate
716	**JFS - 78**	**Nonemergency Medical Transportation Management**	
		Section: ***309.32.60***	
	No provision.	Requires ODJFS to establish a two-year pilot program under which county departments of job and family services serving a county with at least 400,000 persons may contract with nonemergency medical transportation management organizations to manage nonemergency medical transportation services provided to groups of Medicaid recipients the county department includes in the pilot program. **Fiscal effect: May result in an increase or decrease in Medicaid costs depending on the terms of the contract(s) for nonemergency medical transportation services.**	No provision.
717	**JFS - 99**	**Third Party Liability - Pilot Program**	
			Section: ***309.32.60***
	No provision.	No provision.	Requires the ODJFS Director to establish and administer a pilot program for the purpose of identifying third parties that are liable for paying all or a portion of a claim for a medical item or service provided to a Medicaid recipient before the claim is submitted to, or paid by, the Medicaid Program and specifies that the pilot program may not be terminated prior to 18 months after it is established.
	No provision.	No provision.	Permits the ODJFS Director to enter into a contract with a person to administer the pilot program and specifies that the contract is subject to competitive bidding and must contain certain terms.

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	Requires the ODJFS Director to evaluate the effectiveness of the pilot program after one year and to prepare and submit a report to the Governor and leadership of the General Assembly's that summarizes the results of the evaluation, concludes whether the program achieves savings for the Medicaid program, and makes a recommendation as to whether the program should be extended or made permanent. **Fiscal effect: ODJFS will incur a minimal increase in administrative costs. It may also incur costs associated with contracting for a person to administer the pilot program.**
718 JFS - 109 Report on Expenditures for Durable Medical Equipment		
		Section: ***309.32.70***
No provision.	No provision.	Requires ODJFS to submit a report to the General Assembly, by July 1, 2010, on Medicaid expenditures for durable medical equipment and requires the report to include recommendations on strategies to reduce the cost of such equipment. **Fiscal effect: ODJFS will incur a minimal increase in administrative costs to produce the report.**
Hospital Care Assurance Program		
719 JFS - 42 Hospital Care Assurance Match		
Section: ***309.31.80***	**Section:** ***309.31.80***	**Section:** ***309.31.80***
Specifies that FED Fund 3F00 appropriation item 600650, Hospital Care Assurance Match, only be used for distributing funds to hospitals under the Hospital Care Assurance Program.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
720 JFS - 29 Delay of Termination of Hospital Care Assurance Program		
Sections: ***640.10, 640.11***	**Sections:** ***640.10, 640.11***	**Sections:** ***640.10, 640.11***
Delays the termination of the Hospital Care Assurance Program to October 16, 2011.	Same as the Executive.	Section as the Executive.
Fiscal effect: Total appropriations for the Hospital Care Assurance Program are $582.7 million in FY 2010 and $586.0 million in FY 2011. The program is funded using appropriation items 600649, Hospital Care Assurance Fund, and 600650, Hospital Care Assurance Match, in ODJFS.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
State and County Funded Medical Programs		
721 JFS - 75 School-Based Health Centers		
	R.C. ***5101.504, 5101.5110, 5101.5210***	**R.C.** ***5101.504, 5101.5110, 5101.5210***
No provision.	Provides that a school-based health center may furnish health assistance services covered under the State Children's Health Insurance Program (SCHIP) Part I, II, or III if it meets the requirements applicable to other providers of those services.	Same as the House.
	Fiscal effect: By allowing school-based health centers to become health care providers under SCHIP the services the centers provide to eligible children will be reimbursed at the enhanced federal reimbursement rate.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
722 JFS - 76 Children's Buy-In Program		
	R.C. *5101.5212*	**R.C. *5101.5212, 5101.5213***
No provision.	Provides that an individual's countable family income must exceed 300% of the federal poverty guidelines rather than 250% for the individual to meet the income requirement for the Children's Buy-In Program.	Same as the House, but includes a technical change in an additional Revised Code section.
No provision.	Revises the program's eligibility requirements regarding creditable coverage.	No provision.
	Fiscal effect: May increase the number of eligibles for the Children's Buy-in Program. H.B. 1, As Introduced, includes $1.2 million in FY 2010 and $1.9 million in FY 2011 in funding for the program.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
Social Services		
723 JFS - 90 Direct Deposit System for Cash Assistance		
	R.C. ***329.03, 126.35***	**R.C.** ***329.03, 126.35***
No provision.	Revises the law governing the method by which cash assistance is provided under the Ohio Works First and Disability Financial Assistance programs by (1) also applying the law to cash assistance provided under the Refugee Assistance Program, (2) eliminating law that permits a board of county commissioners to require a county department of job and family services to establish a voluntary or mandatory direct deposit system unless the ODJFS Director has provided for the cash assistance to be made by a state electronic benefit transfer system, (3) requiring each county department to establish a direct deposit system and inform applicants for and recipients of the programs that they must choose whether to receive the cash assistance under the county direct deposit system or the state electronic benefit transfer system, (4) eliminating law that (a) requires county departments to determine what type of account will be used for direct deposit, (b) requires county departments to negotiate with financial institutions to determine the charges, if any, to be imposed, and (c) specifies whether a county department must or may pay the charges, (5) eliminating law that permits a recipient to elect to receive cash assistance in the form of a paper warrant, and (6) eliminating law that requires county departments to bear the full cost of the amount of a replacement warrant under certain circumstances.	Same as the House.
	Fiscal effect: Standardizes delivery of cash assistance benefits across counties.	**Fiscal effect: Same as the House.**

	Executive	As Passed by the House	As Passed by the Senate
724	**JFS - 63**	**Child, Family, and Adult Community and Protective Services**	
		Sections: ***309.45.21, 309.10***	**Sections:** ***309.45.21, 309.10***
	No provision.	Requires that GRF appropriation item 600533, Child, Family, and Adult Community & Protective Services, ($50 million in each fiscal year) be distributed to each county department of job and family services using the formula ODJFS uses when distributing Title XX funds to county departments and requires county departments to use the funds for specified purposes.	Same as the House.
725	**JFS - 86**	**Early Care and Education**	
		Sections: ***309.45.40, 309.45.50, 309.10***	
		Makes the following earmarks of GRF appropriation item 600535, Early Care and Education:	
	No provision.	(1) $1.5 million in each fiscal year for the Children's Hunger Alliance.	No provision.
	No provision.	(2) $9 million in each fiscal year for the Ohio Child Care Resource and Referral Association to distribute funds to organizations that provide summer and after-school programs to TANF-eligible youth.	No provision.
	No provision.	(3) $1 million in each fiscal year for the Ohio Alliance of Boys and Girls Clubs to provide after-school programs for TANF-eligible youth.	No provision.

	Executive	As Passed by the House	As Passed by the Senate
726	**JFS - 65** **Kinship Permanency Incentive Program**		
		Sections: ***309.45.70, 309.10***	**Section:** ***309.40.55***
	No provision.	Requires GRF appropriation item 600541, Kinship Permanency Incentive Program, ($5 million in each fiscal year) be used to support the Kinship Permanency Incentive Program.	Replaces the House provision with a provision that allows ODJFS to use up to $10 million in each fiscal year to support the activities of the Kinship Permanency Incentive Program, and requires ODJFS to submit a report on program outcomes and expenditures to the Governor, the Speaker and Minority Leader of the House of Representatives, and the President and Minority Leader of the Senate not later than December 31, 2009, and December 31, 2010.
727	**JFS - 91** **Reallocation of Unused County Funds**		
		Section: ***309.45.90***	**Section:** ***309.45.90***
	No provision.	Requires ODJFS to reallocate income maintenance funds, TANF funds, TANF Title XX transfer funds, and Title XX social services funds to counties when ODJFS is informed a county will not use the full amount allocated to it for FY 2010 or FY 2011.	Same as the House, but also requires ODJFS to reallocate the funds when ODJFS determines through an annual close out or reconciliation of funds that a county did not use the entire amount of the funds.
		Fiscal effect: Potential minimal increase in ODJFS administrative costs. Potential revenue gain for some counties.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
Food Stamp Program		
728 JFS - 6 Supplemental Nutrition Assistance Program		
R.C. ***5101.54, 176.05, 329.042, 329.06, 955.201, 2913.46, 3119.01, 3121.898, 3123.952, 3770.05, 4141.162, 5101.11, 5101.16, 5101.162, 5101.33, 5101.47, 5101.54, 5101.541, 5101.542, 5101.544, 5101.84, 5502.01, 5502.14, 5502.15, 5739.02, Section 309.40.20***	**R.C.** ***5101.54, 176.05, 329.042, 329.06, 955.201, 2913.46, 3119.01, 3121.898, 3123.952, 3770.05, 4141.162, 5101.11, 5101.16, 5101.162, 5101.33, 5101.47, 5101.54, 5101.541, 5101.542, 5101.544, 5101.84, 5502.01, 5502.14, 5502.15, 5739.02, Section 309.40.20***	**R.C.** ***5101.54, 176.05, 329.042, 329.06, 955.201, 2913.46, 3119.01, 3121.898, 3123.952, 3770.05, 4141.162, 5101.11, 5101.16, 5101.162, 5101.33, 5101.47, 5101.54, 5101.541, 5101.542, 5101.544, 5101.84, 5502.01, 5502.14, 5502.15, 5739.02, Section 309.40.20***
Renames the Food Stamp Program the Supplemental Nutrition Assistance Program (SNAP) to provide for state law to be consistent with a change made to federal law but permits the ODJFS Director to refer to the program as the Food Stamp Program or the Food Assistance Program in rules and documents.	Same as the Executive.	Same as the Executive.
Requires ODJFS, immediately following a county department of job and family services' certification that a household in immediate need of nutrition assistance is eligible for SNAP, to provide for the household to be sent by regular United States mail an electronic benefit transfer card containing the amount of benefits the household is eligible to receive under the program, rather than requiring a county department staff member to personally hand an authorization-to-participate card to such a household.	Same as the Executive.	Same as the Executive.
Eliminates law that provides that food stamps and any document necessary to obtain food stamps are, except while in the custody of the United States Postal Service, the property of ODJFS from the time ODJFS receives the food stamps from the federal agency responsible for their delivery until they are received by the household entitled to receive them or by that household's authorized representative.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Potential minimal decrease in administrative costs due to reducing administrative procedures in delivering electronic benefit transfer cards to participants.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

729 JFS - 32 Food Assistance Transfer

Executive	As Passed by the House	As Passed by the Senate
Section: ***309.40.10***	**Section:** ***309.40.10***	**Section:** ***309.40.10***
Permits the Director of Budget and Management, on July 1, 2009, or as soon as possible thereafter, to transfer up to $1 million in cash from the Food Stamps Program Fund (Fund 3840) to the Food Assistance Fund (Fund 5ES0).	Same as the Executive.	Same as the Executive.
Fiscal effect: Cash from this transfer is used to support SSR Fund 5ES0 appropriation item 600630, Food Assistance, which totals $500,000 in each fiscal year. These funds are used to provide assistance to the Ohio Association of Second Harvest Food Banks.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

730 JFS - 33 Ohio Association of Second Harvest Food Banks

Executive	As Passed by the House	As Passed by the Senate
Section: ***309.40.30***	**Section:** ***309.40.30***	**Section:** ***309.40.30***
Requires the ODJFS Director in FY 2010 and FY 2011 to provide assistance to the Ohio Association of Second Harvest Food Banks in an amount equal to the assistance provided in FY 2009.	Same as the Executive.	Same as the Executive.
No provision.	Requires that newly created GRF appropriation item 600540, Second Harvest Food Banks, ($3.5 million in each fiscal year) be distributed to the Ohio Association of Second Harvest Food Banks to purchase and distribute food products.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The Ohio Association of Second Harvest Food Banks will receive $8.5 million in FY 2010 and FY 2011, as this is the amount that the Association is expected to receive in FY 2009.	**Fiscal effect: Increases the amount that the Ohio Association of Second Harvest Food Banks will receive from ODJFS to $12 million in each fiscal year.**	**Fiscal effect: Same as the House.**

Appropriation Language

731 JFS - 57 Agency Fund Group

Section: ***309.20.10***	**Section:** ***309.20.10***	**Section:** ***309.20.10***
Specifies that the Agency Fund Group (AGY) and the Holding Account Redistribution Fund Group (7090) are to be used to hold revenues until the appropriate fund is determined or until the revenues are directed to another governmental agency other than ODJFS. Permits the ODJFS Director to request the Director of Budget and Management to authorize expenditures from AGY Fund 1920, Support Intercept-Federal, AGY Fund 5830, Support Intercept-State, AGY Fund 5B60, Food Stamp Offset, and 7090 Fund R012, Refunds and Audit Settlements, and 7090 Fund R013, Forgery Collections, if receipts credited to these funds exceed appropriations. Appropriates the additional amounts upon approval of the Director of Budget and Management.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Unemployment Compensation		
732 JFS - 54 Removal of Unemployment Compensation Advisory Council Members from PERS		
R.C. ***4141.08, 145.012***	**R.C.** ***4141.08, 145.012***	**R.C.** ***4141.08, 145.012***
Removes current and future Unemployment Compensation Advisory Council members from the Public Employees Retirement System (PERS) on and after the effective date of the bill. Specifies that the General Assembly does not intend this removal to prohibit the use of such service for calculation of benefits under the PERS Law for service prior to the provision's effective date. Specifies that the $50 per day each Council member currently receives is to be considered a "meeting stipend."	Same as the Executive.	Same as the Executive.
Fiscal effect: Reduces ODJFS' employer contribution to PERS for council members who are no longer defined as state employees under PERS law.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
733 JFS - 56 Payments from the Unemployment Compensation Special Administrative Fund		
R.C. ***4141.11***	**R.C.** ***4141.11***	
Removes the requirement that the ODJFS Director receive approval from the Unemployment Compensation Advisory Council in order to use the Unemployment Compensation Special Administrative Fund (UCSAF) for any of the following reasons: (1) The proper administration of the Unemployment Compensation Law (UCL) and either (a) no federal funds are available for the specific purpose for which the expenditure is to be made, under specified conditions; or (b) for which purpose appropriations from federal funds have been requested and approved but not received, provided the fund would be reimbursed upon receipt of the federal appropriation; (2) To the extent possible, the repayment to the Unemployment Compensation Administration Fund of moneys found by the proper U.S. agency to have been lost or expended for purposes other than, or an amount in excess of, those found necessary by the agency for UCL administration. Allows the ODJFS Director, rather than the Council under current law, to determine whether amounts in the UCSAF are considered to be excessive in order to have the excessive amounts transferred into the Unemployment Compensation Fund. Removes the requirement that UCSAF funds be continuously available to the Council for expenditures consistent with the UCL, but retains the requirement that those funds be continuously available to the Director.	Same as the Executive.	No provision.
Fiscal effect: Since the provision removes the requirement of Council-approval, the Council may meet less often resulting in a decrease in council-related costs for ODJFS.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
734 JFS - 51 Employer Surcharge		
Sections: ***309.50, 309.50.10***	**Sections:** ***309.50, 309.50.10***	**Sections:** ***309.50, 309.50.10***
Reinstates ODJFS's ability to collect an employer surcharge and any associated fines 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.) Directs collected revenues to be deposited into SSR Fund 4A90, Unemployment Compensation Administrative.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential increase in revenue deposited into Fund 4A90 as ODJFS collects any outstanding fees from delinquent employers. This provision generates a few thousand dollars in revenue each year.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
735 JFS - 52 Federal Unemployment Programs		
Section: ***309.50.20***	**Section:** ***309.50.20***	**Section:** ***309.50.20***
Appropriates any unspent funds from FY 2009 in FED Fund 3V40 appropriation item 600678, Federal Unemployment Programs, to ODJFS. At the request of the ODJFS Director, authorizes the Director of Budget and Management to increase appropriations for FY 2010 by the amount remaining unspent from the FY 2009 appropriation and increase appropriations for FY 2011 by the amount remaining unspent from the FY 2010 appropriation. Specifies that the appropriation be used for administrative activities for the UC program, employment services, or any other allowable expenditures under section 903(d) of the Social Security Act. Limits the appropriation increase to the balance of federal funds remaining after benefits are paid and obligated administrative expenditures are taken into account.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
736 JCR - 1 Operating		
Section: ***297.10***	**Section:** ***297.10***	**Section:** ***297.10***
Requires the Chief Administrative Officer of the House of Representatives and the Clerk of the Senate to determine, by mutual agreement, which of them will act as fiscal agent for JCARR. Requires that JCARR members be paid $150 per day, plus necessary travel expenses, for days the member is engaged in committee duties and there is not a voting session in the member's house of the General Assembly.	Same as the Executive.	Same as the Executive.
737 JCR - 2 Operating Expenses		
Section: ***297.10***	**Section:** ***297.10***	**Section:** ***297.10***
Permits the Director of the Joint Committee on Agency Rule Review to certify to the Director of Budget and Management, the unexpended, unencumbered balance in GRF appropriation item 029321, Operating Expenses, at the end of one fiscal year to be reappropriated in the next fiscal year. Reappropriates the amounts certified to the same appropriation item.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
738 JCO - 1 State Council of Uniform State Laws		
Section: ***311.10***	**Section:** ***311.10***	
Earmarks up to $97,000 in FY 2010 and up to $101,000 in FY 2011 of the amounts appropriated to GRF appropriation item 018321, 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, and other expenses authorized by sections 105.25 and 105.26 of the Revised Code.	Same as the Executive.	No provision.
739 JCO - 2 Ohio Jury Instructions Fund		
Section: ***311.10***	**Section:** ***311.10***	**Section:** ***311.10***
Specifies that (1) the moneys deposited to the credit of the Ohio Jury Instructions Fund (GSF Fund 4030) consist of grants, royalties, dues, conference fees, bequests, devices, 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, (2) those moneys be used by the Conference to pay expenses incurred in dispensing educational and informational data to the state's judicial system, (3) if the moneys accruing to the fund in either of FYs 2010 or 2011 exceed the fund's appropriation authority in either of those fiscal years, $350,000 in each of FYs 2010 and 201, the fund's appropriation 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 GSF Fund 4030 to any other fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
740 JCO - 3 Cash Transfers to the General Revenue Fund		
		Section: ***311.10***
No provision.	No provision.	Requires the Director of Budget and Management to transfer cash totaling $800,000 in each fiscal year from any combination of three specific funds used by the Department of Public Safety (the Driving Under Influence Fines Fund (Fund 83G0), the Elementary School Program Fund (Fund 83N0), and the Seat Belt Education Fund (Fund 8440)) to the GRF for the purpose of supporting the Judicial Conference's GRF appropriations.

Executive	As Passed by the House	As Passed by the Senate
741 JSC - 2 Annual Compensation of Judges		
R.C. *141.04*	**R.C. *141.04***	**R.C. *141.04***
Specifies that the annual salary increases of the Supreme Court Chief Justice, Supreme Court justices, appeals court judges, common pleas court judges, full- and part-time municipal court judges, and county judges be paid with reference to a year, not with reference to a calendar year. (A "calendar year" is the period January through December. A "year," by contrast, is any 12-month period.)	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential savings effect, as it appears to make it easier for staff to process the payment of judicial salaries.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
742 JSC - 16 Municipal Courts Special Project Funds		
		R.C. *1901.26*
No provision.	No provision.	Permits a municipal court to disburse moneys that are deposited into a special projects fund to a county program that is not operated by the court and that addresses issues of domestic violence, if the court deems that program assists in the operation of the court.
		Fiscal effect: The magnitude of the moneys that any given municipal court may disburse to a county-affiliated program in any given year is uncertain.

	Executive	As Passed by the House	As Passed by the Senate
743	**JSC - 12**	**Pay Period for Certain Clerks of Municipal Courts**	
		R.C. ***1901.31***	**R.C.** ***1901.31***
	No provision.	Changes the pay period for clerks of municipal courts other than those of the Auglaize County, Brown County, Hamilton County, Holmes County, Lorain County, Portage County, and Wayne County municipal courts from semimonthly to either semimonthly or biweekly as determined by the payroll administrator.	Same as the House.
		Fiscal effect: Potential savings effect, as it appears to give certain administrators greater flexility in the handling of certain payroll matters.	**Fiscal effect: Same as the House.**
744	**JSC - 15**	**Judges of the Lorain County Court of Common Pleas**	
		R.C. ***2101.01, 2301.02, 2301.03, and Section 721.10***	
	No provision.	Provides that, as of September 29, 2009, the judge of the Lorain County Court of Common Pleas, Division of Domestic Relations, whose term began on February 9, 2009, is the probate judge of the Lorain County Probate Court and that successors to that judge must be elected as the judge of the probate division of that court.	No provision.
		Fiscal effect: Absent this provision, it appears that Lorain County may incur significant one-time transitional costs as a result of being required to merge the probate and domestic relations divisions of the Lorain County Court of Common Pleas.	

Executive	As Passed by the House	As Passed by the Senate
745 JSC - 1 Supreme Court Filing Fee		
R.C. ***2503.17, and Section 313.20***	**R.C.** ***2503.17, and Section 313.20***	**R.C.** ***2503.17, and Section 313.20***
Increases from $40 to $100 the filing fee charged by the clerk of the Supreme Court for each case entered upon its docket, provides that the filing fees so charged and collected are in full for each case filed in the Supreme Court under its Rules of Practice, precludes charging a filing fee or security deposit to an indigent party upon the Supreme Court's determination of indigency pursuant to its Rules of Practice; repeals current provisions specifically exempting a prosecutor from being charged the filing fee under specified circumstances; and requests the Supreme Court to modify its rule regarding filing fees and security deposits to be consistent with the previously described provisions.	Same as the Executive.	Same as the Executive.
Fiscal effect: The filing fee increase is estimated to generate an additional $84,000 to be deposited in the state treasury to the credit of the GRF. The repeal of the filing fee exemption for prosecutors is not expected to have any fiscal effect, as the Court intends to continue the current practice of not charging a prosecutor a filing fee.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
746 JSC - 4 Law-Related Education		
Section: ***313.10***	**Section:** ***313.10***	
Specifies that GRF appropriation item 005406, Law-Related Education, be used 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.	No provision.
747 JSC - 5 Ohio Courts Technology Initiative		
Section: ***313.10***	**Section:** ***313.10***	**Section:** ***313.10***
Specifies that GRF appropriation item 005409, Ohio Courts Technology Initiative, be used to fund an initiative by the Supreme Court to facilitate the exchange of information and warehousing of data by and between Ohio courts and other justice system partners through the creation of an Ohio Courts Network, the delivery of technology services to courts throughout the state, including the provision of hardware, software, and the development and implementation of educational and training programs for judges and court personnel, and operation of the Commission on Technology and the Courts by the Supreme Court for the promulgation of statewide rules, policies, and uniform standards, and to aid in the orderly adoption and comprehensive use of technology in Ohio courts.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
748 JSC - 6 Legal Education Opportunity		
Section: ***313.10***	**Section:** ***313.10***	
(1) Requires GRF appropriation item 005502, Commission for Legal Education Opportunity, be used to fund activities undertaken at the direction of the Chief Justice of the Supreme Court for purposes of introducing minority, low-income, and educationally disadvantaged Ohio students to the legal system and providing educational opportunities to those same students who are preparing for college and interested in the pursuit of a legal career.	(1) Same as the Executive.	(1) No provision.
(2) Permits GRF appropriation item 005502 to be used by the Supreme Court, in cooperation with other entities, to establish and provide programs, courses, and activities consistent with the above purposes and to pay associated administrative costs.	(2) Same as the Executive.	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate

749 JSC - 7 Continuing Judicial Education

Executive	As Passed by the House	As Passed by the Senate
Section: ***313.10***	**Section:** ***313.10***	**Section:** ***313.10***
Requires that the Continuing Judicial Education Fund (GSF Fund 6720) 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; requires related GSF appropriation item 005601, Continuing Judicial Education, be used to pay expenses for continuing education courses for judges and court personnel. Appropriates additional amount deemed as necessary by the Administrative Director of the Supreme Court. Prohibits the Director of Budget and Management and the Controlling Board from transferring moneys from GSF Fund 6720 to any other fund, and requires any interest earned on the fund's moneys are credited to the fund.	Same as the Executive.	Same as the Executive.

750 JSC - 8 Federal Grants

Executive	As Passed by the House	As Passed by the Senate
Section: ***313.10***	**Section:** ***313.10***	**Section:** ***313.10***
Requires that the Federal Grants Fund (FED Fund 3J00) 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; requires any moneys appropriated to its related FED appropriation item 005603, Federal Grants, be used in a manner consistent with the purpose of the grant or award. Appropriates additional amount deemed as necessary by the Administrative Director of the Court. Prohibits the Director of Budget and Management and the Controlling Board from transferring moneys from FED Fund 3J00 to any other fund, and requires any interest earned on the fund's moneys be transferred or credited to the state's GRF.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
751 JSC - 9 Attorney Services		
R.C. ***313.10***	**Section:** ***313.10***	**Section:** ***313.10***
Requires that the Attorney Services Fund (SSR Fund 4C80), formerly known as the Attorney Registration Fund, consist of moneys received by the Supreme Court pursuant to the Rules for the Government of the Bar of Ohio; requires related SSR appropriation item 005605, Attorney Services, be used to compensate employees and to fund appropriate activities of the following offices of the Supreme Court: the Office of Disciplinary Counsel, the Board of Commissioners on Grievances and Discipline, the Clients' Security Fund, and the Attorney Services Division, as well as other activities considered appropriate by the Supreme Court. Appropriates additional amount deemed as necessary by the Administrative Director of the Supreme Court. Prohibits the Director of Budget and Management and the Controlling Board from transferring moneys from SSR Fund 4C80 to any other fund, and requires any interest earned on the fund's moneys are credited to the fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
752 JSC - 10 Grants and Awards		
Section: ***313.10***	**Section:** ***313.10***	**Section:** ***313.10***
Requires that the Grants and Awards Fund (SSR Fund 5T80) consist of grants and other moneys awarded to the Court by the State Justice Institute, the Division of Criminal Justice Services, or other entities; requires any moneys appropriated to its related SSR appropriation item 005609, Grants and Awards, be used in a manner consistent with the purpose of the grant or award. Appropriates additional amount deemed as necessary by the Administrative Director of the Supreme Court. Prohibits the Director of Budget and Management and the Controlling Board from transferring moneys from SSR Fund 5T80 to any other fund, and requires any interest earned on the fund's moneys be credited to the state's GRF.	Same as the Executive.	Same as the Executive.
753 JSC - 11 Supreme Court Admissions		
R.C. ***313.10***	**Section:** ***313.10***	**Section:** ***313.10***
Requires the moneys appropriated to SSR appropriation item 005606, Supreme Court Admissions, be used to compensate Court employees who are primarily responsible for administering the Attorney Admissions Program, and to fund any other activities considered appropriate by the Court. Appropriates additional amount deemed as necessary by the Administrative Director of the Supreme Court. Prohibits the Director of Budget and Management and the Controlling Board from transferring moneys from SSR Fund 6A80 to any other fund, and requires any interest earned on the fund's moneys be credited to the fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
754 LRS - 4 Legal Rights Service Transition Study		
Section: ***Section 317.20***	**Section:** ***317.20***	**Section:** ***317.20***
Requires the Legal Rights Service Commission (LRS) to study the potential transition of LRS from a public entity to a nonprofit organization.	Same as the Executive.	Same as the Executive.
Fiscal effect: LRS will experience an increase in costs associated with (1) conducting the study and producing a written report of the results, and (2) developing a process plan by which a transition to a nonprofit organization could be implemented not later than July 1, 2011.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
755 JLE - 1 Creation of the Joint Legislative Ethics Committee Investigative Fund		
		R.C. ***104.34, 101.72, 102.02***
No provision.	No provision.	Creates the Joint Legislative Ethics Committee Investigative Fund and requires that receipts from the payment of financial disclosure statement filing fees be deposited to the Fund's credit instead of the GRF.
No provision.	No provision.	Requires the state agency that employs an officer or employee who actively advocates in a fiduciary capacity as a representative of that agency to pay the officer's or employee's registration fee as a legislative agent.
		Fiscal effect: Increases revenues to the Joint Legislative Ethics Committee Investigative Fund and decreases revenues to the GRF. Payment of registration fees for state employees will likely increase revenues of the Joint Legislative Ethics Committee Fund.

Executive	As Passed by the House	As Passed by the Senate
756 LSC - 4 Legislative Agency Telephone Usage Fund		
		R.C. ***103.24***
No provision.	No provision.	Codifies Fund 5E30, the House and Senate Telephone Usage Fund, created by the Controlling Board and renames it the Legislative Agency Telephone Usage Fund. Broadens the use of the fund to include the Joint Legislative Ethics Committee and any other legislative agency as determined by LSC. **Fiscal effect: May increase the revenues and expenditures of the fund.**
757 LSC - 3 Legislative Office of Education Oversight		
	R.C. ***3301.68, 3314.03***	
No provision.	Re-establishes the Legislative Committee on Education Oversight as a subcommittee of LSC and re-establishes the Legislative Office of Education Oversight.	No provision.
No provision.	Requires a community school governing authority to provide the annual report of its activities and progress in meeting its academic goals and performance standards and its financial status to LOEO, in addition to the sponsor and parents of school students. Requires community schools to collect and provide any data that LOEO requests in furtherance of any study or research that the General Assembly requires LOEO to conduct. **Fiscal effect: The bill appropriates $500,000 in each fiscal year for GRF appropriation item 035404, Legislative Office of Education Oversight.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
758 LSC - 5 Budget Planning and Management Commission		
		Section: ***509.10***
No provision.	No provision.	Creates the six-member Budget Planning and Management Commission to complete a study and make recommendations addressing (1) a strategy for managing one-time revenues without raising taxes when the revenues are no longer available and (2) a recommendation on whether there is a need to establish a statutory spending limit for one-time revenues that is equal to a percentage of state spending. Requires the commission to submit a report not later than June 30, 2010, to the Speaker of the House of Representatives, the President of the Senate, and the Governor. Requires LSC to provide technical, professional, and clerical support for the Commission.

Executive	As Passed by the House	As Passed by the Senate
759 LIB - 1 Bill and Melinda Gates Foundation Grant Fund		
R.C. ***3375.79***	**R.C.** ***3375.79***	**R.C.** ***3375.79***
Creates in the state treasury the Bill and Melinda Gates Foundation Grant Fund consisting of Bill and Melinda Gates Foundation Grants awarded to the State Library of Ohio for the improvement of public library services, interlibrary cooperation, or other library purposes.	Same as the Executive.	Same as the Executive.
Fiscal effect: Allows for grant revenue into and expenditures from GSF Fund 5GG0 appropriation item 350606, Gates Foundation Grants, which receives appropriations of $500,000 in FY 2010.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
760 LIB - 2 Ohioana Rental Payments		
Section: ***323.10***	**Section:** ***323.10, 348.10***	**Sections:** ***323.10, 348.10***
Requires GRF appropriation item 350401, Ohioana Library Support, to be used to provide support for rental expenses and operations of the Martha Kinney Cooper Ohioana Library Association under section 3375.61 of the Revised Code.	Same as the Executive, but limits the purpose of the item to pay only the rental expenses of the Ohioana Library Association.	Same as the House.
Fiscal effect: Incorporates the state operating susidy for the Ohioana Library Association into the State Library Board's budget under appropriation item 350401, Ohioana Library Support, which has traditionally been used for Ohioana's rental expenses.	**Fiscal effect: Maintains the Ohioana Library Association as a separately budgeted entity as under current law and provides a state operating subsidy of $160,000 in each fiscal year in GRF appropriation item 355501, Library Subsidy.**	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
761 LIB - 3 Regional Library Systems		
Section: ***323.10***	**Section:** ***323.10***	**Section:** ***323.10***
Requires GRF appropriation item 350502, Regional Library Systems, to be used to support regional library systems eligible for funding under sections 3375.83 and 3375.90 of the Revised Code.	Same as the Executive.	Same as the Executive.
762 LIB - 4 Ohio Public Library Information Network		
Section: ***323.10***	**Section:** ***323.10***	**Section:** ***323.10***
Requires GSF Fund 4S40 appropriation item 350604, Ohio Public Library Information Network, to be used for an information telecommunications network linking public libraries participating in the Ohio Public Library Information Network (OPLIN), and permits the OPLIN Board of Trustees to make decisions regarding the use of the appropriation item.	Same as the Executive.	Same as the Executive.
Earmarks up to $81,000 in each fiscal year from appropriation item 350604, Ohio Public Library Information Network, to help local libraries filter obscene and illegal Internet materials, and requires the OPLIN board to advise local libraries on emerging technologies and methods to control access to obscene and illegal materials. Requires the OPLIN Executive Director to provide biannual reports to the Governor, the Speaker and Minority Leader of the House of Representatives, and the President and Minority Leader of the Senate on any steps being taken by OPLIN and public libraries in the state to limit and control such improper usage as well as information on national and international trends in this area.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Requires OPLIN, INFOhio, and OhioLINK to coordinate and cooperate in their purchase or other acquisition of the use of electronic databases for their respective users and to contribute funds in an equitable manner for this purpose.	Same as the Executive.	Same as the Executive.
763 LIB - 5 Library for the Blind		
Section: ***323.10***	**Section:** ***323.10***	**Section:** ***323.10***
Requires GSF Fund 5GB0 appropriation item 350605, Library for the Blind, to be used for the statewide Talking Book Program to assist the blind and disabled.	Same as the Executive.	Same as the Executive.
764 LIB - 6 Transfer to OPLIN Technology Fund		
Section: ***323.10***	**Section:** ***323.10***	**Section:** ***323.10***
Requires the Director of Budget and Management to transfer $3,702,150 cash in each fiscal year from the Public Library Fund (Fund 7065) to GSF Fund 4S40, the OPLIN Technology Fund.	Same as the Executive.	Same as the Executive.
765 LIB - 7 Transfer to Library for the Blind Fund		
Section: ***323.10***	**Section:** ***323.10***	**Section:** ***323.10***
Requires the Director of Budget and Management to transfer $1,274,194 cash in each fiscal year from the Public Library Fund (Fund 7065) to GSF Fund 5GB0, the Library for the Blind Fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
766 LOT - 1 Lottery Transfers to the Lottery Profits Education Fund		
Section: ***327.10***	**Section:** ***327.10***	**Section:** ***327.10***
Requires the Director of Budget and Management to transfer at least $705 million in FY 2010 and $711 million in FY 2011 from the State Lottery Fund to the Lottery Profits Education Fund (Fund 7017). States that such transfers represent the estimated net income from operations of the Commission in FY 2010 and FY 2011.	Same as the Executive.	Same as the Executive.
767 LOT - 2 Operating Expenses		
Section: ***327.10***	**Section:** ***327.10***	**Section:** ***327.10***
Authorizes the Controlling Board, at the request of the State Lottery Commission, to authorize additional appropriations for operating expenses of the State Lottery Commission from the State Lottery Fund up to a maximum of 15 percent of anticipated total revenue from the sale of lottery tickets.	Same as the Executive.	Same as the Executive.
768 LOT - 3 Direct Prize Payments		
Section: ***327.10***	**Section:** ***327.10***	**Section:** ***327.10***
Appropriates any amounts, in addition to the amounts appropriated in appropriation item 950601, Direct Prize Payments, that the Director of the State Lottery Commission determines to be necessary to fund prizes, bonuses, and commissions.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
769 LOT - 4 Annuity Prizes		
Section: ***327.10***	**Section:** ***327.10***	**Section:** ***327.10***
Authorizes the State Lottery Commission, with the approval of the Office of Budget and Management, to transfer an amount sufficient to fund deferred prizes from the State Lottery Fund (Fund 7044) to the Deferred Prizes Trust Fund (Fund 8710). Appropriates any amounts, in addition to the amounts appropriated in appropriation item 950602, Annuity Prizes, that the Director of the State Lottery Commission determines to be necessary to fund deferred prizes and interest earnings. Requires the Treasurer of State, from time to time, to credit Fund 8710 the pro rata share of interest earned on invested balances.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
770 MHC - 1 Manufactured Home Authority Transfer		
	R.C. ***3733.02, 4505.01, 4505.062, 4505.111, 4505.181, 4505.20, 4517.01 - 4517.03, 4517.30, 4517.33, 4517.43, 4517.052, 4517.27, 4781.01, 4781.02, 4781.04 - 4781.07, 4781.16 - 4781.25, 4781.99, Sections 745.10, 745.20, 745.30, 745.40***	**R.C.** ***3733.02, 4501.01, 4505.062, 4505.111, 4505.181, 4505.20, 4517.01 - 4517.03, 4517.30, 4517.33, 4517.43, 4517.052, 4517.27, 4781.01, 4781.02, 4781.04 - 4781.07, 4781.16 - 4781.25, 4781.99, and Sections 745.10, 745.20, 745.30, and 745.40***
(1) No provision.	(1) Transfers from the Bureau of Motor Vehicles to the Manufactured Homes Commission (MHC) the licensing authority for manufactured housing dealers, manufactured housing brokers, and manufactured housing salespersons, and makes conforming changes to the licensure process effective July 1, 2010.	Same as the House, but makes changes to current law and provisions in the bill concerning manufactured homes, to correspond with and clarify the proposed transfer under the bill of licensing and inspection authority from the Bureau of Motor Vehicles and Ohio Department of Health to the Manufactured Homes Commission.
(2) No provision.	(2) Transfers the inspection authority over the installation, foundations, and the base support systems of manufactured housing in manufactured home parks from the Ohio Department of Health to the Commission, effective January 1, 2010.	Same as the House.
(3) No provision.	(3) Makes other changes concerning current licensure requirements for manufactured housing dealers, brokers, and salespersons, effective only until July 1, 2010.	Same as the House.
	Fiscal effect: Increased expenditures for MHC, likely offset by gains in license fees and home inspection revenues, with corresponding decreases for the Bureau of Motor Vehicles and the Department of Health.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
771 MED - 2 License Verification		
R.C. *4731.10*	**R.C. *4731.10***	**R.C. *4731.10***
Requires the State Medical Board to verify licensure in Ohio for persons applying to practice in another state and establishes a $50 fee for the verification.	Same as the Executive.	Same as the Executive.
Eliminates the Board's duty to certify out-of-state license applications.	Same as the Executive.	Same as the Executive.
Fiscal effect: Projected annual increase of $325,000 in state revenue deposited into GSF Fund 5C60, State Medical Board.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
772 MED - 3 Certificate Duplication		
R.C. *4731.26*	**R.C. *4731.26***	**R.C. *4731.26***
Specifies that the Board's $35 fee for issuing a duplicate certificate applies not only when issuing a duplicate certificate to practice, but also when issuing a duplicate certificate of registration (a document evidencing biennial renewal).	Same as the Executive.	Same as the Executive.
Fiscal effect: Projected annual increase of $21,000 in state revenue deposited into GSF Fund 5C60, State Medical Board.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
773 MED - 1 Voucher Approval		
R.C. *4731.38*	**R.C. *4731.38***	**R.C. *4731.38***
Permits the Board's vouchers to be approved by any person the Board authorizes, rather than only the Board's president or executive director.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
774 MED - 4 Radiology Practitioner Assistants		
		R.C. ***4774.02***
No provision.	No provision.	Exempts certain radiology practitioner assistants from the requirement to obtain from the State Medical Board a certificate to practice as a radiology assistant. **Fiscal effect: Minimal.**

Executive	As Passed by the House	As Passed by the Senate
775 AMB - 1 Ambulette Licensure		
R.C. ***4766.09***	**R.C.** ***4766.09***	**R.C.** ***4766.09***
Exempts from the licensure requirements pertaining to ambulette services an entity that is not certified by the Department of Aging but provides ambulette services under a contract or grant agreement governed by the Department.	Same as the Executive.	Same as the Executive.
Fiscal effect: No direct fiscal effect on the Board's revenue and expenditure activity.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
776 DMH - 20 Ohio Family and Children First Cabinet Council		
	R.C. *121.37*	**R.C. *121.37***
No provision.	Adds the Directors of Aging and Rehabilitation and Corrections as members of the Ohio Family and Children First Cabinet Council.	Same as the House.
	Fiscal effect: Increase in costs for the Departments of Aging and Rehabilitation and Correction and an increase in revenue for DMH, which acts as the fiscal agent for the Ohio Family and Children First Cabinet Council, since state agencies represented on the Council share the Council's operating costs.	**Fiscal effect: Same as the House.**
777 DMH - 17 Care Coordination Information		
	R.C. *121.375*	**R.C. *121.375***
No provision.	Permits a care coordination agency to provide certain information to the Ohio Family and Children First Cabinet Council regarding care coordination for at-risk individuals and permits the Council to use the information to help improve care coordination for at-risk individuals throughout the state.	Same as the House, but (1) permits the Cabinet Council to give incentives to encourage care coordination agencies to provide the information and (2) requires the Cabinet Council to adopt rules defining the terms "at-risk individual" and "care coordination agency" rather than having the statute define the terms.
	Fiscal effect: None.	**Fiscal effect: Minimal increase in administrative costs for the Cabinet Council to promulgate rules and potential increase in costs to provide incentives to care coordination agencies.**

Executive	As Passed by the House	As Passed by the Senate
778 DMH - 21 Ohio Family and Children First Cabinet Council		
		R.C. *121.376*
No provision.	No provision.	Requires each public children services agency to annually report to the Family and Children First Cabinet Council the number of times during the previous calendar year that a parent, guardian, or legal custodian voluntarily surrendered custody of a mentally ill child to the agency for the sole purpose of qualifying the child for government funded mental health services.
No provision.	No provision.	Requires the Council to submit an annual report of the results to the President of the Senate and the Speaker of the House.
		Fiscal effect: Minimal increase in administrative expenditures for the Cabinet Council to produce the annual report.
779 DMH - 3 ODMH Purchasing Program		
R.C. *5119.16, 5120.09*	**R.C. *5119.16, 5120.09***	**R.C. *5119.16, 5120.09***
Permits, rather than requires, ODMH to provide goods and services, including medical supplies, drugs, food, and related procurement, storage, and distribution services, to the following: (1) the Department of Rehabilitation and Correction and other specified state departments, (2) other state, county, and municipal agencies, and (3) ODMH institutions and state-operated community-based mental health services.	Same as the Executive.	Same as the Executive.
Eliminates the specific process to be used by recipients of ODMH services in attempting to resolve issues of unsatisfactory service from ODMH.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Potential revenue loss and expenditure savings, net annual effect uncertain.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

780 DMH - 2 Information Systems Maintained by ODMH

R.C. ***5119.61***	**R.C.** ***5119.61***	**R.C.** ***5119.61***
Expressly authorizes ODMH to develop and operate more than one community mental health information system.	Same as the Executive.	Same as the Executive.
Modifies the existing prohibition on the collection of identifying information by ODMH from ADAMHS boards by specifying that (1) the prohibition applies to the collection of information that is personal, (2) the prohibition does not apply when state or federal law allows the collection (rather than only when the law requires the collection) and (3) the collection must be for purposes related to payment, health care operations, program and service evaluation, reporting activities, research, system administration, and oversight.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential increase in costs for ODMH to develop and implement additional information systems.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

781 DMH - 1 Allocation of Funds for Local Management of Mental Health Services; Funds for Administrative Purposes

R.C. ***5119.622, 5119.621***	**R.C.** ***5119.622, 5119.621***	
Requires ODMH, when allocating funds for the local management of mental health services, to specify (1) the maximum portion of the funds that an ADAMHS board or group of boards may use for administrative purposes and (2) the permissible uses of the funds for administrative purposes.	Same as the Executive, but clarifies that the funds being allocated are state and federal funds and permits the ODMH Director to establish either a maximum "amount" or "portion" of the funds that may be used for administrative purposes.	No provision.
Permits ODMH to distribute funds for the local management of mental health services to groups of ADAMHS boards on a regional or statewide basis.	Replaces the Executive provision with a provision that permits the ODMH Director, when allocating state General Revenue Fund (GRF) money for the local management of mental health services, to allocate the money to groups of	No provision.

Executive	As Passed by the House	As Passed by the Senate
	two or more boards (instead of separate boards) if the boards in each group agree to the group allocation.	
Permits an ADAMHS board or group of boards to request a variance or waiver from the ODMH's determination of the maximum portion of the funds that may be used for administrative purposes, and specifies that the ODMH Director has sole discretion to approve or deny the request.	Same as the Executive, but permits an ADAMHS board or group of boards to seek a variance or waiver from ODMH's determination of either a maximum "amount" or "portion" of state and federal funds that may be used for administrative purposes.	No provision.
Requires an ADAMHS board or group of boards to account for its use of funds for administrative purposes by submitting an annual report to ODMH.	Same as the Executive.	No provision.
No provision.	Permits the ODMH Director to deny funds to an ADAMHS board that exceeds the limit the Director establishes on the amount or portion of state and federal funds that may be used for administrative purposes.	No provision.

782 DMH - 15 Disclosure of Hospital Psychiatric Records to Other Health Care Professionals

	R.C. *5122.31*	**R.C. *5122.31***
No provision.	Specifies that the prohibition against disclosing, without patient consent, certain documents related to a patient's hospitalization for a psychiatric condition does not apply when the exchange is between both of the following: (1) ODMH hospitals, other ODMH institutions and facilities, or community mental health agencies and (2) other providers of treatment and health services for a patient.	Same as the House.
No provision.	Provides that the purpose of the exchange must be to facilitate the patient's continuity of care.	Same as the House.
No provision.	Requires the custodian of records of an ODMH hospital, institution, or facility, or of a community mental health agency, to attempt to obtain patient consent before the documents are disclosed.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: May reduce administrative costs to obtain documents, but may minimally increase administrative costs to obtain consent from patients for record disclosure.	**Fiscal effect: Same as the House.**
783 DMH - 16 Regional Care Coordination Hubs		
	Sections: ***335.10, 335.40.15***	
No provision.	Earmarks $130,000 in each fiscal year of GRF appropriation item 335405, Family & Children First, to each of the regional care coordination hubs to be used to (1) help care coordination agencies, (2) collect certain information from care coordination agencies, and (3) compile the information and provide it to the hubs' governing boards and the Ohio Family and Children First Cabinet Council.	No provision.
No provision.	Earmarks $124,000 in each fiscal year of GRF appropriation item 335405, Family & Children First, to the Ohio Family and Children First Cabinet Council to be used to provide support services to the regional care coordination hubs, receive the information the regional care coordination hubs provide to the Council, and use the information to help improve care coordination services throughout the state.	No provision.

Executive	As Passed by the House	As Passed by the Senate
784 DMH - 18 Medicaid Rates for Community Behavioral Health Services		
	Sections: ***335.10, 335.40.30***	
No provision.	Requires that $669,912 in FY 2010 and $1,261,286 in FY 2011 of GRF appropriation item 335505, Local Mental Health Systems of Care, be provided to local boards to pay the nonfederal share of the 1/2% increase in the Medicaid reimbursement rate ceilings for Medicaid-covered community behavioral health services. (The provision that increases the provider rate is in the Department of Job and Family Services in Section 309.30.75 of the bill.)	No provision.

Executive	As Passed by the House	As Passed by the Senate
785 DMH - 6 Forensic Services		
Section: ***335.10.10***	**Section:** ***335.10.10***	**Section:** ***335.10.10***
Restricts how funds in GRF appropriation item 322401, Forensic Services, are to be used as follows: (1) to provide psychiatric services to courts of common pleas; (2) funds must 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 ODMH facilities prior to conditional release to the community; (3) may be used to support projects involving mental health or substance abuse and to assist courts and law enforcement to identify and develop appropriate alternative services to incarceration for non-violent mentally ill offenders, and to provide specialized re-entry services to offenders leaving prisons and jails; and (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.	Same as the Executive.
786 DMH - 7 Residency Traineeship Programs		
Section: ***335.20.10***	**Section:** ***335.20.10***	**Section:** ***335.20.10***
Requires that GRF appropriation item 333402, Resident Trainees, be used to fund training agreements entered into by ODMH for the development of curricula and the provision of training programs to support public mental health services.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
787 DMH - 8 Pre-Admission Screening Expenses		
Section: ***335.20.20***	**Section:** ***335.20.20***	**Section:** ***335.20.20***
Requires that GRF appropriation item 333403, Pre-Admission Screening Expenses, be used to ensure that uniform statewide methods for pre-admission screening are in place for persons who have severe mental illness and are referred for long-term Medicaid-certified nursing facility placement. Specifies that pre-admission screening includes pre-admission assessment, consideration of continued stay requests, discharge planning and referral, and adjudication of appeals and grievance procedures.	Same as the Executive.	Same as the Executive.
788 DMH - 9 Lease-Rental Payments		
Section: ***335.20.30***	**Section:** ***335.20.30***	**Section:** ***335.20.30***
Specifies that ODMH must pay to the Ohio Public Facilities Commission from GRF appropriation item 333415, Lease-Rental Payments, pursuant to leases and agreements made under state law regarding capital facilities for mental hygiene and retardation. Specifies that the appropriations in that appropriation item are the source of funds pledged for bond service charges on obligations issued for certain capital facilities.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
789 DMH - 10 Behavioral Health Medicaid Services		
Section: ***335.20.40***	**Section:** ***335.20.40***	**Section:** ***335.20.40***
Requires ODMH to administer specified Medicaid services as delegated by ODJFS in an interagency agreement and permits the use of SSR Fund 4X50 appropriation item 333607, Behavioral Health Medicaid Services, to make payments for free-standing psychiatric hospital inpatient services as defined in an interagency agreement with ODJFS.	Same as the Executive.	Same as the Executive.
Fiscal effect: May result in increased administrative costs to administer Medicaid services delegated by ODJFS.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
790 DMH - 11 Community Mental Health Board Risk Fund		
Section: ***335.30.10***	**Section:** ***335.30.10***	**Section:** ***335.30.10***
Requires that SSR Fund 6920 appropriation item 334636, Community Mental Health Board Risk Fund, be used to assist local boards that elect to participate in the fund and that serve areas in which the costs of utilizing state hospitals by residents in a fiscal year exceeds the amount allocated to the local board by ODMH.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
791 DMH - 12 Behavioral Health Services - Children		
Section: ***335.40.10***	**Section:** ***335.40.10***	**Section:** ***335.40.10***
Requires the following regarding GRF appropriation item 335404, Behavioral Health Services-Children: (1) That the funds be used to provide behavioral health services for children and their families, including mental health and alcohol and other drug treatment services and other necessary supports; (2) That ODMH distributes funds to local boards based on a distribution formula approved by the Director of Mental Health; (3) That the funds be used in accordance with a local board's community mental health plan and in conjunction with the local Family and Children First Council. Requires the Ohio Family and Children First Cabinet Council to define a System of Care guidance process to guide the collaborative services provided by the local board and the local Family and Children First Council.	Same as the Executive.	Same as the Executive.
No provision.	Earmarks $1 million in each fiscal year of GRF appropriation item 335404, Behavioral Health Services - Children, for behavioral health treatment services for children under age seven and their families and specifies that amount is to be distributed to the ADAMHS and CMHS boards based on community-need as determined by the Director of Mental Health.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
792 DMH - 13 Community Medication Subsidy		
Section: ***335.40.20***	**Section:** ***335.40.20***	**Section:** ***335.40.20***
Requires that GRF appropriation item 335419, 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 and subsidized support for methadone costs.	Same as the Executive.	Same as the Executive.
793 DMH - 14 Local Mental Health Systems of Care		
Section: ***335.40.30***	**Section:** ***335.40.30***	**Section:** ***335.40.30***
Requires that GRF appropriation item 335505, Local Mental Health Systems of Care, be used for mental health services provided by community mental health boards in accordance with an ODMH-approved community mental health plan.	Same as the Executive.	Same as the Executive.
794 DMH - 4 Advisory Group Regarding Medicaid-Covered Community Behavioral Health Services		
Section: ***729.10***	**Section:** ***751.10***	**Section:** ***751.10***
Creates the Medicaid Elevation Advisory Group.	Same as the Executive, but renames the Group the Medicaid Community Behavioral Health Elevation and Administration Advisory Group.	Same as the Executive, but renames the Group the Medicaid Community Behavioral Health Administration Advisory Group.
Provides for the following to serve on the Group: (1) the ODMH and ODADAS Directors or their designees, (2) representatives of ADAMHS boards, (3) representatives of providers of community behavioral health services, (4) consumers of community behavioral health services and advocates of consumers, and (5) certain state policy makers.	Same as the Executive, but (1) adds the ODJFS Director or the Director's designee to the Group and (2) permits various organizations to nominate individuals to serve on the Group.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Requires the Group to study the issue of transferring the responsibility for paying providers of Medicaid-covered community behavioral health services and related management responsibilities to ODMH and ODADAS from ADAMHS boards.	Replaces the Executive provision with a provision that requires the Group to study the statewide administration and management of Medicaid-covered community behavioral health services.	Same as the House, but removes the requirement that the administration and management being studied be statewide.
Requires the Group to issue a report regarding its study not later than June 30, 2010, and requires the report to include (1) a fiscal analysis of the impact that transferring payment responsibility and related management responsibilities would have on ODMH, ODADAS, and the ADAMHS boards, (2) recommendations for increasing efficiencies, and (3) recommendations for system changes needed to transfer payment responsibility to ODMH and ODADAS.	Same as the Executive, but requires the report to include instead (1) a plan for the statewide administration and management of Medicaid-covered community behavioral health services, (2) a fiscal analysis of the impact any changes to the system of paying providers and related management functions would have on ODMH, ODADAS, and the ADAMHS boards, (3) recommendations for increasing efficiencies, and (4) recommendations for system changes needed to implement the statewide administration and management of the Medicaid-covered community behavioral health services.	Same as the House, but (1) removes the requirement that the administration and management be uniform and statewide, (2) requires the fiscal analysis to be of the impact that changing the entity responsible for paying providers would have on ODMH, ODADAS, and the ADAMHS boards, and (3) requires the recommendations regarding system changes be for system changes needed for the effective administration and management of Medicaid-covered community behavioral health services.
Requires ODMH and ODADAS to assume responsibility for paying providers of Medicaid-covered community behavioral health services and related management responsibilities not later than July 1, 2011, but provides that the Departments' assumption of the payment and related management responsibilities is subject to any necessary changes in state law, including changes related to funding.	Replaces the Executive provision with a provision that requires ODMH and ODADAS to implement, under ODJFS's supervision, changes to the administration and management of Medicaid-covered community behavioral health services (including changes to the system of paying providers) not later than July 1, 2011, but provides that the implementation of the changes is subject to enactment or adoption of any necessary changes in state law, including changes related to funding.	Replaces the House provision with a provision that permits ODMH and ODADAS to implement, under ODJFS's supervision, the Group's recommendations, but provides that implementation of the recommendations is subject to changes in any conflicting state law, including changes related to funding.
Fiscal effect: Minimal increase in ODMH's and ODADAS' costs to produce the required report. May cause minimal increase in ODMH's and ODADAS' costs to reimburse members for travel expenses.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
795 DMH - 19 Community Behavioral Health Services Study		
	Section: ***751.13***	**Section:** ***751.13***
No provision.	Requires the Mental Health Director, ODADAS Director, and ODJFS Director to convene a group to develop recommendations regarding the amount, duration, and scope of publicly funded community behavioral health services that should be available through Ohio's community behavioral health system.	Same as the House.
	Fiscal effect: Minimal increase for the participating agencies to produce the required report.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
796 DMR - 3 ODMR/DD and ODJFS Administration and Oversight Funds		
R.C. ***5123.0412***	**R.C.** ***5123.0412***	**R.C.** ***5123.0412***
Permits ODMR/DD and the Department of Job and Family Services to use money in their respective administration and oversight funds for Medicaid administrative costs in general rather than just the administrative and oversight costs of Medicaid case management services and ODMR/DD-administered home and community-based Medicaid waiver services.	Same as the Executive.	Same as the Executive.
Fiscal effect: Broadens the use of the dollars in the funds.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
797 DMR - 26 County MR/DD Board Levy Failure		
	R.C. ***5123.0413, 5123.049, 5126.0512, 5126.19***	**R.C.** ***5123.0413, 5123.049, 5126.0512, 5126.19***
No provision.	Eliminates a requirement that ODMR/DD adopt rules establishing a method of paying for extraordinary costs and ensure the availability of adequate funds in the event a county property tax levy for services with individuals with MR/DD fails and requires instead that ODMR/DD adopt rules to establish, in the event such a levy fails, methods of (1) paying for home and community-based services and (2) reducing the number of individuals a county MR/DD board would otherwise be required to ensure are enrolled in home and community-based services.	Same as the House.
No provision.	Abolishes the State MR/DD Risk Fund and the State Insurance Against MR/DD Risk Fund.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Minimal administrative costs associated with the development of rules and potential savings to county MR/DD boards in waiver costs if the number of individuals required to be enrolled is reduced.	**Fiscal effect: Same as the House.**
798 DMR - 29 Nursing Home Seeking Residential Facility License		
		R.C. ***5123.193, 5111.21, 5111.211, 5123.19***
No provision.	No provision.	Establishes conditions under which a nursing home seeking licensure as residential facility for up to 25 persons with mental retardation or a developmental disability is not required to obtain approval of a development plan.
No provision.	No provision.	Provides that an ICF/MR is not required to have received approval of a development plan to be eligible for Medicaid payments if, under the bill, the ICF/MR obtained licensure as a residential facility without having to obtain approval of a development plan.
No provision.	No provision.	Provides that ODMR/DD is not responsible for the state share of a Medicaid claim for ICF/MR services even though the ICF/MR receives initial certification as an ICF/MR after June 1, 2003, if the ICF/MR, pursuant to the bill, obtained licensure as a residential facility without having to obtain approval of a development plan.
		Fiscal effect: Potential savings to ODMR/DD.

Executive	As Passed by the House	As Passed by the Senate
799 DMR - 2 MR/DD Personnel Providing Specified Health Care Services		
R.C. *5123.42*		
Provides that in a community living arrangement certified MR/DD personnel who are not health professionals may be authorized to provide certain health-care services to not more than five, rather than four, individuals with mental retardation or a developmental disability.	No provision.	No provision.
Fiscal effect: Potential savings to ODMR/DD.		
800 DMR - 1 Number of Persons Living Together in Supported Living		
R.C. *5126.01*		
Provides that under the Supported Living Program an individual with mental retardation or a developmental disability may reside in a residence of the individual's choice with up to four, rather than up to three, other individuals with mental retardation or a developmental disability who are not the individual's relatives.	No provision.	No provision.
Fiscal effect: Potential savings to ODMR/DD.		
801 DMR - 4 Identity Disclosure -- County MR/DD Programs		
R.C. *5126.044*	**R.C. *5126.044***	**R.C. *5126.044***
Specifies that the prohibition against disclosing the identity of a person who is eligible for or requests programs or services from a county board of mental retardation and developmental disabilities (county MR/DD board), or an entity under contract with the board, does not apply if the disclosure is needed for the person's treatment or the payment of services.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Eliminates provisions under which a county MR/DD board or contracting entity is required to maintain a record or report of when and to whom each currently permitted disclosure or release of a person's identity is made by the board or contracting entity.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential minimal savings to county MR/DD boards.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
802 DMR - 25 County MR/DD Board Business and Medicaid Services Managers		
	R.C. *5126.054*	**R.C. *5126.054***
No provision.	Revises the conditions by which a county MR/DD board may satisfy a requirement to have a business manager and Medicaid services manager.	Same as the House.
	Fiscal effect: Potential savings to county MR/DD boards by allowing county boards to share business and Medicaid service managers.	**Fiscal effect: Same as the House.**
803 DMR - 24 Summary Page for MR/DD Individual Service Plans		
	R.C. *5126.055*	**R.C. *5126.055***
No provision.	Requires a county MR/DD board to include with each individualized service plan a summary page, agreed to by the board, provider, and individual, clearly outlining the amount, duration, and scope of services to be provided under the plan.	Same as the House.
	Fiscal effect: Minimal.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
804 DMR - 28 Golden Key Center		
	Sections: ***337.10, 337.30.45***	
No provision.	Earmarks $25,000 of appropriation item 322451, Family Support Services, in each fiscal year for the Golden Key Center for Exceptional Children.	No provision.
805 DMR - 11 Lease-Rental Payments		
Section: ***337.20.10***	**Section:** ***337.20.10***	**Section:** ***337.20.10***
Specifies that ODMR/DD must pay to the Ohio Public Facilities Commission from GRF appropriation item 320415, Lease-Rental Payments, pursuant to leases and agreements made under state law regarding capital facilities for mental hygiene and retardation. Specifies that the appropriations in that appropriation item are the source of funds pledged for bond service charges on obligations issued for certain capital facilities.	Same as the Executive.	Same as the Executive.
806 DMR - 12 Residential and Support Services		
Section: ***337.30.10***	**Section:** ***337.30.10***	**Section:** ***337.30.10***
Specifies that ODMR/DD may designate a portion of GRF appropriation item 322413, Residential and Support Services, for Sermak Class Services used to implement the requirements of the agreement settling the consent decree in Sermak v. Manuel.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
807 DMR - 13 Other Residential and Support Service Programs		
Section: ***337.30.20***	**Section:** ***337.30.20***	**Section:** ***337.30.20***
Permits the use of GRF appropriation item 322413, Residential Support Services, for residential and support service programs that enable individuals with mental retardation and developmental disabilities to live in the community.	Same as the Executive.	Same as the Executive.
808 DMR - 14 Medicaid Waiver - State Match (GRF)		
Section: ***337.30.30***	**Section:** ***337.30.30***	**Section:** ***337.30.30***
Specifies that GRF appropriation item 322416, Medicaid Waiver - State Match, is to be used for home and community-based waiver services under Title XIX of the Social Security Act and to pay the nonfederal share of the cost of one or more new intermediate care facilities for the mentally retarded certified beds if the Director of MR/DD is required by the bill to transfer to the Director of Job and Family Services funds to pay such nonfederal share.	Same as the Executive.	Same as the Executive.
Provides that if receipts credited to the Medicaid Waiver Fund (Fund 3G60) used by ODMR/DD exceed the amounts appropriated from the fund, the Director of Mental Retardation and Developmental Disabilities may request that Director of OBM to authorize expenditures in excess of amounts appropriated and provides that upon the approval of the Director of OBM, the amounts are appropriated.	Same as the Executive.	Same as the Executive.
Provides that if receipts credited to the Interagency Reimbursement Fund (Fund 3G50) used by the Department of Job and Family Services, exceed the amounts appropriated from the fund, the Director of Job and Family Services may request that Director of OBM to authorize	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
expenditures in excess of amounts appropriated and provides that upon the approval of the Director of OBM, the amounts are appropriated.		

809 DMR - 8 Fiscal Plan for Home and Community-Based Services

Executive	As Passed by the House	As Passed by the Senate
Section: ***337.30.40***	**Section:** ***337.30.40***	**Section:** ***337.30.40***
Requires the Director of MR/DD to submit a plan to the Director of Job and Family Services not later than December 31, 2009, with recommendations for actions to be taken addressing the fiscal sustainability of home and community-based services provided under Medicaid waiver programs ODMR/DD administers.	Same as the Executive, but specifies that any recommendations on modifying the methodology used in establishing provider payment rates may address (1) wages and benefits of persons who provide direct care and (2) training and supervision of those persons.	Same as the House.
Fiscal effect: Minimal.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

810 DMR - 22 State Subsidy to County MR/DD Boards

Executive	As Passed by the House	As Passed by the Senate
Section: ***337.30.50***	**Section:** ***337.30.50***	**Section:** ***337.30.50***
Except as otherwise provided in the section of the bill titled "Nonfederal Share of ICF/MR Beds," requires the Director of MR/DD, in consultation with the county MR/DD boards, to develop a formula for allocating GRF appropriation item 322501, County Boards Subsidies, to each county board. Requires ODMR/DD to distribute the subsidy to county boards in quarterly installments. Except for the portion of those dollars used to pay the nonfederal share of Medicaid expenditures, requires county boards to use the subsidy for early childhood and adult services, service and support administration, and supported living.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
811 DMR - 9 County Share of Medicaid Home and Community-Based Services		
Section: ***337.30.60***	**Section:** ***337.30.60***	**Section:** ***337.30.60***
Requires the Director of MR/DD to establish a methodology to be used in FY 2010 and FY 2011 to estimate the quarterly amount each county MR/DD board is to pay of the nonfederal share of home and community-based services for which the county board is responsible. Requires the Director of MR/DD to provide written notice of the amount owed by each county board for each quarter.	Same as the Executive.	Same as the Executive.
Authorizes the Director of MR/DD to withhold from a county MR/DD board, that fails to make the full payment by the time it is due, the amount the county board fails to pay from one or more state subsidies that ODMR/DD would otherwise provide to the county board.	Same as the Executive.	Same as the Executive.
812 DMR - 15 Tax Equity		
Section: ***337.30.70***	**Section:** ***337.30.70***	**Section:** ***337.30.70***
Specifies that GRF appropriation item 322503, Tax Equity, is to be used pay each county MR/DD board an amount equal to what was received in FY 2009 if the Director of MR/DD determines that sufficient appropriation is available, or an amount that is proportionate to what was received in FY 2009 if the appropriation is insufficient.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
813 DMR - 16 Medicaid Waiver - State Match (Fund 4K80)		
Section: ***337.30.80***	**Section:** ***337.30.80***	**Section:** ***337.30.80***
Requires that SSR Fund 4K80 appropriation item 322604, Medicaid Waiver - State Match, be used as matching funds for home and community-based waivers.	Same as the Executive.	Same as the Executive.
814 DMR - 23 ICF/MR Conversion		
	Section: ***337.30.85***	**Section:** ***337.30.85***
No provision.	Provides the funding mechanism for conversion of ICF/MR beds to home and community-based services for the FY 2010-FY 2011 biennium by transferring cash from the General Revenue Fund to the Home and Community-Based Services/Mental Retardation Fund (Fund 4K80), used by ODMR/DD, appropriating the transferred amount to appropriation item 322604, Medicaid Waiver - State Match, and reducing appropriation item 600525, Health Care/Medicaid, used by the Department of Job and Family Services.	Same as the House.
815 DMR - 17 Targeted Case Management Services		
Section: ***337.30.90***	**Section:** ***337.30.90***	**Section:** ***337.30.90***
Specifies that county MR/DD boards are to pay the nonfederal portion of targeted case management services to ODMR/DD and requires the Director of MR/DD to withhold any amount owed from subsequent payments from any appropriation item or money otherwise due to a nonpaying county.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Permits the Director of MR/DD and the Director of Job and Family Services to enter into an interagency agreement requiring ODMR/DD to pay the Department of Job and Family Services (ODJFS) the nonfederal portion of the cost of targeted case management services paid by county MR/DD boards and ODJFS to pay the total cost of targeted case management claims.	Same as the Executive.	Same as the Executive.
816 DMR - 18 Transfer to Program Fee Fund		
Section: ***337.31.10***	**Section:** ***337.31.10***	**Section:** ***337.31.10***
Requires the Director of MR/DD to request the Director of Budget and Management to transfer the cash balance in GSF Fund 4B50, Conference/Training Fund, to SSR Fund 5EV0, Program Fee Fund, on July 1, 2009 or as soon as possible thereafter and abolishes Fund 4B50 upon completion of the transfer.	Same as the Executive.	Same as the Executive.
817 DMR - 10 Developmental Center Billing for Services		
Section: ***337.31.20***	**Section:** ***337.31.20***	**Section:** ***337.31.20***
Permits a developmental center to provide services to persons with mental retardation or other developmental disabilities who live in the community or to providers of services to such persons and authorizes ODMR/DD to develop a methodology for recovering all costs associated with provision of these services.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
818 DMR - 19 Transfer of Funds for Developmental Center Pharmacy Programs		
Section: ***337.40.10***	**Section:** ***337.40.10***	**Section:** ***337.40.10***
Requires the Director of MR/DD to transfer to the Department of Job and Family Services, by intrastate transfer voucher, cash in an amount equal to the nonfederal share of Medicaid prescription drug claim costs paid for all developmental centers. Specifies that transfers are to occur quarterly.	Same as the Executive.	Same as the Executive.
819 DMR - 20 Nonfederal Match for Active Treatment Services		
Section: ***337.40.20***	**Section:** ***337.40.20***	**Section:** ***337.40.20***
Requires that any county funds received by ODMR/DD from county MR/DD boards for active treatment be deposited into SSR Fund 4890, Mental Retardation Operating Fund.	Same as the Executive.	Same as the Executive.
820 DMR - 21 Nonfederal Share of New ICF/MR Beds		
Section: ***337.40.30***	**Section:** ***337.40.30***	**Section:** ***337.40.30***
Requires ODMR/DD to transfer funds, by intrastate transfer voucher, to ODJFS to pay the nonfederal share of Medicaid costs for beds that obtain certification as an ICF/MR bed on or after July 1, 2009.	Same as the Executive.	Same as the Executive, but provides that ODMR/DD is not required to make the transfer if the beds are in an ICF/MR that obtained licensure as a residential facility without having to obtain approval of a development plan.
Stipulates that funds the ODMR/DD Director transfers in the case of beds located in a county served by a county MR/DD board that initiates or supports the beds' certification be funds that the ODMR/DD Director has allocated to that county MR/DD board unless the amount of the allocation is insufficient to pay the entire nonfederal share of the Medicaid costs for the beds in which case the ODMR/DD Director is to use as much of such funds allocated to other counties as	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
needed to make up the difference.		
Requires the ODMR/DD Director to use only funds appropriated to ODMR/DD/DD in GRF appropriation item 322416, Medicaid Waiver - State Match, and in GRF appropriation item 322501, County Boards Subsidies, for the transfer.	Same as the Executive.	Same as the Executive.
		Fiscal effect: Potential savings to ODMR/DD.
821 DMR - 30 Recreation Unlimited Life Center		
		Section: ***610.30***
No provision.	No provision.	Amends H.B. 562 of the 127th General Assembly by changing the name of capital appropriation item C59054 "Recreation Unlimited Life Center" to "Ashley Campus Support Company."

Executive	As Passed by the House	As Passed by the Senate
822 MIH - 2 Commission on Minority Health		
	R.C. *3701.78*	**R.C. *3701.78***
Adds the Director of Alcohol and Drug Addiction Services, or the Director's designee, to the Commission on Minority Health.	Same as the Executive, but also adds two representatives of the Lupus Awareness and Education Program as members of the Commission on Minority Health.	Same as the House.
Fiscal effect: None.	**Fiscal effect: Minimal. Members of the Commission who are not state employees serve without compensation, but are reimbursed for the actual and necessary expenses they incur in the performance of their official duties.**	**Fiscal effect: Same as the House.**
823 MIH - 1 Lupus Program		
	Section: *339.10*	
No provision.	Earmarks $250,000 in each fiscal year of GRF appropriation item 149502, Lupus Program, for additional lupus education and awareness activities.	No provision.

Executive	As Passed by the House	As Passed by the Senate
824 DNR - 26 Departmental Reorganization - Division of Soil and Water Resources		
	R.C. ***121.04, 307.79, 504.21, 903.082, 903.11, 903.25, 1501.01, 1501.05, 1501.07, 1501.30, 1506.01, 1507.01, 1511.01-1511.08, 1514.08, 1514.13, 1515.08, 1515.183, 1519.03, 1520.02-1520.03, 1521.03-1521.07, 1521.10-1521.16, 1521.18-1521.19, 1523.01-1523.20, 1541.03, 3701.344, 3718.03, 6109.21, 6111.044, Sections 515.30, 515.40, and 515.50, Repealed: R.C. 1504.01-1504.04, 1521.02***	**R.C.** ***121.04, 307.79, 504.21, 903.082, 903.11, 903.25, 1501.01, 1501.05, 1501.07, 1501.30, 1506.01, 1507.01, 1511.01-1511.08, 1514.08, 1514.13, 1515.08, 1515.183, 1519.03, 1520.02-1520.03, 1521.03-1521.07, 1521.10-1521.16, 1521.18-1521.19, 1523.01-1523.20, 1541.03, 3701.344, 3718.03, 6109.21, 6111.044, Sections 515.30, 515.40, and 515.50, Repealed: R.C. 1504.01-1504.04, 1521.02***
(1) No provision.	(1) Renames the Division of Soil and Water Conservation in the Department of Natural Resources as the Division of Soil and Water Resources and abolishes the Division of Water.	(1) Same as the House.
(2) No provision.	(2) Transfers a portion of the duties and responsibilities of the Division of Water to the Division of Soil and Water Resources, including the administration of the Water Management Fund; responsibility for well construction logs and well sealing reports; issuance of construction permits for dams or levees; inspection of dams, dikes, and levees; floodplain management activities; responsibility for water resource inventories; and other similar duties and responsibilities.	(2) Same as the House.
(3) No provision.	(3) Transfers the Division of Water's authority, duties, and responsibilities concerning canals and canal reservoirs owned by the state to the Division of Parks and Recreation.	(3) Same as the House.
(4) No provision.	(4) Abolishes the Division of Real Estate and Land Management and transfers its duties and responsibilities concerning DNR's geographic information system needs to the Director of Natural Resources; transfers its duties concerning the coordination and conduct of all real estate functions, comprehensive planning, capital improvements	(4) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	planning, and other similar planning, and other duties and responsibilities for the Department to the Division of Engineering; and transfers its duties and responsibilities concerning the statewide recreational trails system to the Division of Parks and Recreation.	
(5) No provision.	(5) Revises the authority, duties, and responsibilities of the Director of Natural Resources to reflect the abolishment and transfer of duties and responsibilities of the Division of Real Estate and Land Management.	(5) Same as the House.
(6) No provision.	(6) Revises the authority, duties, and responsibilities of the Chief Engineer of the Division of Engineering to reflect the changes discussed above, and requires the Chief Engineer to carry out all of the Chief Engineer's duties with the approval of the Director of Natural Resources.	(6) Same as the House.
	Fiscal effect: Consolidates funding for the Division of Water and the Division of Soil and Water Conservation under the new Division of Soil and Water Resources. Potentially creates initial costs to carry out reorganizational efforts, which may be offset by savings due to consolidation of certain operations.	**Fiscal effect: Same as the House.**
825 DNR - 32 Oil and Gas Leases		
		R.C. ***123.01, 1501.50, 1501.51, 1505.07, and 1531.06. Repealed: R.C. 5119.40, 5120.12, and 5123.23***
No provision.	No provision.	(1) Grants the Department of Natural Resources the exclusive authority to enter into oil and gas leases on state-owned land or land administered by a state agency, and repeals the authority in current law for other state agencies to enter into such leases on their own.

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	(2) Creates the Oil and Gas Lease Fund, to consist of moneys from leases entered into under the above provision. Requires the Director of Natural Resources to use moneys in the fund to pay costs of capital projects for and improvements to state parks.
No provision.	No provision.	(3) Requires the Director of Natural Resources to adopt rules governing oil and gas leases that establish the procedures, requirements, and standards for determining the lands on which leases are entered into, conducting competitive bids for drilling operations, and establishing the terms and conditions of leases. **Fiscal effect: Increases revenue to the Department of Natural Resources by an unknown amount from leases for oil and gas drilling on state lands through the new Oil and Gas Lease Fund. May increase administrative costs to the Department to administer oil and gas leases on state lands and to administer state park capital projects funded by the leases.**

826 DNR - 8 Energy Resource Extraction Fee

R.C. ***1509.021, 1513.021***	**R.C.** ***1513.021***	
Establishes energy resource extraction fees of: (1) $0.08 per ton of coal to be paid by the operator of a coal mining operation;	(1) Same as the Executive.	(1) No provision.
(2) $0.20 per barrel of crude oil sold or 0.56% of the total purchase price of the crude oil after the severance tax has been subtracted (whichever is greater), to be paid by the first purchaser of crude oil; and	(2) No provision.	(2) No provision.
(3) $0.05 per 1000 cubic feet of natural gas or 2.25% of the total purchase price of the natural gas after the severance tax has been subtracted, whichever is greater, to be paid by the first purchaser of natural gas.	(3) No provision.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
Sets out requirements for the use of revenue generated by each fee; requires the fee on coal to be credited to SSR Fund 5260, the Coal Mining Administration and Reclamation Reserve Fund; requires the fees on oil and natural gas to be credited to SSR Fund 5180, the Oil and Gas Well Fund; and allows the Director of Natural Resources to reduce the fees and to transfer a portion of their proceeds to SSR Fund 5110, the Geological Mapping Fund, under certain circumstances.	Retains the Executive provisions relating to the deposit of the proceeds of the energy extraction fee on coal, but eliminates the requirements relating to the fees on crude oil and natural gas.	No provision.
Requires the Chief of the Division of Mineral Resources Management, in cooperation with a statewide association representing the coal mining industry and a statewide environmental advocacy organization, to conduct a study to determine the solvency of the Coal Mining Administration and Reclamation Reserve Fund and to report findings and recommendations concerning the rate of the coal extraction fee to the Director of Natural Resources no later than January 1, 2015.	Same as the Executive, but removes the requirement that the study be conducted in cooperation with a statewide association representing the coal industry and a statewide environmental advocacy organization.	No provision.
Fiscal effect: Increases revenue to the Department of Natural Resources Division of Mineral Resources Management through SSR Fund 5260, the Coal Mining Administration and Reclamation Reserve Fund, for coal mining regulatory operations and SSR Fund 5180, the Oil and Gas Well Fund, for oil and gas well regulatory operations, and potentially increases revenue to the Division of Geological Survey through SSR Fund 5110, the Geological Mapping Fund. These fees would offset a total of approximately $7,092,000 in funding formerly supported by the GRF.	**Fiscal effect: Removes the fees for oil and natural gas as revenue sources for Funds 5110 and 5180.**	

Executive	As Passed by the House	As Passed by the Senate
827 DNR - 3 Well Log Filing Fee		
R.C. ***1521.05, 3701.344, 6109.21, Section 343.20.20***	**R.C.** ***1521.05, 3701.344, 6109.21, Section 343.20.20***	**R.C.** ***1521.05, 3701.344, 6109.21, Section 343.20.20***
Requires a person constructing a potable water well for use in a private or public water system to pay a well log filing fee of $20 or an amount established in rules, whichever is applicable; requires the Chief of the Division of Water in the Department of Natural Resources to adopt rules governing the payment and collection of the fee; and requires boards of health and the Environmental Protection Agency to collect the fee on behalf of the Division and submit the proceeds of the fee to the Division quarterly for deposit into GSF Fund 1550, the Departmental Services - Intrastate Fund.	Same as the Executive.	Same as the Executive.
Fiscal effect: Increases revenue to the Departmental Services - Intrastate Fund (Fund 1550) in the Department of Natural Resources from a new well log filing fee that would offset an estimated $198,000 in funding formerly provided by the GRF.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
828 DNR - 4 Dam or Levee Construction Permit Filing Fee		
R.C. ***1521.06***	**R.C.** ***1521.06***	
Increases the minimum amount of the fee for a dam or levee construction permit from $1,000 to $1,500, increases the maximum amount of the fee from $100,000 to $500,000, and allows the Chief of the Division of Water to establish alternative minimum and maximum amounts by rule.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Increases revenue to SSR Fund 6150, the Dam Safety Fund, in the Department of Natural Resources as a result of an increase in the filing fee for dam and levee construction permits. This would offset approximately $40,000 in funding formerly provided by the GRF.	**Fiscal effect: Same as the Executive.**	
829 DNR - 9 Dam Fees and Discounts		
R.C. *1521.063*	**R.C. *1521.063***	**R.C. *1521.063***
Requires that annual dam fees be based not only on the height of a class I, class II, or class III dam, but also on the linear foot length of the dam and the per-acre foot of the volume of water impounded by the dam and establishes the following fee schedule: (1) $30 base fee (unchanged) plus $10 per foot of height (unchanged) and new fees of $0.05 per foot of length and $0.05 per acre-foot of water impounded by a class I dam; (2) $30 base fee (unchanged) plus new fees of $6 per foot of height, $0.05 per foot of length, and $0.05 per acre-foot of water impounded by a class II dam; and (3) $30 base fee (unchanged) plus new fees of $4 per foot of height, $0.05 per foot of length, and $0.05 per acre-foot of water impounded by a class III dam.	Same as the Executive, but increases the base fee for class I dams to $300 and the base fee for class II and class III dams to $90.	Same as the House.
Requires rules adopted by the Chief of the Division of Water regarding dam fees to be subject to the prior approval of the Director of Natural Resources; and establishes a compliant dam discount program that allows for certain discounts of the annual fee if the owner of a dam is in compliance with specified provisions of law and has developed an emergency action plan.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Increases revenue to SSR Fund 6150, the Dam Safety Fund, from new fees imposed on the height and length of certain dams and the area of water impounded by them, and potentially imposes new administrative costs from GRF line item 733321, Division of Water, for costs incurred in implementing a new Compliant Dam Discount Program. These fees would offset approximately $1,200,000 in funding formerly provided by the GRF.	**Fiscal effect: Same as the Executive, but further increases the amount that would be collected in base fees for each type of dam.**	**Fiscal effect: Same as the House.**

830 DNR - 2 Hunting Licenses and Annual Deer and Wild Turkey Permits

R.C. ***1533.10, 1533.11, 1531.01***	**R.C.** ***1533.10, 1531.01***	**R.C.** ***1533.10, 1533.11, 1531.01***
(1) Removes the exemption in current law that allows a nonresident owner of land in Ohio and the owner's children and grandchildren to hunt on the land without a hunting license, thus requiring such a nonresident owner to purchase a nonresident hunting license.	(1) Same as the Executive.	(1) No provision.
(2) No provision.	(2) Modifies current law to specify that the grandchildren of a resident owner of land in Ohio may be of any age, instead of under 18 years old, for the purposes of hunting on the owner's land without a hunting license.	(2) Same as the House, but specifies that the grandchildren of any owner of land in Ohio, rather than just a resident landowner as in the As Passed by the House version, may be of any age.
(3) Removes the exemption in current law that allows an owner of land in Ohio and the owner's children, and a tenant of land in Ohio and the tenant's children, to hunt deer or wild turkey on the lands where they reside without a deer or wild turkey permit, thus requiring all persons to obtain an annual deer or wild turkey permit. Specifies that the permit is free of charge to a resident owner and the owner's children and grandchildren and to a tenant and children of the tenant and that all other individuals must purchase a deer or wild turkey permit in order to hunt deer or wild turkey.	(3) No provision.	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
(4) No provision.	(4) No provision.	(4) Requires the Division of Wildlife, if the Division establishes an electronic system for submitting information on deer or wild turkey that are taken, to allow landowners and their children to use the owner's name and address for the purposes of submitting such information.
(5) Defines "children" and "grandchildren" for purposes of the Division of Wildlife Law and the Hunting and Fishing Law.	(5) Same as the Executive.	(5) Same as the Executive.
Fiscal effect: Increases revenue to the Wildlife Fund (Fund 7015) by approximately $330,000 from additional hunting license fees for nonresident landowners, their children, their tenants, and their tenants' children. May minimally increase administrative expenses for the Division of Wildlife in the Department of Natural Resources to process licenses and permits.	**Fiscal effect: Same as the Executive, but may reduce hunting license revenue by an amount attributable to resident landowners' grandchildren who are over age 18.**	**Fiscal effect: May reduce hunting license revenue by an amount attributable to any landowners' grandchildren who are over age 18.**

831 DNR - 30 Free Hunting and Fishing Licenses for National Guard Members

		R.C. ***1533.12***
No provision.	No provision.	Requires the Chief of the Division of Wildlife in the Department of Natural Resources to adopt rules that require the issuance of annual fishing and hunting licenses free of charge to members of the Ohio National Guard when application is made to the Chief in the manner prescribed by and on forms provided by the Chief. **Fiscal effect: Reduces hunting and fishing license revenue to the Wildlife Fund (Fund 7015).**

Executive	As Passed by the House	As Passed by the Senate
832 DNR - 6 Wild, Scenic, and Recreational River Areas		
R.C. ***1547.85, 1517.02, 1517.10, 1517.11, 1517.14, 1517.06 - 1517.18, 1547.01, 1547.02, 1547.51, 1547.52, 1547.531, 1547.54, 1547.542, 1547.73, 1547.86, 1547.87, 1547.99, 4501.24, Section 761.10, Repealed: R.C. 1517.15***	**R.C.** ***1547.85, 1517.02, 1517.10, 1517.11, 1517.14, 1517.16 - 1517.18, 1547.01, 1547.02, 1547.51, 1547.52, 1547.531, 1547.54, 1547.542, 1547.73, 1547.86, 1547.87, 1547.99, 4501.24, Section 761.10, Repealed: R.C. 1517.15***	
Transfers the administration of the state programs for wild, scenic, and recreational river areas from the Division of Natural Areas and Preserves to the Division of Watercraft, generally retains the statutory requirements and procedures governing the programs, adds other provisions for the program's administration, and expands the authority of the Waterways Safety Council.	Same as the Executive.	No provision.
Creates a waterways conservation assessment fee and authorizes the Chief of the Division of Watercraft to adopt rules establishing fees to support stream impact reviews for the above programs.	Same as the Executive.	No provision.
Specifies that a wild, scenic, or recreational river area, and an advisory council for a wild, scenic, or recreational river area, declared such by the Director of Natural Resources under Chapter 1517. of the Revised Code shall continue to be considered as such for the purposes of sections 1547.81 to 1547.84 of the Revised Code, as amended by the bill.	Same as the Executive.	No provision.
Fiscal effect: Increases revenue to the Waterways Safety Fund (Fund 7086) by approximately $162,000 as a result of waterways conservation assessments levied in the amount of $5 per triennial non-motorized watercraft registration and $1.50 per annual non-motorized watercraft registration; potentially increases revenue to Fund 7086 by allowing for the charging of fees for stream impact reviews.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
833 DNR - 33 Joint Permitting Process for Energy Facilities		
		R.C. *3745.50*
No provision.	No provision.	Requires the Directors of Environmental Protection, Natural Resources, and Development jointly to establish a streamlined permitting process for permits issued by the Environmental Protection Agency and any other state agency that are related to the siting or expansion of oil and gas refineries, coal gasification facilities, and other energy resource facilities. **Fiscal effect: May increase administrative costs to the Department of Natural Resources, Environmental Protection Agency, and Department of Development to jointly develop a permitting process.**
834 DNR - 14 Natural Resources General Obligation Debt Service		
Section: *343.10*	**Section: *343.10***	**Section: *343.10***
Requires GRF appropriation item 725903, Natural Resources General Obligation Debt Service, to be used for all debt service and financing costs between July 1, 2009 and June 30, 2011 for obligations issued by the Ohio Public Facilities Commission.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
835 DNR - 11 Central Support Indirect		
Section: ***343.20***	**Section:** ***343.20***	**Section:** ***343.20***
Requires the Department of Natural Resources, with the approval of the Director of Budget and Management, to determine the payments of each division, except the Division of Wildlife, to be made into GSF Fund 1570, the Central Support Indirect Fund, using a methodology that contains the characteristics of administrative ease and uniform application in compliance with federal grant requirements.	Same as the Executive.	Same as the Executive.
836 DNR - 10 Federal Economic Stimulus/Recovery Funds		
Section: ***343.20.10***	**Section:** ***343.20.10***	**Section:** ***343.20.10***
Requires GRF appropriation item 725652, Natural Resources Operations, to be used for the operations of the Department of Natural Resources in a manner consistent with federal funds received for economic stabilization and recovery purposes.	Same as the Executive.	Same as the Executive, but specifies that services for which moneys may be used include state park facility improvements.
837 DNR - 13 Canal Lands		
Section: ***343.30***	**Section:** ***343.30***	**Section:** ***343.30***
Requires GRF line item 725456, Canal Lands, to be used to transfer cash to GSF Fund 4300, the Canal Lands Fund, for operating expenses of the State Canal Lands Program.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
838 DNR - 12 Lease Rental Payments		
Section: ***343.30***	**Section:** ***343.30***	**Section:** ***343.30***
Requires GRF appropriation item 725413, Lease Rental Payments, to be used for bond service payments related to the construction of various parks and recreation facilities at the times they are required to be made between July 1, 2009 and June 30, 2011.	Same as the Executive.	Same as the Executive.
839 DNR - 15 Fountain Square		
Section: ***343.30.10***	**Section:** ***343.30.10***	**Section:** ***343.30.10***
Requires GSF Fund 6350 appropriation item 725664, Fountain Square Facilities Management, to be used for the costs of repairs, renovation, utilities, property management, and building maintenance expenses for the Fountain Square complex. Specifies that Fund 6350 receive cash transfers from various department funds and rental income received by the Department of Natural Resources.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
840 DNR - 16 Soil and Water Districts		
Section: ***343.40***	**Section:** ***343.40***	**Section:** ***343.40***
Authorizes the Department of Natural Resources to use GRF appropriation item 725502, Soil and Water Districts, to pay any soil and water conservation district an annual amount not to exceed $30,000, upon receipt of a request and justification from the district and approval by the Ohio Soil and Water Conservation Commission. Requires county auditors to credit the payments to local soil and water conservation district funds established under section 1515.10 of the Revised Code and requires moneys received by each district to be spent for the purposes of the district.	Same as the Executive.	Same as the Executive.
Requires SSR Fund 5BV0 appropriation item 725683, Soil and Water Districts, to be used for the same purposes, and requires the line item to be funded by fees on construction and demolition debris and municipal solid waste under section 1515.14 of the Revised Code.	Same as the Executive.	Same as the Executive.
841 DNR - 17 Oil and Gas Well Plugging		
Section: ***343.40***	**Section:** ***343.40***	**Section:** ***343.40***
Requires SSR Fund 5180 appropriation item 725677, Oil and Gas Well Plugging, to be used exclusively for the purposes of plugging wells and restoring the land surface of idle and orphan oil and gas wells under section 1509.071 of the Revised Code. Prohibits these funds from being used for salaries, maintenance, equipment, or other administrative purposes, except for those costs directly attributed to the plugging of an idle or orphan well, and prohibits this appropriation item from being used to transfer cash to any other fund or appropriation item.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
842 DNR - 18 Litter Control and Recycling		
Section: ***343.40***	**Section:** ***343.40***	**Section:** ***343.40***
Earmarks up to $1,500,000 in each fiscal year from SSR Fund 5320 appropriation item 725644, Litter Control and Recycling, for the administration of the Recycling and Litter Prevention Program.	Same as the Executive.	Same as the Executive.
843 DNR - 19 Clean Ohio Operating Expenses		
Section: ***343.40.10***	**Section:** ***343.40.10***	**Section:** ***343.40.10***
Requires Clean Ohio Conservation Fund line item 725405, Clean Ohio Operating, to be used by the Department of Natural Resources in administering grants for recreational trails under section 1519.05 of the Revised Code.	Same as the Executive.	Same as the Executive.
844 DNR - 20 Watercraft Marine Patrol		
Section: ***343.50***	**Section:** ***343.50***	**Section:** ***343.50***
Earmarks up to $200,000 in each fiscal year from Waterways Safety Fund appropriation item 739401, Division of Watercraft, to be used for the purchase of equipment for marine patrols qualifying for funding from the Department of Natural Resources pursuant to section 1547.67 of the Revised Code. Requires documentation for receipt of a marine patrol subsidy to include proposals for equipment and requires equipment to be loaned to eligible marine patrols pursuant to a cooperative agreement between the Department and the eligible marine patrol.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
845 DNR - 21 Parks Capital Expenses Fund		
Section: ***343.60***	**Section:** ***343.60***	**Section:** ***343.60***
Requires the Director of Natural Resources to submit the estimated design, engineering, and planning costs of parks project capital work under the Parks and Recreation Improvement Fund (Fund 7035) to the Director of Budget and Management, and permits the Director of Budget and Management to release appropriations from Fund 7035 appropriation item C725E6, Project Planning, for those purposes. Requires the Department of Natural Resources to reimburse Fund 7035 for these expenses from GSF Fund 2270, the Parks Capital Expenses Fund.	Same as the Executive.	Same as the Executive.
846 DNR - 22 Natureworks Capital Expenses Fund		
Section: ***343.60***	**Section:** ***343.60***	**Section:** ***343.60***
Requires the Director of Natural Resources to submit the estimated design, engineering, and planning costs of capital work under the Ohio Parks and Natural Resources Fund (Fund 7031) to the Director of Budget and Management, and permits the Director of Budget and Management to release appropriations from Fund 7031 appropriation item C725E5, Project Planning, for those purposes. Requires the Department of Natural Resources to reimburse Fund 7031 for these expenses from GSF Fund 2270, the Parks Capital Expenses Fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
847 DNR - 23 Public Access Roads for State Facilities		
Section: ***343.60.10***		
Permits the Director of Natural Resources to submit a request to the Director of Transportation to enter into an interagency agreement for the use of up to $5,000,000 in each fiscal year from Department of Transportation appropriation item 772421, Highway Construction – State. Requires the Director of Transportation to use the amount requested for the construction, reconstruction, or maintenance of public access roads, including support features, to and within state facilities owned or operated by the Department of Natural Resources.	No provision.	No provision.
848 DNR - 29 City of Nelsonville Park		
		Section: ***610.30***
No provision.	No provision.	Amends Am. Sub. H.B. 562 of the 127th General Assembly to change the $70,000 earmark in appropriation item C725E2, Local Parks Projects, for the City of Nelsonville to require that the funds be used for land acquisition, park improvements, or to purchase park-related equipment.

	Executive	As Passed by the House	As Passed by the Senate
849	**DNR - 34** **Energy Planning Task Force**		
			Section: ***715.10***
	No provision.	No provision.	Creates the Energy Planning Task Force, to consist of the Directors of Natural Resources, Environmental Protection, and Development, or their designees; two members from each chamber of the General Assembly; members representing small and larger businesses, commercial energy users, and a statewide environmental advocacy organization; a member with knowledge and expertise in alternative energy; and a member with knowledge and expertise in coal gasification.
	No provision.	No provision.	Requires the Task Force to develop a state energy plan with the goal of maximizing access to and utilization of Ohio's energy resources for the purpose of facilitating Ohio's energy independence. Requires the Task Force to deliver its plan to the Governor and General Assembly no later than 18 months after the effective date of its establishment.
850	**DNR - 28** **Venison Donations by Farmers and Hunters Feeding the Hungry**		
		Section: ***751.40***	**Section:** ***751.40***
	No provision.	Requires the Director of Natural Resources and Farmers and Hunters Feeding the Hungry to enter into a memorandum of understanding that prescribes a method by which Farmers and Hunters Feeding the Hungry may donate venison to Ohio food banks and methods to encourace private donations that are equal or greater in value than the venison donations during the period of July 1, 2009 to June 30, 2011.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
851 DNR - 27 Marietta State Nursery		
	Section: ***753.10***	**Section:** ***753.10***
No provision.	Requires the Director of Natural Resources to enter into a memorandum of understanding with the Southeastern Ohio Port Authority to develop the former Marietta State Nursery Property.	Same as the House.
No provision.	Requires that the memorandum: (1) Provide for the sale of the property for highest and best use and with the maximum financial return for the Department of Natural Resources;	(1) Same as the House.
No provision.	(2) Require contracted professional engineering services to conduct a phase 1 environmental assessment and a master plan for property development, including an evaluation of permits that must be obtained and other regulatory requirements that must be satisfied for purposes of the development of the property;	(2) Same as the House.
No provision.	(3) Require the Port Authority to manage the master plan, including engaging in the marketing and sale of the property;	(3) Same as the House.
No provision.	(4) Specify that the Department owns the property and may sell it to the Port Authority for sale to private buyers; and	(4) Same as the House.
No provision.	(5) Specify that the Department is responsible for the costs of environmental, engineering, printing, design, and signage costs.	(5) Same as the House.
No provision.	Requires the Department and Port Authority to agree on a cap on invoices for cost specified in (5) above.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
852 NUR - 1 Nursing Special Issues		
Section: ***345.10***	**Section:** ***345.10***	**Section:** ***345.10***
Requires GSF Fund 5P80 appropriation item 884601, Nursing Special Issues, be used to pay the Board of Nursing's costs to implement programs addressing patient safety and health care issues related to the supply of and demand for nurses and other health care workers.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
853 PYT - 1 Occupational Therapist Fees		
R.C. ***4755.12, 4755.06***	**R.C.** ***4755.12, 4755.06***	**R.C.** ***4755.12, 4755.06***
Requires the Occupational Therapy Section of the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board to charge fees for the following: (1) initial license applications, (2) license verifications, (3) late license renewal, (4) reviewing continuing education activities, and (5) any other purpose the Section considers to be appropriate.	Same as the Executive.	Same as the Executive, but (1) permits, rather than requires, the Occupational Therapy Section to charge fees and (2) does not permit the Section to charge fees for any purpose it considers to be appropriate.
Requires that the Section's fee amounts be established in rules adopted by the Section.	Same as the Executive.	Same as the Executive, but prohibits the Occupational Therapy Section from establishing fees for the late renewal of licenses and the review of continuing education activities that exceed the actual costs the Section incurs in providing these services.
Fiscal effect: Potential gain in revenue as a result of fees for the late renewal of licenses and the review continuing education activities depending on the amounts set by the Board; the Board currently charges for initial license applications and license verifications.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
854 PRX - 1 Drug Repository Program - Acceptance of Orally Administered Cancer Drugs Not in Single Dose Packaging		
		R.C. ***3715.87, 3715.871, 3715.873***
No provision.	No provision.	Requires: (1) the existing Drug Repository Program to accept donations of certain orally administered cancer drugs and to dispense these drugs to persons who are eligible to receive them, and (2) the Board of Pharmacy to adopt rules regarding standards and procedures a drug repository site must use to determine, based on a basic visual inspection, that the donated orally administered cancer drugs appear to be unadulterated, safe, and suitable for dispensing. **Fiscal effect: Potential minimal cost for the Board of Pharmacy to establish standards and procedures and then monitor their implementation.**
855 PRX - 5 Qualified Pharmacy Technicians		
		R.C. ***4729.42***
(1) No provision.	(1) No provision.	(1) Requires persons employed as pharmacy technicians on the effective date of Sub. S.B. 203 of the 127th General Assembly (April 1, 2009) to become qualified by October 1, 2010, rather than April 1, 2010.
(2) No provision.	(2) No provision.	(2) Requires persons employed after S.B. 203's effective date to become qualified within one year after initial employment, rather than 210 days after initial employment.
(3) No provision.	(3) No provision.	(3) Requires persons who complete a pharmacy technician program operated by a vocational school to become qualified within one year, rather than 210 days after completing the program.

Executive	As Passed by the House	As Passed by the Senate
(4) No provision.	(4) No provision.	(4) Specifies that any examination materials the State Board of Pharmacy requires a person that develops or administers a pharmacy technician examination to submit to the Board for approval are not public records. **Fiscal effect: None.**
856 PRX - 4 Pharmacy Technician Cross-Reference Corrections		
		R.C. ***4729.99, 4776.02***
No provision.	No provision.	Corrects three erroneous cross-references in provisions of recently enacted Am. Sub. H.B. 2 of the 128th General Assembly that clarified the distribution of results of criminal records checks conducted of pharmacy technician applicants. **Fiscal effect: None.**

Executive	As Passed by the House	As Passed by the Senate
857 PUB - 10 Reimbursement of Counties for Volunteer Guardian Ad Litem Programs		
		R.C. ***120.03, 120.04***
No provision.	No provision.	Requires the State Public Defender to provide reimbursement to counties for costs associated with programs providing training and support for persons serving as qualified volunteer guardians ad litem and court appointed special advocates, and requires the Ohio Public Defender Commission to adopt rules governing such reimbursement. **Fiscal effect: Annual increase, of uncertain magnitude, in state reimbursement expenditures.**
858 PUB - 9 Public Defender Fee Schedules		
	R.C. ***120.04***	
No provision.	Requires the State Public Defender to establish minimum and maximum hourly rates and per case amounts for fee schedules that the state will reimburse the counties for each specific type of legal service performed by a county appointed counsel system. **Fiscal effect: Uncertain.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
859 PUB - 1 Indigent Defense Support Fund		
R.C. ***120.08, 2937.22, 2949.091, 2949.111, 4507.45, 4509.101, and 4510.22***	**R.C.** ***120.08, 2937.22, 2949.091, 2949.111, 4507.45, 4509.101, and 4510.22***	**R.C.** ***120.08, 2937.22, 2949.091, 2949.111, 4507.45, 4509.101, and 4510.22***
(1) Requires the State Public Defender Office to disburse at least 90% of the money in the Indigent Defense Support Fund not less than once per year to reimburse counties for the costs of public defender systems and authorizes the Office to use up to 10% of the money in the fund to support the operations of the Office.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Establishes a surcharge of $25 to be paid when a person posts bail and to be retained by the clerk if the person is convicted, pleads guilty, or forfeits bail.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Increases additional court costs to $30 for a felony offense and $20 for a misdemeanor offense other than a traffic offense that is not a moving violation.	(3) Same as the Executive.	(3) Same as the Executive.
(4) Imposes a $10 additional court cost for a traffic offense that is neither a moving violation nor a parking violation.	(4) Same as the Executive.	(4) Same as the Executive.
(5) Increases the general driver's license reinstatement fee (from $30 to $40), the reinstatement fee for a financial responsibility violation (from $75 to $100 for a first violation, from $250 to $300 for a second violation, and from $500 to $600 for a third violation), and the reinstatement fee for a person who commits a specified traffic offense, motor vehicle equipment offense, or motor vehicle crime that is a misdemeanor other than a minor misdemeanor and whose license is forfeited for failing to appear in court to answer the charge or pay the fine (from $15 to $25).	(5) Same as the Executive.	(5) Same as the Executive.
(6) Directs that the increases in amounts noted in dot points (2), (3), (4), and (5) above be deposited in the state treasury to the credit of the Indigent Defense Support Fund (Fund 5DY0).	(6) Same as the Executive.	(6) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: These additional non-GRF funding mechanisms are expected to generate approximately $25.6 million in FY 2010, and $34.2 million in FY 2011, all of which is credited to the Indigent Defense Support Fund (Fund 5DY0).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive**

860 PUB - 2 IOTA and IOLTA Regulations

R.C. ***120.52, 174.02, 3953.23, 3953.231, 4705.09, and 4705.10***	**R.C.** ***120.52, 174.02, 3953.23, 3953.231, 4705.09, and 4705.10***	
(1) Gives the Ohio Legal Assistance Foundation (OLAF) authority over the administration of two interest bearing accounts (interest generated on trust accounts established and maintained by attorneys, law firms, or legal professional associations (IOLTAs) and interest generated on trust accounts established and maintained by title insurance agents or title insurance companies (IOTAs)).	(1) Same as the Executive.	(1) No provision.
(2) Eliminates the deduction of service charges from IOTA and IOLTA interest income.	(2) Same as the Executive.	(2) No provision.
(3) Amends the IOTA and IOLTA statutory rate provisions to require eligible depositories to pay a rate that equals or exceeds the highest rate paid on specified accounts.	(3) Same as the Executive, with clarifying changes.	(3) No provision.
(4) Removes the statutory restriction on funding legal services from the Housing Trust Fund.	(4) Same as the Executive.	(4) No provision.
Fiscal effect: The fiscal effect of these provisions, if any, is uncertain.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
861 PUB - 3 Unpaid Moneys in Class Actions - Legal Aid Fund		
R.C. ***120.52, 120.53, and 2315.50***	**R.C.** ***120.52, 120.53, and 2315.50***	**R.C.** ***120.52, 120.53, and 2315.50***
(1) Provides that it is the policy of Ohio, insofar as it is not inconsistent with federal law, that all unpaid moneys remaining after the distribution to the members of the class of monetary awards in class actions must be used for the charitable public purpose of providing financial assistance to legal aid societies that operate in Ohio.	(1) Same as the Executive.	(1) Same as the Executive, but stipulates that 15% of those moneys must provide financial assistance to Ohio legal aid societies and the remaining 85% must be distributed to charities, nonprofit organizations, and charitable programs selected in the action and approved by the court.
(2) Requires each defendant from whom unpaid moneys are due after distribution of the monetary award to remit the unpaid moneys to the State Treasurer for deposit in the Legal Aid Fund and to notify the Ohio Legal Assistance Foundation (OLAF) of the amount so remitted, the case name and number of the class action, and the court that approved the settlement agreement or rendered the judgment in the class action.	(2) Same as the Executive.	(2) Same as the Executive, but requires that each defendant from whom unpaid moneys are due after distribution of the monetary award must remit 15% of the unpaid moneys to the State Treasurer for deposit in the Legal Aid Fund and to notify the Ohio Legal Assistance Foundation (OLAF).
(3) Makes a corrective change in the provision regarding rules established by OLAF in administering the Fund.	(3) Same as the Executive.	(3) Same as the Executive.
(4) No provision.	(4) No provision.	(4) Provides that OLAF or any recipient of financial assistance from OLAF that receives or benefits from any portion of the moneys that are so remitted may not bring or maintain any class action and may not bring or maintain any action against the state or any political subdivision of the state.
Fiscal effect: The revenue potential of these provisions will vary from year to year depending factors such as the number and size of class action monetary awards.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
862 PUB - 11 IOTA Accounts in Escrow Transactions Affecting Residential and Commercial Real Property		
		R.C. *1349.20, 1349.22, and 3953.231*
(1) No provision.	(1) No provision.	(1) Provides that an IOTA account for the deposit of all non-directed escrow funds that meet the requirements for disbursements from escrow accounts in escrow transactions are those types of funds received by the agent to effect an escrow transaction.
(2) No provision.	(2) No provision.	(2) Defines generally "escrow transaction" for purposes of IOTA accounts as a transaction in which a person, for the purpose of effecting and closing the sale, purchase, exchange, transfer, encumbrance, or lease of an interest in "commercial or residential real property" to another person, provides a written instrument, money, or anything of value to an escrow or closing agent to be held by the agent until a specified event occurs or until the performance of a prescribed condition.
(3) No provision.	(3) No provision.	(3) Expands the requirements for disbursements from escrow accounts that currently apply to escrow transactions concerning residential real property to escrow transactions concerning commercial real property.
(4) No provision.	(4) No provision.	(4) Specifies that these provisions take effect January 1, 2010.
		Fiscal effect: Uncertain.

Executive	As Passed by the House	As Passed by the Senate
863 PUB - 8 Civil Legal Aid Filing Fees		
	R.C. ***1901.26, 1907.24, 2303.201***	**R.C.** ***1901.26, 1907.24, 2303.201***
No provision.	Increases by $5 the additional filing fees collected in civil actions to fund legal aid societies, and expands the application of the filing fee to marriage terminations and dissolutions.	Same as the House, but provides that the Ohio Legal Assistance Foundation (OLAF) or any recipient of financial assistance from OLAF that receives or benefits from any portion of the additional civil filing fees may not bring or maintain any class action and may not bring or maintain any action against the state or any political subdivision of the state.
	Fiscal effect: The Ohio Legal Assistance Foundation estimates that this filing fee change will generate an additional $4 million to $5 million annually to support Ohio's civil legal aid delivery system.	**Fiscal effect: Same as the House.**
864 PUB - 4 Multi-County Office		
Section: ***361.10***	**Section:** ***361.10***	**Section:** ***361.10***
Requires moneys appropriated to GRF appropriation item 019403, Multi-County - State Share, and SSR appropriation item 019601, Multi-County - County Share, be used to support the Commission's Multi-County Branch Office Program.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
865 PUB - 5 Indigent Defense Office		
Section: ***361.10***	**Section:** ***361.10***	**Section:** ***361.10***
Requires moneys appropriated to GRF appropriation item 019404, Trumbull County - State Share, and SSR appropriation item 019610, Trumbull County - County Share, be used to support an indigent defense office in Trumbull County.	Same as the Executive.	Same as the Executive.
866 PUB - 6 Training Account		
Section: ***361.10***	**Section:** ***361.10***	**Section:** ***361.10***
Requires moneys appropriated to GRF appropriation item 019405, 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.	Same as the Executive.	Same as the Executive.
867 PUB - 7 Federal Representation		
Section: ***361.10***	**Section:** ***361.10***	**Section:** ***361.10***
Requires federal appropriation item 019608, Federal Representation, serve as the depository for reimbursement payments received by the Ohio Public Defender from the federal courts for providing legal representation on federal court cases at the request of the federal courts.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
868 DPS - 58 Ohio Pet Fund		
	R.C. *955.201*	**R.C. *955.201***
No provision.	Changes the definition of "Ohio Pet Fund," which current law defines to mean a nonprofit corporation that is organized under the Nonprofit Corporation Law that consists of humane societies, veterinarians, animal shelters, companion animal breeders, dog wardens, and similar individuals and entities, by replacing "and" with "or" so that the fund consists of any of those individuals and entities rather than all of them. Expands the 501(c)(3) charitable organizations that may receive assistance from the fund to include those 501(c)(3) organizations that have as one of their purposes, rather than as their primary purpose, the support of programs for the sterilization of dogs and cats and educational programs concerning proper veterinary care.	Same as the House.
	Fiscal effect: None.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
869 DPS - 53 Clerk of Courts Titling Fees		
	R.C. *1548.10, 4505.09, and 4519.59*	**R.C. *1548.10, 4505.09, and 4519.59***
No provision.	Revises the amount of each fee (generally increased by $10 in Am. Sub. H.B. 2 of the 128th General Assembly) that a clerk of a court of common pleas retains for issuing a certificate of title as follows: (1) $10.50 for each watercraft or outboard motor certificate of title issued with a lien or security interest noted on the certificate of title and $12 when there is no lien or security interest notation, (2) $11.50 for each motor vehicle, off-highway motorcycle, or all-purpose vehicle certificate of title when there is a lien or security interest noted on the certificate of title, $12.25 when there is no lien or security interest notation, and $11.50 for each duplicate certificate of title, and (3) adjusts the remaining amounts paid by a clerk to the Registrar of Motor Vehicles.	Same as the House.
	Fiscal effect: This provision makes a correction to the titling fee changes enacted in Am. Sub. H.B. 2 of the 128th General Assembly to better reflect the intention of the General Assembly.	**Fiscal effect: Same as the House.**
870 DPS - 56 Snowmobiles, Off-Highway Motorcycles, and All-Purpose Vehicles		
R.C. *4519.04, 4919.09*	**R.C. *2911.21, 4519.02, 4519.04, and 4519.44***	**R.C. *2911.21, 4519.02, 4519.04, and 4519.44***
(1) No provision.	(1) Adds snowmobiles and off-highway motorcycles to the enhanced penalty provisions of the trespassing statute.	(1) Same as the House.
(2) No provision.	(2) Provides that an all-purpose vehicle that is used for agricultural purposes generally is exempt from the registration requirement if the owner qualifies for the current agricultural use valuation tax credit.	(2) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
(3) No provision.	(3) Provides that snowmobiles and off-highway motorcycles are to be issued two decal registration stickers, which are to be placed one on either side of the forward cowling or fuel tank.	(3) Same as the House.
(4) Increases the three-year registration fee for snowmobiles, off-highway motorcycles, and all-purpose vehicles from $5 to $31.25, increases the length of time a temporary operating permit is valid from 15 days to one year and the cost of such a permit from $5 to $11.25 (subsequently enacted as part of Am. Sub. H.B. 2 of the 128th General Assembly).	(4) Increases the three-year registration fee for snowmobiles, off-highway motorcycles, and all-purpose vehicles from the $31.25 fee that will become effective July 1, 2009, to $32.25 and permits the Registrar of Motor Vehicles to retain not more than $6 of each such registration fee for administrative costs rather than the $5 amount that will become effective July 1, 2009.	(4) Same as the House, except removes the increase in the three-year registration fee for snowmobiles, off-highway motorcycles, and all-purpose vehicles from $31.25 to $32.25.
(5) No provision.	(5) Removes the minimum age requirement of 12 years for operation of snowmobiles, off-highway motorcycles, and all-purpose vehicles on state-controlled land under Department of Natural Resources jurisdiction when such a minor is accompanied by a parent or guardian who is a licensed driver and is 18 years of age or older.	(5) No provision.
Fiscal effect: Increases revenue to SSR Fund 5210, the State Recreational Vehicle Fund, by approximately $676,820 from snowmobile, off-highway motorcycle, and all-purpose vehicle registration fees and nonresident temporary operating fees.	**Fiscal effect: Uncertain.**	**Fiscal effect: Uncertain.**

871 DPS - 55 State Highway Safety Fund

	R.C. *4501.06*	**R.C. *4501.06***
No provision.	Updates the references of fees deposited into the State Highway Safety Fund (Fund 7036) to include fees from the cost of replacing a license plate and obtaining an initial or personalized license plate, recently added by Am. Sub. H.B. 2 of the 128th General Assembly.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: This provision makes a technical correction to the references of fees deposited into the State Highway Safety Fund (Fund 7036) as enacted by Am. Sub. H.B. 2 of the 128th General Assembly.	**Fiscal effect: Same as the House.**
872 DPS - 49 "Ohio Nature Preserves" License Plates		
	R.C. *4501.243, and 4503.563*	**R.C. *4501.243, and 4503.563***
No provision.	(1) Creates the "Ohio Nature Preserves" license plate, (2) requires payment of a contribution not exceeding $40 and directs it for deposit in the Ohio Nature Preserves Fund, (3) requires the Department of Natural Resources to use the money in the Ohio Nature Preserves Fund to help finance nature preserve education, nature preserve clean-up projects, and nature preserve maintenance, protections, and restoration, and (4) requires payment of a $10 administrative fee and directs it for deposit in the State Bureau of Motor Vehicles Fund (Fund 4W40) to compensate the Bureau for additional services required in issuing the plate.	Same as the House.
	Fiscal effect: This provision could result in: (1) a potential, likely minimal at most, increase in state revenues and administrative expenditures, and (2) a potential, likely minimal at most, change in the amount of money distributed annually to local governments from the State Bureau of Motor Vehicles Fund (Fund 4W40). Whether the direction of that revenue change will be a minimal gain or minimal loss for local governments will depend upon the degree to which the $10 administrative fee offsets the Bureau's cost to produce and distribute the "Ohio Nature Preserves" license plate.	**Fiscal effect: Same as the House.**

	Executive	As Passed by the House	As Passed by the Senate
873	**DPS - 52**	**Online Commercial Fleet Licensing and Management Program**	
		R.C. ***4503.10***	**R.C.** ***4503.10***
	No provision.	Requires the Registrar of Motor Vehicles to determine the feasibility of implementing an electronic commercial fleet licensing and management program that will enable the owners of commercial tractors, commercial trailers, and commercial semitrailers to conduct electronic transactions by July 1, 2010 or sooner. Updates section to reflect its amendment by Am. Sub. H.B. 2 of the 128th General Assembly.	Same as the House.
		Fiscal effect: One-time, likely no more than minimal, cost for the Department of Public Safety to perform the required feasibility study.	**Fiscal effect: Same as the House.**
874	**DPS - 57**	**Multi-Year Registration for Commercial Trailers and Semitrailers and Biennial Motor Vehicle Registration**	
		R.C. ***4503.103***	**R.C.** ***4503.103***
	(1) No provision.	(1) Removes the requirement that a person must own or lease two or more commercial trailers or semitrailers in order to be eligible to register them for up to five years.	(1) Same as the House.
	(2) No provision.	(2) Requires a person who registers a commercial trailer or semitrailer under the multiyear registration provision to pay the additional $30 registration fee enacted by Am. Sub. H.B. 2 of the 128th General Assembly for each year of registration as well as the $3.50 deputy registrar service fee or Bureau of Motor Vehicles service fee, as applicable, for each year of registration.	(2) No provision.
	(3) No provision.	(3) Requires a person who registers a motor vehicle under the existing biennial registration provision to pay the $3.50 deputy registrar service fee or Bureau of Motor Vehicles service fee, as applicable, for each year of registration	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
	rather than one and one-half times that service fee as specified in current law.	
	Fiscal effect: The language described in dot points (1) and (2) above has no fiscal effect, as it clarifies the intent of changes enacted by Am. Sub. H.B. 2 of the 128th General Assembly. As a result of the language described in dot point (3) above, an additional, minimal at most, amount in service fee revenues may be collected annually by the Registrar of Motor Vehicles and deposited in the State Bureau of Motor Vehicles Fund (Fund 4W40).	**Fiscal effect: None.**
875 DPS - 64 Temporary License Placards		
		R.C. *4503.182, Section 812.20*
(1) No provision.	(1) No provision.	(1) Reduces to $2 the fee charged for each temporary license placard issued by the Registrar of Motor Vehicles to a motor vehicle dealer, which currently is $7 and was increased to $15 by Am. Sub. H.B. 2 of the 128th General Assembly and is scheduled to take effect July 1, 2009.
(2) No provision.	(2) No provision.	(2) Provides that such fees are to be transmitted to the Registrar in the same manner and time as other motor vehicle registration fees.
(3) No provision.	(3) No provision.	(3) Sets the effective date for these changes as July 1, 2009.
		Fiscal effect: This provision makes a correction to the temporary license placard fee change enacted in Am. Sub. H.B. 2 of the 128th General Assembly to better reflect the intention of the General Assembly.

Executive	As Passed by the House	As Passed by the Senate
876 DPS - 62 Fees for Certain Special and Replacement License Plates		
	R.C. ***4503.19, 4503.40, and 4503.42***	**R.C.** ***4503.19, 4503.40, and 4503.42***
(1) No provision.	(1) Provides that the fee increases for special field reserve license plates from $10 to $25 and special personalized license plates from $35 to $50 enacted in Am. Sub. H.B. 2 of the 128th General Assembly apply for each registration renewal with an expiration date on or after October 1, 2009, and for each initial application for registration received on or after that date.	(1) Same as the House.
(2) No provision.	(2) Clarifies that $7.50 of each special field reserve license plate fee, whether it is $10 or $25, is to compensate the Bureau of Motor Vehicles for the expenses it incurs in issuing the license plates and the remainder of each such fee, whether it is $2.50 or $17.50, is to be deposited into the State Highway Safety Fund (Fund 7036).	(2) Same as the House.
(3) No provision.	(3) Clarifies that $5 of each special personalized license plate fee, whether it is $35 or $50, is to compensate the Bureau of Motor Vehicles for the expenses it incurs in issuing the license plates and the remainder of each such fee, whether it is $30 or $45, is to be deposited into the State Highway Safety Fund (Fund 7036).	(3) Same as the House.
(4) No provision.	(4) Clarifies that the $1 fee charged for a replacement certificate of registration is to be deposited into the State Bureau of Motor Vehicles Fund (Fund 4W40).	(4) Same as the House.
(5) No provision.	(5) Provides that $2 of each $7.50 fee charged for a replacement set of two license plates and each $6.50 fee charged for a single replacement license plate or replacement validation sticker is to be deposited into the State Bureau of Motor Vehicles Fund (Fund 7036).	(5) Same as the House.

	Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: These are largely clarifying changes related to certain fee adjustments enacted by Am. Sub. H.B. 2 of the 128th General Assembly.	**Fiscal effect: Same as the House.**
877	**DPS - 61**	**Multi-year Vehicle Registration Validation Stickers**	
		R.C. ***4503.191***	
	No provision.	Allows the Registrar of Motor Vehicles to determine by rule the manner to use to indicate the expiration of a validation sticker issued for an all-purpose vehicle (three-year registration period) or for a trailer or semitrailer (up to a five-year registration period).	No provision.
		Fiscal effect: Uncertain.	
878	**DPS - 59**	**Placards and License Plates for Walking-Impaired**	
		R.C. ***4503.44***	**R.C.** ***4503.44***
	No provision.	Creates the Rehabilitation Employment Fund to be used by the Rehabilitation Services Commission to fund employment-related services and requires the Registrar of Motor Vehicles and any deputy registrar to ask each applicant for a removable windshield placard or temporary removable windshield placard or duplicate removable windshield placard or license plate issued to a person who is walking-impaired whether the person wishes to make a $2 contribution to the Rehabilitation Employment Fund.	Same as the House.
		Fiscal effect: The state cost to collect the contribution is likely to be minimal at most, if that. The amount of money that may be collected in contributions annually for deposit in the Rehabilitation Employment Fund is uncertain.	**Fiscal effect: Same as the House.**

	Executive	As Passed by the House	As Passed by the Senate
879	**DPS - 63** **Combat Infantryman Badge License Plate**		
			R.C. ***4503.548***
	No provision.	No provision.	Creates the Combat Infantryman Badge license plate available upon payment of all required taxes and fees but no additional charge to persons awarded the combat infantryman badge who apply to the Registrar of Motor Vehicles for the special license plate and are able to document receipt of the award. **Fiscal effect: This provision could result in: (1) a potential, likely minimal at most, increase in annual state administrative expenditures, and (2) a potential indirect, likely minimal at most, decrease in the amount of money distributed annually to local governments from the State Bureau of Motor Vehicles Fund (Fund 4W40).**
880	**DPS - 47** **Operation of Small Three-Wheel Motorcycles**		
		R.C. ***4507.03***	**R.C.** ***4507.03***
	No provision.	Specifies that a person who has a valid driver's or commercial driver's license cannot be required to have a motorcycle operator's endorsement to operate a three-wheel motorcycle with a motor of not more than 50 cubic centimeters piston displacement. **Fiscal effect: Potential, likely no more than minimal, annual loss in motorcycle related registration revenues.**	Same as the House. **Fiscal effect: Same as the House.**

	Executive	As Passed by the House	As Passed by the Senate
881	**DPS - 65** **Duplicate Driver's License Fee**		
			R.C. ***4507.23, Section 812.20***
	No provision.	No provision.	Clarifies that the $5 duplicate driver's license fee increase contained in Am. Sub. H.B. 2 of the 128th General Assembly does not apply to disabled veterans and makes the clarification effective July 1, 2009. **Fiscal effect: None.**
882	**DPS - 54** **Vision Screening Fee**		
		R.C. ***4507.24***	**R.C.** ***4507.24***
	No provision.	Requires a deputy registrar of motor vehicles to transmit the entire $1.75 increase in the vision screening fee enacted by Am. Sub. H.B. 2 of the 128th General Assembly to the Registrar of Motor Vehicles for deposit into the State Highway Safety Fund (Fund 7036), rather than just $1 of the increase. **Fiscal effect: This provision makes a correction to the vision screening fee changes as enacted by Am. Sub. H.B. 2 of the 128th General Assembly.**	Same as the House. **Fiscal effect: Same as the House.**
883	**DPS - 45** **Motor Vehicle Child Restraint Law**		
		R.C. ***4511.81***	
	No provision.	Eliminates the prohibition against using violations of the motor vehicle child restraint law in other criminal proceedings. **Fiscal effect: Uncertain.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
884 DPS - 50 Motor Vehicle Violations		
	R.C. ***4513.021, 4513.03 - 4513.07, 4513.071, 4513.09, 4513.11, 4513.111, 4513.12 - 4513.17, 4513.171, 4513.18, 4513.19, 4513.21, 4513.22, 4513.23, 4513.24, 4513.242, 4513.28, 4513.60, 4513.65, 4513.99, 4549.10, and 4549.12***	**R.C.** ***4513.021, 4507.02, 4510.11, 4510.12, 4510.16, 4513.03 - 4513.07, 4513.071, 4513.09, 4513.11, 4513.111, 4513.12, 4513.13, 4513.14, 4513.15, 4513.16, 4513.17, 4513.171, 4513.18, 4513.19, 4513.21, 4513.22, 4513.23, 4513.24, 4513.242, 4513.28, 4513.60, 4513.65, 4513.99, 4549.10, and 4549.12***
(1) No provision.	(1) Reclassifies 29 specified motor vehicle violations (primarily vehicle equipment requirements) as minor misdemeanors, regardless of prior similar offenses.	(1) Same as the House.
(2) No provision.	(2) No provision.	(2) Reclassifies three traffic code violations (permitting the operation of a motor vehicle by an unlicensed driver, driving under suspension for failure to pay child support and failure to appear or pay court fines, and driving under financial responsibility suspension or cancellation) from a first degree misdemeanor on a first or second offense to an unclassified misdemeanor with a fine of up to $1,000 and a permissive term of community service of up to 500 hours, and reclassifies the traffic code violation for operating a motor vehicle without a valid license to a minor misdemeanor or unclassified misdemeanor under certain circumstances.
	Fiscal effect: Uncertain.	**Fiscal effect: Same as the House.**

	Executive	As Passed by the House	As Passed by the Senate
885	**DPS - 60** **All-Purpose Vehicle Affidavit**		
		R.C. ***4519.03***	
	No provision.	Permits the owner of an off-highway motorcycle or all-purpose vehicle that was purchased prior to October 1, 2005, and for which a certificate of title has not been issued, to register the motorcycle or vehicle by presenting an affidavit of ownership rather than requiring the owner to obtain first a certificate of title for the off-highway motorcycle or all-purpose vehicle. **Fiscal effect: Uncertain.**	No provision.
886	**DPS - 66** **Certification of Emergency Medical Services Training Programs and Continuing Education Programs**		
			R.C. ***4765.17, 4765.11, 4765.23, and 4765.30***
	(1) No provision.	(1) No provision.	(1) Allows the State Board of Emergency Medical Services to issue a certificate of accreditation for an emergency medical services (EMS) training program or certificate of approval for an EMS continuing education program for up to five years. Allows a provisional certificate to be issued for the length of time established by the Board. Allows the Board to renew provisional certificates. Allows a certificate of accreditation to be for more than one EMS training program.
	(2) No provision.	(2) No provision.	(2) Requires the Board to establish certification cycles for the expiration of certificates to teach in an EMS training program or an EMS continuing education program or to practice as a first responder. Requires the Board to establish a common expiration date for these certificates and fire service training program certificates. **Fiscal effect: Uncertain.**

Executive	As Passed by the House	As Passed by the Senate
887 DPS - 17 Cash Transfers from Reparations Fund to Disaster Preparedness Fund		
Section: ***512.20***		
Transfers $350,000 in cash in each of FYs 2010 and 2011 from the Reparations Fund (SSR Fund 4020), which is used by the Attorney General, to the Disaster Preparedness Fund (SSR Fund 5EX0), which is used by the Department of Public Safety.	No provision.	No provision.
888 DPS - 51 Federal Stimulus - Justice Programs		
	Sections: ***601.10, 601.11, and 690.10***	**Sections:** ***601.10, 601.11, and 690.10***
No provision.	Amends Am. Sub. H.B. 2 of the 128th General Assembly to move appropriation item 768613, Federal Stimulus – Justice Programs, and related $4,604,597 appropriation from the FY 2008-FY 2009 biennium to the FY 2010-FY 2011 biennium. Requires the appropriation be used to support activities to prevent and control crime and to improve the criminal justice system.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
889 PUC - 8 Conform County Zoning of Small Wind Farms		
		R.C. *303.213*
No provision.	No provision.	Changes the definition of "small wind farm" within the county zoning law so that it conforms to definitions of small wind farm within township and municipal zoning law. **Fiscal effect: None.**
890 PUC - 7 Permissive Commercial Motor Vehicle Enforcement by Local Law Enforcement		
	R.C. *737.39, 311.32, 4905.06, 4919.79, 4919.80, 4923.12, and 4923.20*	**R.C. *737.39, 311.32, 4905.06, 4919.79, 4919.80, 4923.12, and 4923.20***
No provision.	(1) Allows sheriffs, deputy sheriffs, and municipal police officers trained in the same manner as the State Highway Patrol Motor Carrier Enforcement Unit's uniformed employees to enforce, to the same extent as those employees, compliance with certain motor carrier laws and Public Utilities Commission (PUCO) orders or rules regarding commercial motor vehicle transportation safety, economic, and hazardous materials requirements. Authorizes such sheriffs, deputy sheriffs, and municipal police officers to stop commercial motor vehicles and inspect them, as well as certain premises and property, and requires them to cooperate with the PUCO in the course of enforcement. Requires the PUCO to adopt any rules it finds necessary regarding that enforcement, with which sheriffs, deputy sheriffs, and municipal police officers must comply.	No provision.
No provision.	(2) Provides that the forfeitures collected by such local law enforcement must be deposited into the Local Commercial Motor Vehicle Enforcement Fund, a new fund of the state treasury. Specifies that the first $200,000 of the forfeitures so deposited in a fiscal year must be used by the PUCO for	No provision

Executive	As Passed by the House	As Passed by the Senate
	administration. Provides that forfeitures in excess of $200,000 but not more than $1.2 million in a fiscal year must be used for reimbursing related local government training and equipment costs. Specifies that any forfeiture revenue in excess of $1.2 million within a fiscal year shall be deposited into the General Revenue Fund. **Fiscal effect: Revenue from forfeitures collected cannot be determined because it is subject to behavior of those driving commercial motor vehicles. The PUCO will not spend more than $1.2 million of the forfeitures.**	

891 PUC - 5 Definitions of "Advanced Energy Project," "Advanced Energy Resources," and "Renewable Energy"

	R.C. ***3706.25, 4928.01***	**R.C.** ***3706.25, 4928.01, 4928.64***
(1) No provision.	(1) Expands the definition of "advanced energy project" in advanced energy project law to mean not only "any technologies, products, activities, or management practices or strategies that facilitate the generation or use of electricity," but also "the generation or use of energy."	(1) Same as the House.
(2) No provision.	(2) Expands the definition of "advanced energy resource," in laws governing advanced energy projects and alternative energy requirements imposed upon electric distribution utilities and electric services companies to include "methane gas emitted from an abandoned coal mine."	(2) Same as the House, but for purposes of the law governing funding of advanced energy projects, provides that methane gas emitted from an abandoned coal mine constitutes a "renewable energy resource" rather than an "advanced energy resource."
(3) No provision.	(3) No provision.	(3) Redefines "renewable energy" for purposes of both Ohio air quality development law and advanced energy projects law, so that the term includes power produced by solid wastes.
(4) No provision.	(4) No provision.	(4) Allows an electric distribution utility or electric services company to comply with the renewable energy resource requirements of continuing law through a renewable resource that is eligible to receive a renewable energy credit through a renewable energy certificate pursuant to the laws

Executive	As Passed by the House	As Passed by the Senate
		of any state served by a regional transmission organization that also serves Ohio, provided such eligibility occurred on or after January 1, 1998.
	Fiscal effect: None.	**Fiscal effect: None.**

892 PUC - 9 Governmental Aggregators of Electricity or Natural Gas

		R.C. ***4928.201, 4929.261***
No provision.	No provision.	Requires a governmental aggregator of electricity or natural gas to distribute immediately to its customers any monetary award it receives as a result of a legal action to which it is a party and that was initiated before, on, or after the R.C. sections' effective date and brought in the interest of the customers of the governmental aggregation or, if applicable, in the interest of any political subdivisions, or, if the governmental aggregation was formed by more than one political subdivision, to distribute such money immediately to those participating subdivisions. **Fiscal effect: Potential revenue gain for those political subdivisions participating in a governmental aggregation, under specified conditions.**

Executive	As Passed by the House	As Passed by the Senate
893 PUC - 1 Utility Radiological Safety Board Assessments		
Section: ***506.10***	**Section:** ***506.10***	**Section:** ***506.10***
Specifies, absent contractual agreement, the maximum amounts that may be assessed against nuclear electric utilities under R.C.4937.05 on behalf of four state agencies and that may be deposited into the specified funds as follows: (1) $134,631 in each fiscal year to the Utility Radiological Safety Fund (fund 4E40) used by the Department of Agriculture; (2) $887,445 in FY 2010 and $920,372 in FY 2011 to the Radiation Emergency Response Fund (Fund 6100) used by the Department of Health; (3) $286,114 in each fiscal year to the ER Radiological Safety Fund (Fund 6440) used by the Environmental Protection Agency; and (4) $1,413,889 in FY 2010 and $1,415,945 FY 2011 to the Emergency Response Plan Fund (Fund 6570) used by the Department of Public Safety.	Same as the Executive.	Same as the Executive.
Fiscal effect: Less than $5.5 million will be assessed against nuclear utilities and spent by state agencies over the biennium.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
894 PUC - 6 9-1-1 Funding and Modernization Task Force and Report		
	Section: ***749.10***	
No provision.	Creates the thirteen-member 9-1-1 Funding and Modernization Task Force to review current funding models for Ohio 9-1-1 systems, and to research, analyze, and recommend appropriate future funding models and modernization policies to improve the effectiveness of their infrastructures and personnel. Requires the Task Force to deliver a report of its recommendations within ten months to the Speaker of the House of Representatives, the President of the Senate, and the Governor. Provides that Task Force members serve without compensation, and that it will cease to exist after delivering the required report. **Fiscal effect: None; the legislation does not direct the PUCO to pay any expenditures incurred by the Task Force.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
895 PWC - 5 Conservation General Obligation Debt Service		
Section: ***365.10***	**Section:** ***365.10***	**Section:** ***365.10***
Requires that GRF appropriation item 150904, Conservation General Obligation Debt Service, be used to pay all debt service and related financing costs of the Clean Ohio Conservation Program over the biennium.	Same as the Executive.	Same as the Executive.
896 PWC - 6 State Capital Improvements General Obligation Debt Service		
Section: ***365.10***	**Section:** ***365.10***	**Section:** ***365.10***
Requires that GRF appropriation 150907, State Capital Improvements General Obligation Debt Service, be used to pay all debt service and related financing costs of the State Capital Improvements Program over the biennium.	Same as the Executive.	Same as the Executive.
897 PWC - 7 Clean Ohio Operating Expenses		
Section: ***365.10***	**Section:** ***365.10***	**Section:** ***365.10***
Requires Clean Ohio Conservation Fund appropriation item 150403, Clean Ohio Operating Expenses, to be used by the Ohio Public Works Commission in administering sections 164.20 to 164.27 of the Revised Code, dealing with the review and approval of project applications, natural resource assistance councils, policies for open space acquisition, and so forth.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
898 PWC - 8 Reimbursement to the General Revenue Fund		
Section: ***365.10***	**Section:** ***365.10***	**Section:** ***365.10***
On or before July 15, 2011, requires the Director of PWC to certify to the Director of Budget and Management (1) the total amount disbursed by the Department of Agriculture from GRF appropriation item 700409, Farmland Preservation, during the FY 2010-FY 2011 biennium; and (2) any excess investment earnings credited to the Clean Ohio Conservation Fund (Fund 7056). Requires the Director of OBM to transfer excess interest earnings from Fund 7056 to the GRF in an amount equal to that disbursed under GRF appropriation 700409, Farmland Preservation.	Same as the Executive.	Same as the Executive.
Fiscal effect: This provision offsets GRF disbursements by the Department of Agriculture for the operating expenses of the Office of Farmland Preservation. PWC estimates the transfer for the FY 2008-FY 2009 biennium to be about $490,000.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
899 BOR - 73 Energy Conservation Measures		
	R.C. ***156.01, 156.02, 156.03, 156.04, 3345.61, 3345.62, 3345.63, 3345.64, 3345.66***	**R.C.** ***156.01, 156.02, 156.03, 156.04, 3345.61, 3345.62, 3345.63, 3345.64, 3345.66***
No provision.	(1) Permits a state-assisted institution of higher education to implement certain water conservation measures in addition to the energy conservation measures permitted in current law, and provides authority to issue notes to finance those measures. Specifies that energy or water conservation measures should result in energy, water, or wastewater cost savings, operating costs savings, and avoided capital costs.	(1) Same as the House
No provision.	(2) Reduces the amount of contract costs that must be paid within two years after the purchase of a conservation contract from one-tenth to one-fifteenth of those costs. Specifies that the remaining balance of conservation contract costs must be paid within 15 years.	(2) Same as the House.
No provision.	(3) Extends the payment period for cogeneration system contracts from 5 years to 15 years. Extends the payment period for other conservation contracts from 10 to 15 years.	(3) Same as the House.
	Fiscal effect: Potential decrease in operating and capital expenses for institutions that elect to implement water saving measures.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
900 BOR - 4 Ohio College Opportunity Grant Changes		
R.C. ***3333.122, Section 371.50.50***	**R.C.** ***3333.122, Section 371.50.50***	**R.C.** ***3333.122, Section 371.50.50***
(1) Eliminates the eligibility requirements and grant amounts for the Ohio College Opportunity Grant Program (OCOG) and, instead requires the Chancellor to adopt rules to carry out the OCOG program. Limits eligibility for OCOG grants to students with an expected family contribution of $2,190 or less attending a state-assisted institution of higher education.	(1) Same as the Executive.	(1) Same as the Executive, but expands eligibility to students attending nonprofit private institutions of higher education and proprietary post-secondary schools (career colleges).
(2) Requires the Chancellor to submit OCOG funding formulas and allocations for the 2009-2010 academic year to the Controlling Board on or before August 31, 2009. Specifies that OCOG awards must equal an eligible student's remaining state cost of attendance after the student's Pell grant and expected family contribution are applied.	(2) Same as the Executive, but permits OCOG grants for eligible foster youth who are attending two-year institutions of higher education and who also meet the guidelines for the Ohio Education and Training Voucher Program that receives funding under the federal John H. Chafee Foster Care Independence Program OCOG funds for housing costs.	(2) Same as the House, but requires the Chancellor to provide OCOG award tables instead of funding formulas.
(3) Permits the Chancellor to proportionally reduce the amount of each OCOG grant or use an alternative formula if amounts available for the support of the OCOG programs are insufficient in addition to the option under current law of lowering the income eligibility threshold.	(3) Same as the Executive.	(3) Same as the Executive.
(4) No provision.	(4) No provision.	(4) Requires that the maximum number of semesters or quarters a student can receive OCOG be reduced by the number of semesters or quarters the student received the Ohio Instructional Grant.
Fiscal effect: The bill appropriates $120.0 million in FY 2010 and $135.0 million in FY 2011 for OCOG.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: The bill appropriates $190.0 million in FY 2010 and $205.0 million in FY 2011 for OCOG, with earmarks of $41.0 million per year for nonprofit private institutions and $29.0 million per year for career colleges.**

Executive	As Passed by the House	As Passed by the Senate
901 BOR - 60 Nonpublic Need-Based Aid Grants		
R.C. ***3333.122, 5107.58, Repealed: R.C. 3333.27; Section 371.50.80***	**R.C.** ***3333.122, 5107.58, Section 371.50.80, 371.50.82; Repealed: R.C. 3333.27***	**R.C.** ***3333.122, 5107.58, Section 371.50.80, 371.50.82; Repealed: R.C. 3333.27***
(1) Requires the Chancellor to establish by rule and administer the Private Higher Education Need-based Financial Aid Block Grant Program for students of nonprofit private institutions of higher education and the Career College Need-based Financial Aid Block Grant Program for students of career colleges to provide need-based financial aid grants to Ohio resident nursing or undergraduate students attending these institutions.	(1) Same as the Executive, but allows rather than requires the Chancellor to adopt rules for the Private Higher Education Need-based Financial Aid Block Grant Program.	(1) No provision.
(2) Requires the Chancellor to establish rules for the eligibility of nonprofit private institutions and career colleges to receive grant awards and the terms and conditions for grant distribution.	(2) Same as the Executive.	(2) No provision.
(3) Requires the Chancellor to submit block grant allocation formulas for the 2009-2010 academic year to the Controlling Board on or before August 31, 2009.	(3) Replaces the Executive provision with a provision that requires the Chancellor to use a prescribed formula to calculate the need-based block grant allocations to eligible nonprofit private institutions for fiscal years 2010 and 2011. Requires that in FY 2010 each eligible nonprofit private institution receive 90% of the amount it received in FY 2008 under the Ohio Instructional Grant (OIG) and the Ohio College Opportunity Grant (OCOG), plus a portion of the remaining Private Higher Education Needs-based Financial Aid Block Grant, if any, equal to the institution's proportional share of the total number of Pell-eligible students weighted by grade level at all eligible private institutions in academic year 2008-2009. Requires that in FY 2011, each eligible nonprofit private institution be allocated a percentage of the appropriation for the Private Higher Education Needs-based Financial Aid Block Grant equal to the institution's proportional share of the total number of Pell-eligible	(3) No provision.

Executive	As Passed by the House	As Passed by the Senate
	students weighted by grade level at all eligible private institutions in academic year 2009-2010. Specifies the weights for each grade level. Requires that each institution report the number of Pell-eligible students enrolled for the academic year prior to the fiscal year of block grant funding. Requires the Chancellor to use an institution's Pell-eligible enrollment for the academic year two years prior to the fiscal year of block grant funding if the institution does not report the number of Pell-eligible enrollees in a timely manner.	
(4) Requires nonprofit private institutions and career colleges that receive block grants to report all recipients to the Chancellor. Specifies that any amount of a block grant that is not distributed be deducted from the next block grant received by the institution or college.	(4) Same as the Executive.	(4) No provision.
(5) Eliminates the Student Choice Grant Program.	(5) Same as the Executive.	(5) Same as the Executive.
Fiscal effect: The bill earmarks $40.0 million in each fiscal year for the Private Higher Education Need-based Financial Aid Block Grant Program and $30.0 million in each fiscal year for the Career College Need-based Financial Aid Block Grant Program.	**Fiscal effect: Same as the executive, but earmarks $60.0 million in each fiscal year for the Private Higher Education Need-based Financial Aid Block Grant Program and $10.0 million in each fiscal year for the Career College Need-based Financial Aid Block Grant Program.**	

902 BOR - 72 Course Classification System

	R.C. *3333.16*	**R.C. *3333.16***
No provision.	Replaces a current law requirement that state institutions of higher education implement the "course applicability system" (CAS) for advising and transferring associate degree students with a requirement that institutions implement the information system selected by, contracted for, or adopted by the Chancellor.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: None.	**Fiscal effect: Same as the House.**
903 BOR - 74 Nurse Education Assistance Loan Program		
	R.C. *3333.28*	**R.C. *3333.28***
No provision.	Changes the allocation of 25% of the Nurse Education Assistance Fund from loans to students in prelicensure professional nurse education programs for licensed practical nurses to loans to students in any nurse education programs, as determined by the Chancellor. Requires the Chancellor to give preference to programs aimed at increasing enrollment in an area of need. (Under continuing law, 50% is allocated to registered nurses in postlicensure nurse education programs with the intent to become nursing instructors and 25% to students in prelicensure nurse education programs for registered nurses.)	Replaces the House provision with a provision that allocates the 25% currently allocated to students in programs for licensed practical nurses to registered nurses in postlicensure nurse education programs with the intent to become nursing instructors, increasing the percentage allocated to these nurses to 75%.
	Fiscal effect: May affect which students receive loans.	**Fiscal effect: Same as the House.**
904 BOR - 103 Resident Tuition Rates for Members of the Ohio National Guard		
		R.C. *3333.42*
No provision.	No provision.	Requires state institutions of higher education to charge resident tuition rates to nonresident members of the Ohio National Guard, their spouses, and their dependent children.
		Fiscal effect: Minimal.

Executive	As Passed by the House	As Passed by the Senate
905 BOR - 81 Choose Ohio First Scholarship and Ohio Research Scholars Programs		
	R.C. *3333.66, 3333.61, and 3333.62*	**R.C. *3333.66, 3333.61, and 3333.62***
No provision.	Allows the Chancellor to authorize institutions of higher education to award Choose Ohio First Scholarships in an amount greater than one-half of the highest in-state, undergraduate instructional and general fees charged by all state universities, which is the maximum scholarship amount in current law, to (1) undergraduate students enrolled in a program leading to a teaching profession in science, technology, engineering, math, or medicine (STEM) or (2) certain graduate students in STEM fields or STEM education.	Same as the House.
No provision.	Eliminates the requirement that a private Ohio institution of higher education, in order to submit a proposal for Choose Ohio First Scholarships, must collaborate with a state university or college in implementation of the proposal. Permits a private Ohio institution of higher education to submit a proposal for the Ohio Research Scholars Program, which provides grants for recruiting scientists to college and university faculties.	Same as the House.
No provision.	Adds to the current criteria the Chancellor must use in awarding grants the extent to which a Choose Ohio First Scholarship grant proposal will increase the number of women participating in the program.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
906 BOR - 61 Community and Technical College Bond Intercept Program		
R.C. ***3333.90, 152.09, 152.10, 152.12, 152.15, 3345.12***	**R.C.** ***3333.90, 152.09, 152.10, 152.12, 152.15, 3345.12***	**R.C.** ***3333.90, 152.09, 152.10, 152.12, 152.15, 3345.12***
Permits the board of trustees of any community or technical college to request the Chancellor to enter into an intercept agreement. Specifies that under an intercept agreement, if debt service payments on a college's bond obligations are not made in full and on time, the Chancellor withhold the college's state share of instruction (SSI) allocation of funds and use those funds to make the debt service payments. Requires the Chancellor to approve intercept bond requests. Permits the Chancellor to adopt rules for the implementation of the intercept program.	Same as the Executive.	Same as the Executive.
Permits the Ohio Building Authority to issue revenue obligations on behalf of a community or technical college district if the board of trustees of that district has entered into an intercept agreement with the Chancellor. Specifies that intercept agreements and withholding and payment of debts using SSI funds does not constitute an assumption of debt by the state.	Same as the Executive.	Same as the Executive.
Fiscal effect: With SSI funds as collateral for bond debt, community and technical colleges' bond issuances will potentially benefit from lower interest rates and increased sales. This could decrease debt payment expenses for participating colleges.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

	Executive	As Passed by the House	As Passed by the Senate
907	**BOR - 82** **Employee Training Grant Program**		
		R.C. ***3333.91***	**R.C.** ***3333.91***
	No provision.	Requires the Chancellor to administer a grant program to provide training for individuals seeking employment in the biotechnology or bioscience fields or in other fields in which critical demands exist for certain skills. Specifies that eligible grant recipients include (1) municipal corporations, (2) employers, and (3) entities that sponsor multi-company employee training projects. Requires that the Chancellor use the same competitive process used to make awards under the Ohio Co-op/Internship Program to award the training grants. Specifies that the maximum grant amount is 50% of the training program's allowable costs, which include administrative expenses, curriculum development, employee wages, travel expenses, and training equipment.	Same as the House.
		Fiscal effect: The bill earmarks $5 million in each fiscal year of GRF appropriation item 235441, Co-op/Internship Program, for the grant program.	**Fiscal effect: No funding is provided for the grant program.**
908	**BOR - 104** **Central State University Board of Trustees Meetings**		
			R.C. ***3343.04***
	No provision.	No provision.	Removes the specific dates (the third Thursday in June and the first Thursday in November) that the Board of Trustees of Central State University is required to meet for regular session.
			Fiscal effect: None.

Executive	As Passed by the House	As Passed by the Senate
909 BOR - 1 University System of Ohio		
R.C. ***3345.011***	**R.C.** ***3345.011***	**R.C.** ***3345.011***
Defines the "University System of Ohio" as the collective group of state institutions of higher education. Defines "member of the University System of Ohio" as any individual state institution of higher education.	Same as the Executive.	Same as the Executive.
910 BOR - 80 Entrepreneurial Projects for Economic Development		
	R.C. ***3345.36, 3345.12***	
No provision.	Specifies that it is the public policy of the state that boards of trustees of state-assisted institutions of higher education facilitate and assist with establishing and developing entrepreneurial projects for economic development pursuant to Section 13 of Article VII of the Ohio Constitution. Specifies that such projects qualify as property, structures, equipment, and facilities under that constitutional provision.	No provision.
No provision.	Authorizes boards of trustees of state-assisted institutions to (1) enter into agreements to encourage the development of entrepreneurial projects, (2) acquire stock or other ownership in entrepreneurial projects or connected legal entities in return for intellectual property rights, and (3) make or guarantee loans and issue bonds, notes or other debt to provide money for entrepreneurial projects.	No provision.
No provision.	Requires that bond proceeding law governing the issuance of bonds, notes, and other evidence of obligations for housing and dining, auxiliary, or education facilities also apply to the bonds, notes, and other evidence of obligations issued for entrepreneurial projects.	No provision.

Executive	As Passed by the House	As Passed by the Senate
911 BOR - 107 Nonprofit Secondary Market Operation		
		R.C. *3351.07*
No provision.	No provision.	Requires that the Governor's designation of the single nonprofit education loan secondary market operation for Ohio must be made annually and pursuant to competitive selection. Specifies that the current designation expires December 31, 2009.
912 BOR - 2 Eastern Gateway Community College		
R.C. *3354.24*	**R.C. *3354.24, Section 515.10***	**R.C. *3354.24, Section 515.10***
Replaces the Jefferson Community College District with the Eastern Gateway Community College District by adding the territories of Columbiana, Mahoning, and Trumbull counties. Establishes an 11-member board of trustees, including three chosen from residents of Jefferson County and eight chosen from residents of Columbiana, Mahoning, and Trumbull counties. Divides the Eastern Gateway Community College District into two taxing subdistricts: one including Jefferson county, and the other including Columbiana, Mahoning, and Trumbull counties. Authorizes the electors of each subdistrict to approve property tax or bond issuance, or both, solely for the benefit of the residents of those subdistrict counties who attend Eastern Gateway Community College.	Same as the Executive, but adds language related to the transition by renaming the Jefferson County Community College District as the Eastern Gateway Community College District and assigning all powers, duties, obligations, liabilities, employees, and property of the board of trustees of the former District to the board of trustees of the new renamed District.	Same as the House.
Fiscal effect: FY 2010 and FY 2011 State Share of Instruction subsidy formula allocations for Eastern Gateway Community College will be based on the allocations received by Jefferson State Community College. Eastern Gateway Community College may receive additional funding if the new subdistrict passes a levy for the College.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
913 BOR - 106 Rio Grande Community College contracts with University of Rio Grande		
		R.C. *3354.26*
No provision.	No provision.	Modifies the current law that permits Rio Grande Community College to contract with the University of Rio Grande for operation of the community college and have the community college president serve also as president of the university, by specifying
No provision.	No provision.	(1) the community college board may enter into "one or more contracts" with the university for "any services for the operation of the community college," except the services of a treasurer or other fiscal officer;
No provision.	No provision.	(2) through those contracts the community college "may acquire the services of the president of the university and other personnel";
		(3) the community college board retains exclusive authority to employ and make personnel decisions regarding the college's treasurer or other fiscal officer and other employees the board deems necessary; and
		(4) the community college board may by a majority vote of its membership terminate a contract with the university.
		Fiscal effect: Rio Grande Community College could experience savings by sharing personnel expenses with the University of Rio Grande.

Executive	As Passed by the House	As Passed by the Senate
914 BOR - 5 Lease Rental Payments		
Section: ***371.10.10***	**Section:** ***371.10.10***	**Section:** ***371.10.10***
Specifies that GRF appropriation item 235401, Lease Rental Payments, be used to meet all payments at the times they are required to be made during FY 2010 and FY 2011. Specifies that the appropriations are the source of funds pledged for bond service charges or obligations issued pursuant to Chapter 154. of the Revised Code.	Same as the Executive.	Same as the Executive.
915 BOR - 66 Sea Grants		
	Section: ***371.10.15***	**Section:** ***371.10.15***
No provision.	Requires that GRF appropriation item 235402, Sea Grants, be disbursed to the Ohio State University to conduct research on fish in Lake Erie.	Same as the House.
916 BOR - 6 Articulation and Transfer		
Section: ***371.10.20***	**Section:** ***371.10.20***	**Section:** ***371.10.20***
Specifies that GRF appropriation item 235406, Articulation and Transfer, be used to maintain and expand the work of the Articulation and Transfer Council to develop a system of transfer policies.	Same as the Executive.	Same as the Executive.
917 BOR - 7 Midwest Higher Education Compact		
Section: ***371.10.30***	**Section:** ***371.10.30***	**Section:** ***371.10.30***
Requires that GRF appropriation item 235408, Midwest Higher Education Compact, be used for paying membership fees for the Midwest Higher Education Compact.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
918 BOR - 8 Information System		
Section: ***371.10.40***	**Section:** ***371.10.40***	**Section:** ***371.10.40***
Requires that GRF appropriation item 235409, Information System, be used for the development and implementation of information technology solutions.	Same as the Executive, but requires that the information technology solutions be provided by the Ohio Academic Research Network (OARnet).	Same as the House.
919 BOR - 9 State Grants and Scholarship Administration		
Section: ***371.10.50***	**Section:** ***371.10.50***	**Section:** ***371.10.50***
Requires that GRF appropriation item 235414, State Grants and Scholarship Administration, be used for the administration of various state and federal student financial aid and scholarship programs and for fiscal services for the Ohio National Guard Scholarship Program.	Same as the Executive.	Same as the Executive.
920 BOR - 10 Jobs Challenge		
Section: ***371.10.60***	**Section:** ***371.10.60***	
Requires that, except for the funds that are to be allocated under sections titled "Statewide Workforce Development Initiatives" (see BOR-18) and "Fiscal Year 2011 Plan for Adult Workforce Training Programs" (see BOR-19), GRF appropriation item 235415, Jobs Challenge, be used to support state-assisted community and technical colleges, regional campuses of state-assisted universities, and certain other member campuses of the workforce training network to support noncredit job training.	Same as the Executive.	No provision.
Specifies that support may include delivering coordinated assessment and comprehensive training to local employers. Requires the Chancellor to develop a formula for the	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
distribution of funds.		
921 BOR - 11 Ohio Learning Network		
Section: ***371.10.70***	**Section:** ***371.10.70***	**Section:** ***371.10.70***
Requires that GRF appropriation item 235417, Ohio Learning Network, be used to support the continued implementation of the Ohio Learning Network. Requires the Ohio Learning Network to use these funds to develop and promote learning and assessment through the use of technology, provide advice on emerging learning-directed technologies, and facilitate cost-effectiveness through shared investments in educational technology.	Same as the Executive.	Same as the Executive.
922 BOR - 12 Appalachian New Economy Partnership		
Section: ***371.10.80***	**Section:** ***371.10.80***	**Section:** ***371.10.80***
Requires that GRF appropriation item 235428, Appalachian New Economy Partnership, be distributed to Ohio University to continue to lead a multi-campus and multi-agency coordinated effort to link Appalachia to the new economy through entrepreneurship, management, education, and technology.	Same as the Executive.	Same as the Executive.
923 BOR - 13 Economic Growth Challenge		
Section: ***371.10.90***	**Section:** ***371.10.90***	
Requires that GRF appropriation item 235433, Economic Growth Challenge, be used for the administrative expenses of the Research Incentive Program and other economic advancement initiatives.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Requires that any transfer to GRF appropriation item 235433, Economic Growth Challenge, be used to enhance basic research capabilities of Ohio institutions of higher education and that priority consideration be given to those projects that are eligible for federal stimulus funds.	Same as the Executive.	No provision.

924 BOR - 77 College Readiness and Access

	Section: ***371.20.06***	**Section:** ***371.20.06***
No provision.	Makes the following earmarks of GRF appropriation item 235434, College Readiness and Access:	Makes the following changes to the earmarks:
No provision.	(1) $2,500,000 in each fiscal year for the Early College High School Program. Specifies that funds be distributed according to guidelines established by the Chancellor and the Department of Education.	(1) Same as the House, but specifies funds support existing schools and serve those not traditionally college-bound.
No provision.	(2) $1,000,000 in each fiscal year for the Ohio College Access Network (OCAN).	(2) No provision.
No provision.	(3) $600,000 in each fiscal year for the Ohio Appalachian Center for Higher Education (OACHE) at Shawnee State University. Specifies the makeup of the OACHE board of directors.	(3) No provision.
No provision.	(4) $140,000 in each fiscal year for Miami University's Student Achievement in Research and Scholarship (STARS) Program.	(4) No provision.

925 BOR - 76 Teacher Improvement Initiatives

	Section: ***371.20.08***	
No provision.	Makes the following earmarks of GRF appropriation item 235435, Teacher Improvement Initiatives:	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	(1) $204,000 in each fiscal year for the Porter Center for Science and Mathematics in Lake County.	No provision.
No provision.	(2) $320,000 in each fiscal year for the Ohio View consortium of research universities. Requires that the funds be used to train teachers, higher education students and faculty, and employees in the public and private sectors to develop the job pipeline in the field of geospatial technology. Requires that Ohio View prepare K-12 teachers to instruct students in the uses of existing geospatial technology, especially through hands-on observations.	No provision.

926 BOR - 14 Choose Ohio First Scholarship

Section: *371.20.10*	Section: *371.20.10*	Section: *371.20.10*
(1) Earmarks up to $3,000,000 in each fiscal year of GRF appropriation item 235438, Choose Ohio First Scholarship, for the Woodrow Wilson STEM Teaching Fellows Program that is designed to attract certain students to graduate programs specifically designed for teacher preparation in science, technology, engineering, mathematics, and medicine. Requires the Chancellor to establish a competitive process to distribute grant awards. Specifies that institutions be chosen based on leadership, commitment, and capacity to meet criteria set forth in the request for proposals, which, among other things, includes criteria developed by the Woodrow Wilson Foundation and a panel of experts. Specifies that these grant awards are not subject to R.C. 3333.60 to 3333.70, which governs the Choose Ohio First Scholarship Program.	(1) Same as the Executive.	(1) No provision.
(2) No provision.	(2) Earmarks $125,000 in each fiscal year under GRF appropriation item 235438, Choose Ohio First Scholarship, to support University Circle, Inc.	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
(3) Specifies that the remainder of GRF appropriation item 235438, Choose Ohio First Scholarship be used to operate the Choose Ohio First Scholarship program. Specifies that amounts disbursed to institutions be paid on a reimbursement basis.	(3) Same as the Executive.	(3) Same as the Executive, but applies language to the entire appropriation.
(4) Reappropriates the unexpended, unencumbered portion of GRF appropriation item 235438, Choose Ohio First Scholarship, at the end of FY 2010 for the same purpose for FY 2011.	(4) Same as the Executive.	(4) Same as the Executive.

927 BOR - 15 Co-op/Internship Program

Section: ***371.20.20***	**Sections:** ***371.20.20, R.C. 3333.73***	
No provision.	Adds to the current criteria the Chancellor must use in awarding grants the extent to which a Co-op/Internship Program grant proposal will increase the number of women participating in cooperative education and internship programs.	No provision.
Specifies that GRF appropriation item 235441, Co-op/Internship Program, be used to operate the Co-op/Internship Program in accordance with R.C. 3333.71 to 3333.80.	Same as the Executive, but makes the following earmarks:	No provision.
(1) No provision.	(1) $5,000,000 in each fiscal year for a grant program for employee training in the fields of biotechnology and bioscience or in other fields in which critical demand exists for certain skills.	(1) No provision.
(2) No provision.	(2) $1,000,000 in each fiscal year for programs at institutions of higher education that collaborate with businesses that have been in operation for three years or fewer. Requires that the Chancellor establish a competitive process for awards and seek the advice of the Co-op/Internship Advisory Committee. Requires that an institution receiving an award enter into an agreement with	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
	the Chancellor regarding the use of the funds and reporting requirements.	
(3) No provision.	(3) $250,000 in each fiscal year for students enrolled at institutions of higher education that develop a successful business plan in Ohio. Requires that each winner of the competition receive $50,000 and that awards not be distributed until a winner provides documentation that a business has been established with the winner's business plan. Reappropriates any unawarded or unencumbered funds under the earmark at the end of FY 2010 for the same purpose in FY 2011.	(3) No provision.
(4) No provision.	(4) $500,000 in each fiscal year provided to the University of Cincinnati to support Rookwood Pottery Company internship programs with state-assisted institutions of higher education.	(4) No provision.
Specifies that the Director of Budget and Management may transfer any balance at the end of FY 2010 and FY 2011 and any appropriation repaid by institutions participating in the Co-op/Internship Program to GRF appropriation item 235433, Economic Growth Challenge. Specifies that transferred appropriations be used to strengthen academic research and pursue Ohio's economic development goals.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
928 BOR - 16 Adult Basic and Literacy Education		
Section: ***371.20.30***	**Section:** ***371.20.30***	**Section:** ***371.20.30***
Specifies that, except for the funds that are to be allocated under sections titled "Statewide Workforce Development Initiatives" (see BOR-18) and "Fiscal Year 2011 Plan for Adult Workforce Training Programs" (see BOR-19), GRF appropriation item 235443, Adult Basic and Literacy Education – State, be used for adult basic and literacy education (ABLE) programs and the ABLE instructional grant program. Requires that supported programs satisfy the state match requirements for the grant program. Makes the following earmarks:	Same as the Executive, but makes the following changes to the earmarks:	Same as the Executive.
(1) Up to $507,558 in FY 2010 for the support and operation of the State Library Resource Center Program.	(1) Same as the Executive.	(1) Same as the Executive.
(2) No provision.	(2) $60,000 in each fiscal year for Jewish Community Federation of Cleveland.	(2) No provision.
(3) No provision.	(3) $25,000 in each fiscal year for Yassenoff Jewish Community Center of Columbus.	(3) No provision.
(4) No provision.	(4) $30,000 in each fiscal year for Jewish Family Services of Cincinnati.	(4) No provision.
(5) No provision.	(5) $7,000 in each fiscal year for Jewish Family Services of Dayton.	(5) No provision.
Requires the Chancellor, on or before August 31, 2009, to submit to the Controlling Board a funding formula for the FY 2010 allocation of funds.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
929 BOR - 17 Post-Secondary Adult Career-Technical Education		
Section: ***371.20.40***	**Section:** ***371.20.40***	**Section:** ***371.20.40***
Specifies that, except for the funds that are to be allocated under sections titled "Statewide Workforce Development Initiatives" (see BOR-18) and "Fiscal Year 2011 Plan for Adult Workforce Training Programs" (see BOR-19), GRF appropriation item 235444, Post-Secondary Adult Career-Technical Education, be used to provide post-secondary adult career education. Requires the Chancellor, on or before August 31, 2009, to submit to the Controlling Board a funding formula for the FY 2010 allocation of funds.	Same as the Executive.	Same as the Executive.
930 BOR - 18 Statewide Workforce Development Initiatives		
Section: ***371.20.50***	**Section:** ***371.20.50***	**Section:** ***371.20.50***
Authorizes the Chancellor to identify portions of GRF appropriation items 235415, Jobs Challenge, 235443, Adult Basic and Literacy Education – State, and 235444, Post-Secondary Adult Career-Technical Education, to be used for the Ohio Skills Bank Program and the Stackable Certificates Program.	Same as the Executive.	Same as the Executive, but eliminates GRF appropriation item 235415, Jobs Challenge.

Executive	As Passed by the House	As Passed by the Senate
931 BOR - 19 Fiscal Year 2011 Plan for Adult Workforce Training Programs		
Section: ***371.20.60***	**Section:** ***371.20.60***	**Section:** ***371.20.60***
Requires the Chancellor to submit to the Controlling Board, by June 1, 2010, a plan for the integration of funding support for adult workforce training and development programs, beginning in FY 2011. Specifies that funding support include GRF appropriation items 235415, Jobs Challenge, 235443, Adult Basic and Literacy Education – State, and 235444, Post-Secondary Adult Career-Technical Education. Requires that the plan clearly define the formulas or competitive process to be used for funding the activities of various program providers.	Same as the Executive.	Same as the Executive, but eliminates GRF appropriation item 235415, Jobs Challenge, from the plan, creates the Adult Workforce Training Workgroup, requires the Chancellor to create the plan in consultation with the Workgroup, specifies composition of the Workgroup, requires Workgroup members to serve without compensation and specifies that the Workgroup ceases to exist upon submission of the plan.
932 BOR - 20 Area Health Education Center		
Section: ***371.20.70***	**Section:** ***371.20.70***	**Section:** ***371.20.70***
Requires that GRF appropriation item 235474, Area Health Education Centers Program Support, be used to support medical school regional area health education centers' educational programs.	Same as the Executive, but earmarks $200,000 in each fiscal year for the Ohio University College of Osteopathic Medicine mobile health care unit.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
933 BOR - 21 State Share of Instruction (SSI) Formulas		
Section: ***371.20.80***	**Section:** ***371.20.80***	**Section:** ***371.20.80***
Requires the Chancellor to submit funding formulas for the FY 2010 and FY 2011 allocation of GRF appropriation item 235501, State Share of Instruction, to the Controlling Board on or before August 31, 2009. Specifies that separate formulas be recommended for state-assisted university main campuses, university regional campuses, and community and technical colleges.	Same as the Executive.	Replaces the Executive provision with a provision that requires the Chancellor to establish procedures for allocating GRF appropriation items 235501, State Share of Instruction, 235644, State Share of Instruction – Federal Stimulus – Education, and 235646, State Share of Instruction – Federal Stimulus – Government Services, based on the formulas, enrollment, course completion, degree attainment, and student access factors in the instructional models described below. Requires that GRF appropriation items 235501, State Share of Instruction, 235644, State Share of Instruction – Federal Stimulus – Education, and 235646, State Share of Instruction – Federal Stimulus – Government Services, be combined for the purposes of allocating the SSI subsidy.
Requires that the state share of instruction formula for university main campuses support graduate and medical education, reward course and degree completion, and reward the achievement of mission-specific goals.	Same as the Executive.	No provision.
Requires that the state share of instruction formula for regional university campuses reward course completion and the achievement of mission-specific goals.	Same as the Executive.	No provision.
Requires that the state share of instruction formula for community and technical colleges be based on enrollments, achievement of mission-specific goals, and measures of student success appropriate to colleges' institutional missions.	Same as the Executive.	No provision.
Specifies that student-specific components of the formulas be weighted for at-risk students, as measured by a student's eligibility for state need-based student financial aid	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
programs. Requires that formulas include allocations of Success Challenge, Access Challenge, and other tuition subsidies that were provided in H.B. 119 of the 127th G.A. Requires that the formulas be designed to phase in components over time.		

934 BOR - 87 SSI - Full-Time Equivalent Enrollment and Completions

		Section: ***371.20.80***
No provision.	No provision.	Requires that state-assisted institutions report their enrollments to the Chancellor. Requires the Chancellor to exclude all undergraduate students who are not Ohio residents (except those under reciprocity agreements or employer contracts) in defining the number of full-time equivalent (FTE) students for the formulas.
No provision.	No provision.	Requires that, in counting core subsidy entitlements for university branch and main campuses, the Chancellor only use FTE students who successfully complete a course. Specifies that successful course completion FTEs are to be weighted by campus-specific rates determined for each discipline and level, and a statewide OIG/OCOG course completion weight determined by the percentage of students completing the course that receive the Ohio Instructional Grant or the Ohio College Opportunity Grant.
No provision.	No provision.	Specifies that Medical II model student enrollment calculations be based on current enrollment numbers compared to specified base enrollment numbers. Specifies that a school's Medical II FTE enrollment be equal to 65% of the base enrollment plus 35% of the current-year FTEs (including students repeating terms) if the school's current-year FTEs (including students repeating terms) are below its base enrollment. Specifies that a school's Medical II FTE enrollment be equal to the base enrollment plus the FTE for repeating students if the school's current-year FTEs

Executive	As Passed by the House	As Passed by the Senate
		(including students repeating terms) equals or exceeds the base enrollment. Limits students repeating terms to no more than 5% of current year FTEs.
No provision.	No provision.	Specifies that subsidy-eligible law school FTEs be calculated by using 1995 FTEs or the current year number of FTEs, whichever is less.
935 BOR - 88 SSI - Total Costs Per FTE		
		Section: ***371.20.80***
No provision.	No provision.	Provides a table of total costs per FTE for the 24 non-doctoral curriculum models for each fiscal year, ranging from $7,658 to $37,085 for arts and humanities curriculum models; from $6,732 to $28,365 for business, education, and social science curriculum models; and from $6,943 to $52,842 for science, technology, engineering, mathematics and medicine curriculum models.
936 BOR - 89 SSI - Science, Technology, Engineering, Mathematics, Medical and Graduate Weights		
		Section: ***371.20.80***
No provision.	No provision.	Requires that total costs for all non-doctoral graduate models as well as science, technology, engineering, mathematics, and medical models in most years of coursework be weighted.
No provision.	No provision.	Provides a table of curriculum model weights for each fiscal year, including a uniform weight of 1.0000 for all non-doctoral undergraduate-level models in arts, humanities, business, education, and social sciences and various weights ranging from 1.0017 to 1.8798 for graduate-level models and science, technology, engineering, mathematics, and medicine models.

Executive	As Passed by the House	As Passed by the Senate
937 BOR - 90 SSI - Student Success Factors		
		Section: ***371.20.80***
No provision.	No provision.	Requires that 5% of the SSI appropriation for community colleges, state community colleges, and technical colleges, in FY 2011 be allocated in proportion to each campus's share of college student success factors. Specifies that student success factors include all measurable student outcomes that contribute to student achievement, as determined by the Chancellor based on the recommendations of the Study on the Use of Success Points.
938 BOR - 91 SSI - Doctoral Set-Aside		
		Section: ***371.20.80***
No provision.	No provision.	Requires that up to 12.89% of the SSI appropriation for university main campuses be set aside for doctoral programs. Specifies that 90% of the doctoral set-aside in FY 2010 and 80% in FY 2011 be allocated among the doctoral-degree granting universities in proportion to each campus's historical shares of the statewide total number of Doctoral I equivalent FTEs, using the greater of the two-year or five-year average FTEs. Specifies that Doctoral I equivalent FTEs be equal to the sum of Doctoral I FTEs plus 1.5 times the sum of Doctoral II FTEs.
No provision.	No provision.	Requires that 5% of the doctoral set-aside in FY 2010 and 10% in FY 2011 be allocated to universities in proportion to each campus's share of statewide doctoral degrees, weighted by the cost of the discipline. Specifies that the calculation of doctoral degrees should use the average of the previous three years.

Executive	As Passed by the House	As Passed by the Senate
No provision.	No provision.	Requires that 2.5% of the doctoral set-aside in FY 2010 and 5% in FY 2011 be allocated to universities in proportion to each campus's share of research grant activity. Specifies that grant awards from the National Health Institute shall be weighted at 50%.
No provision.	No provision.	Requires that 2.5% of the doctoral set-aside in FY 2010 and 5% in FY 2011 be allocated to universities based on other quality measures that are to be identified by the Chancellor in consultation with universities. Specifies that if the quality measures are not identified, the same portion of the doctoral set-aside is to be allocated to the doctoral-degree granting universities in proportion to their historical shares of the statewide total number of Doctoral I equivalent FTEs, which equals the sum of Doctoral I FTEs plus 1.5 times the sum of Doctoral II FTEs.

939 BOR - 92 SSI – Medical Set-Asides

Section: ***371.20.80***

No provision.	No provision.	Requires that 6.96% of the SSI appropriation for university main campuses be set aside for Medical II FTEs. Requires that these funds be allocated in proportion to each campus's share of the total number of Medical II FTEs, weighted by model cost.
No provision.	No provision.	Requires that 1.61% of the SSI appropriation for university main campuses in each fiscal year be set aside for Medical I FTEs. Requires that these funds be allocated in proportion to each campus's share of the total number of Medical I FTEs.

Executive	As Passed by the House	As Passed by the Senate
940 BOR - 93 SSI - Degree Attainment		
		Section: ***371.20.80***
No provision.	No provision.	Requires that 5% of the FY 2010 SSI appropriation for university main campuses and 10% of the FY 2011 appropriation be reserved for support of associate, baccalaureate, masters, and professional level degree attainment. Specifies that degree attainment funding be allocated to universities in proportion to each campus's share of the total statewide degrees granted, weighted by the cost of the degree programs.
No provision.	No provision.	Specifies that only associate degrees earned by students of Access Challenge campuses be included for the calculation of degree attainment. Specifies that the count for degree attainment include the average degree attainment for the previous three years.
No provision.	No provision.	Requires that eligible associate and baccalaureate degrees counted in degree attainment be weighted by a statewide OIG/OCOG degree completion weight. Specifies that the statewide OIG/OCOG degree completion weight be equal to the difference between the percentage of Ohio Instruction Grant or Ohio College Opportunity Grant recipients and the percentage of traditional students who earned a degree during the same period.

Executive	As Passed by the House	As Passed by the Senate
941 BOR - 94 SSI - Calculation of Formula Entitlements		
		Section: ***371.20.80***
No provision.	No provision.	Specifies that the instructional costs for each campus's non-doctoral models be determined by multiplying per FTE curriculum model costs by model weights and by (a) the average number of subsidy-eligible FTEs based on the previous 2 years and (b) the average number of subsidy-eligible FTEs based on the previous 5 years. Specifies that the greater of the two calculations be deemed as the campus's instructional costs.
No provision.	No provision.	Specifies that the uniform SSI costs for state community colleges, community colleges, and technical colleges be calculated by dividing the earmark for those colleges, less the campuses' student success allocation, by the sum of all campuses' instructional costs calculated above.
No provision.	No provision.	Specifies that the uniform SSI costs for university branch campuses be calculated by dividing the earmark for those campuses by the sum of all campuses' instructional costs calculated above.
No provision.	No provision.	Specifies that the uniform SSI costs for university main campuses be calculated by dividing the earmark for those campuses, less the doctoral set-aside, the medical set-asides, and degree attainment funding, by the sum of all campuses' instructional costs calculated above.
No provision.	No provision.	Specifies that the formula entitlement for each sector's campuses be calculated by multiplying the campuses' uniform SSI cost by each campus's instructional costs calculated above.

Executive	As Passed by the House	As Passed by the Senate
942 BOR - 95 SSI - POM Adjustment		
		Section: ***371.20.80***
No provision.	No provision.	Requires that an allocation for facility-based plant operations and maintenance (POM) subsidy be made to campuses. Specifies that the POM campus allocation be based on what each eligible campus received in the FY 2009 POM allocation. Requires that any POM allocations be funded by proportionally reducing entitlement earnings, including POM allocations, for all campuses in a sector.
943 BOR - 96 SSI – Stability in SSI Funding		
		Section: ***371.20.80***
No provision.	No provision.	Requires that, in FY 2010, no campus receive an SSI allocation less than 99% of what that campus received in FY 2009. Specifies that formula entitlement earnings from campuses that do not receive stability funding should be proportionally reduced to support this allocation.
No provision.	No provision.	Requires that, in FY 2011, no campus receive an SSI allocation less than 98% of what that campus received in FY 2010. Specifies that formula entitlement earnings from campuses that do not receive stability funding should be proportionally reduced to support this allocation.

Executive	As Passed by the House	As Passed by the Senate
944 BOR - 97 SSI - Annual Funding Guarantee and Capital Component Deduction		
		Section: ***371.20.80***
No provision.	No provision.	Requires that, after all other adjustments have been made, a campus's SSI earnings be reduced by the amount, if any, by which debt service charged for that campus exceeds that campus's capital component earnings. Specifies that the deducted amounts be transferred to GRF appropriation item 235552, Capital Component.
945 BOR - 98 SSI - Exceptional Circumstances and Appropriation Reductions		
		Section: ***371.20.80***
No provision.	No provision.	Authorizes adjustments be made to the SSI payments and other subsidies distributed by the Chancellor for exceptional circumstances. Requires the recommendation of the Chancellor and approval of the Controlling Board for adjustments due to special circumstances.
No provision.	No provision.	Requires the standard SSI formula provisions to apply to any SSI appropriation reductions occurred prior to the Chancellor's formal approval of the formal SSI allocation. Specifies that reductions made after the Chancellor's formal approval be applied uniformly to each campus in proportion to its share of the final SSI allocation.

Executive	As Passed by the House	As Passed by the Senate
946 BOR - 99 SSI - Distribution		
		Section: ***371.20.80***
No provision.	No provision.	Requires that the SSI allocation be distributed in equal monthly payments. Specifies that payments for the first six months of the fiscal year be made based on enrollment estimates and that payments for the last six months of the fiscal year be distributed after Controlling Board approval upon request of BOR.
947 BOR - 22 State Share of Instruction for Fiscal Years 2010 and 2011		
Section: ***371.20.90***	**Section:** ***371.20.90***	**Section:** ***371.20.90***
Prohibits the increase of in-state undergraduate instructional and general fees in FY 2010 at all state-assisted institutions.	Same as the Executive.	Same as the Executive.
Prohibits the increase of in-state undergraduate instructional and general fees in FY 2011 at state-assisted community colleges, technical colleges and university regional campuses.	Same as the Executive.	Same as the Executive, but limits the increase of fees at main campuses of state-assisted universities in FY 2011 to 3.5% above what was charged in the prior academic year.
Specifies that the Chancellor may modify the tuition increase limitations for exceptional circumstances with the approval of the Controlling Board. Specifies that the tuition increase limitations do not apply to increases required to comply with institutional covenants or certain legal mandates.	Same as the Executive.	Same as the Executive, but eliminates the Chancellor's authorization to modify tuition limitations.
No provision.	No provision.	Makes the following earmarks to the combined GRF appropriation items 235501, State Share of Instruction, 235644, State Share of Instruction - Federal Stimulus - Education, and 235646, State Share of Instruction - Federal Stimulus - Government Services:

Executive	As Passed by the House	As Passed by the Senate
(1) No provision.	(1) No provision.	(1) $60,996,059 in each fiscal year for Access Challenge allocations to eligible campuses based on each campus's FY 2009 share of GRF appropriation item 235418, Access Challenge.
(2) No provision	(2) No provision.	(2) $10,323,056 in each fiscal year to be distributed among state-supported community colleges, state community colleges, and technical colleges, in an amount equal to the amount each institution received in FY 2009 from the supplemental tuition subsidy earmarked for FY 2009 in H.B. 119 of the 127th GA.
(3) No provision.	(3) No provision.	(3) $396,965,932 in FY 2010 and $419,030,691 in FY 2011 for community colleges, state community colleges, and technical colleges SSI allocation.
(4) No provision.	(4) No provision.	(4) $125,682,220 in FY 2010 and $129,739,380 in FY 2011 for the university branch campuses SSI allocation.
(5) No provision.	(5) No provision.	(5) $1,481,570,810 in FY 2010 and FY 2011 for the university main campuses SSI allocation.
No provision.	No provision.	Requires that the earmarked SSI allocations be distributed in equal monthly payments. Specifies that payments for the first six months of the fiscal year be made based on enrollment estimates and that payments for the last six months of the fiscal year be distributed after Controlling Board approval upon request of BOR.
Fiscal effect: Tuition caps could limit the amounts of tuition revenues for public institutions of higher education.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Tuition caps could limit the amounts of tuition revenues for public institutions of higher education.**

	Executive	As Passed by the House	As Passed by the Senate
948	BOR - 100	**SSI – Study on Identifying "At Risk" Students**	
			Section: ***371.20.95***
	No provision.	No provision.	Requires the Chancellor, in consultation with state colleges and universities to conduct a study in FY 2010 to identify the factors that identify a student as being "at-risk" of academic failure and make recommendations for the SSI allocations after FY 2010. Requires the study to be completed by April 15, 2010. Authorizes the Chancellor to use the results of the study to recommend additional weights for the FY 2011 SSI allocations. Requires the Chancellor to report any formula changes to the Controlling Board by August 30, 2010.
949	BOR - 101	**SSI – Study on Funding Doctoral Programs through the SSI Formula**	
			Section: ***371.20.95***
	No provision.	No provision.	Requires the Chancellor, in consultation with state colleges and universities, to conduct a study on the effectiveness and appropriateness of SSI funding for doctoral programs through the doctoral set-aside. Authorizes the study to examine alternative funding methodologies. Requires the study to be completed by April 15, 2010. Authorizes the Chancellor to use the results of the study to recommend additional weights for the FY 2011 SSI allocations. Requires the Chancellor to report any formula changes to the Controlling Board by August 30, 2010.

Executive	As Passed by the House	As Passed by the Senate
950 BOR - 102 SSI – Study on the Use of Success Points for Community Colleges		
		Section: ***371.20.95***
No provision.	No provision.	Requires the Chancellor, in consultation with state community colleges, to conduct a study on the "success points" in the allocation of SSI appropriations to community colleges. Requires that the study identify success points that occur during the academic career of community college students and recommend a method to fund success points beginning in FY 2011. Requires the study to be completed by April 15, 2010. Requires the Chancellor to use the results of the study to recommend changes to the distribution of the FY 2011 community college SSI allocations. Requires the Chancellor to report any formula changes to the Controlling Board by August 30, 2010.
951 BOR - 23 Higher Education Board of Trustees		
Section: ***371.30.10***	**Section:** ***371.30.10***	**Section:** ***371.30.10***
(1) Authorizes colleges and universities, with the approval of the Chancellor, to use instructional subsidies for off-campus undergraduate and master's degree courses of study.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Requires the board of trustees at each institution to supplement state subsidies by establishing uniform instructional and general fees to be charged to all students for universal services. Allows each board to establish special purpose fees and service charges for individual or specific categories of students; these special purpose fees and service changes are not to be applied uniformly. Requires each board to establish a tuition surcharge to out-of-state students.	(2) Same as the Executive.	(2) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(3) Prohibits the board of trustees at each institution from authorizing a waiver or nonpayment of instructional or general fees that is not authorized by law or approved by the Chancellor.	(3) Same as the Executive.	(3) Same as the Executive.
(4) Requires each institution of higher education, in its statement of charges, to separately identify the instructional fee, general fee, tuition charge, and tuition surcharge.	(4) Same as the Executive.	(4) Same as the Executive.
(5) Specifies that the Chancellor, in consultation with state-assisted institutions of higher education and with the approval of the Controlling Board, may adjust instructional and general fee amounts for associate degree programs at state-assisted institutions for academic years 2009-2010 and 2010-2011.	(5) Replaces the Executive provision with a provision that provides a procedure for the Chancellor to follow if the Chancellor intends to seek a fee adjustment for associate degree programs. Specifies that the Chancellor must notify the institution's board of trustees of intent to seek a fee adjustment, obtain information about the current fees, and convene a meeting with the board of trustees to reach an agreement on adjusting fees and on implementing a plan. Specifies that if an agreement is reached, the board of trustees must implement the plan for a fee adjustment and that if an agreement is not reached, the Chancellor must make a recommendation for adjusting the fees and, if rejected, may submit the recommendation to the Controlling Board for approval. Requires that the Chancellor recommend only plans that, if implemented, would not place the institution in fiscal watch. Requires that the board of trustees adjust fees if the Controlling Board approves the recommendation. Specifies that any restrictions on tuition increases applicable to a public institution of higher education's associate degree programs in FY 2012 or FY 2013 shall be applied to the instructional and general fees charged for the programs prior to an adjustment of those fees.	(5) No provision.
(6) Requires that boards of trustees ensure that faculty members devote a proper and judicious part of their work week to actual instruction of students.	(6) Same as the Executive.	(6) Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
(7) Requires the boards of trustees of state-assisted institutions of higher education to exercise the authority of the government vested by law in them. States that administrative decisions are the exclusive prerogative of the boards and that any delegation of authority by the boards must be accompanied by appropriate standards of guidance and periodic review of the exercise of the delegated authority.	(7) Same as the Executive.	(7) Same as the Executive.
952 BOR - 24 Student Support Services		
Section: ***371.30.20***	**Section:** ***371.30.20***	**Section:** ***371.30.20***
Requires that GRF appropriation item 235502, Student Support Services, be distributed to state-assisted colleges and universities that incur disproportionate support services costs for disabled students.	Same as the Executive.	Same as the Executive.
953 BOR - 25 War Orphans Scholarships		
Section: ***371.30.30***	**Section:** ***371.30.30***	**Section:** ***371.30.30***
Requires that GRF appropriation item 235504, War Orphan Scholarships, be used to reimburse public institutions for waivers of instructional fees and general fees provided to war orphans, provide grants to war orphans attending eligible private institutions of higher education, and fund additional scholarships for children of persons declared prisoners of war or missing in action.	Same as the Executive.	Same as the Executive.
Reappropriates FY 2010 year-end balance for the same purpose for FY 2011.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
954 BOR - 26 OhioLINK		
Section: ***371.30.40***	**Section:** ***371.30.40***	**Section:** ***371.30.40***
Requires that GRF appropriation item 235507, OhioLINK, be used to support OhioLINK, the state's electronic library information and retrieval system.	Same as the Executive.	Same as the Executive.
955 BOR - 27 Air Force Institute of Technology		
Section: ***371.30.50***	**Section:** ***371.30.50***	**Section:** ***371.30.50***
Specifies that GRF appropriation item 235508, Air Force Institute of Technology, be used to strengthen the research and educational linkages between the Wright Patterson Air Force Base and institutions of higher education in Ohio.	Same as the Executive.	Same as the Executive.
Specifies that projects supported under this item may include research projects that connect the Air Force Research Laboratories with university partners. Requires that the Institute provide annual reports to the Third Frontier Commission that discuss collaborations related to technology, research development, commercialization, and support for economic development.	Same as the Executive but earmarks $1,227,106 in each fiscal year for these research projects.	Same as the Executive.
No provision.	Earmarks $613,553 in each fiscal year for to match federal dollars to support technology commercialization and job creation through the Development Research Corporation. Requires that the Corporation use the funds for Ohio-based technology and commercial development collaborations in areas prioritized by Ohio's Third Frontier Initiative.	No provision.

Executive	As Passed by the House	As Passed by the Senate
956 BOR - 75 Women in Transition		
	Section: ***371.30.55***	
No provision.	Requires that GRF appropriation item 235509, Women in Transition, be used to support Women in Transition programs at Ohio institutions of higher education.	No provision.
957 BOR - 28 Ohio Supercomputer Center		
Section: ***371.30.60***	**Section:** ***371.30.60***	**Section:** ***371.30.60***
Requires that GRF appropriation item 235510, Ohio Supercomputer Center, be used to support the operation of the Ohio Supercomputer Center located at the Ohio State University.	Same as the Executive.	Same as the Executive.
Specifies that part of the funds be used to support the Ohio Supercomputer Center's Computational Science Initiative. Specifies that the Computational Science Initiative includes the industrial outreach program, Blue Collar computing, and the School of Computational Science.	Same as the Executive.	Same as the Executive, but eliminates the specification that the Computational Science Initiative includes the industrial outreach program, Blue Collar Computing, and the School of Computational Science.
958 BOR - 29 Cooperative Extension Service		
Section: ***371.30.70***	**Section:** ***371.30.70***	**Section:** ***371.30.70***
Requires that GRF appropriation item 235511, Cooperative Extension Service, be disbursed to The Ohio State University in monthly payments unless otherwise determined by the Director of Budget and Management.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
959 BOR - 30 Ohio University Voinovich Center		
Section: ***371.30.80***	**Section:** ***371.30.80***	**Section:** ***371.30.80***
Requires that GRF appropriation item, 235513, Ohio University Voinovich Center, be used to support the operations of the Center.	Same as the Executive, but changes the appropriation item name to Ohio University Voinovich School.	Same as the House.
960 BOR - 31 Central State Supplement		
Section: ***371.30.90***	**Section:** ***371.30.90***	**Section:** ***371.30.90***
Requires that GRF appropriation item 235514, Central State Supplement, be used by Central State University to keep undergraduate fees below the state average.	Same as the Executive.	Same as the Executive.
961 BOR - 32 Case Western Reserve University School of Medicine		
Section: ***371.40.10***	**Section:** ***371.40.10***	**Section:** ***371.40.10***
Requires that GRF appropriation item 235515, Case Western Reserve University School of Medicine, be disbursed to Case Western Reserve University in accordance with agreements entered under R.C.3333.10 to aid non-profit medical, osteopathic, and dental schools. Specifies that the state support per full-time medical student is not to exceed that provided to full-time medical students at state-assisted universities.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
962 BOR - 33 Family Practice		
Section: ***371.40.20***	**Section:** ***371.40.20***	**Section:** ***371.40.20***
Requires the Chancellor to develop plans for the distribution of GRF appropriation item 235519, Family Practice.	Same as the Executive.	Same as the Executive, but requires the Board of Regents, instead of the Chancellor, to develop plans for the distribution of GRF appropriation item 235519, Family Practice.
963 BOR - 34 Shawnee State Supplement		
Section: ***371.40.30***	**Section:** ***371.40.30***	**Section:** ***371.40.30***
Requires that GRF appropriation item 235520, Shawnee State Supplement, be used by Shawnee State University for the following two purposes: (1)To keep its undergraduate fees below state average. (2) To allow it to employ new faculty to develop and teach new degrees programs that meet the needs of Appalachians.	Same as the Executive.	Same as the Executive.
964 BOR - 35 OSU John Glenn School of Public Affairs		
Section: ***371.40.40***	**Section:** ***371.40.40***	**Section:** ***371.40.40***
Requires that GRF appropriation item 235-521, The Ohio State University John Glenn School of Public Affairs, be used to support the operations of the School.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
965 BOR - 36 Police and Fire Protection		
Section: ***371.40.50***	**Section:** ***371.40.50***	**Section:** ***371.40.50***
Requires that GRF appropriation item 235524, Police and Fire Protection, be used to support police and fire services in the nine rural municipalities and townships where state-affiliated campuses are located.	Same as the Executive.	Same as the Executive.
966 BOR - 37 Geriatric Medicine		
Section: ***371.40.60***	**Section:** ***371.40.60***	**Section:** ***371.40.60***
Requires the Chancellor to develop plans for the distribution of the funds under GRF appropriation item 235525, Geriatric Medicine.	Same as the Executive.	Same as the Executive, but requires the Board of Regents, instead of the Chancellor, to develop plans for the distribution of GRF appropriation item 235525, Geriatric Medicine.
967 BOR - 38 Primary Care Residencies		
Section: ***371.40.70***	**Section:** ***371.40.70***	**Section:** ***371.40.70***
Requires the Chancellor to develop plans for the distribution of GRF appropriation item 235526, Primary Care Residencies. Specifies that distribution of the appropriation be based on whether an institution has gained approval of a plan to implement the Primary Care Residencies guidelines. Specifies that an institution receive 5% less funding per student from its annual allocation if the institution does not have an approved plan and that the remaining funding be distributed to institutions that meet or exceed their targets.	Same as the Executive.	Same as the Executive, but requires the Board of Regents, instead of the Chancellor, to develop plans for the distribution of GRF appropriation item 235526, Primary Care Residencies.

Executive	As Passed by the House	As Passed by the Senate
968 BOR - 67 Ohio Aerospace Institute		
	Section: ***371.40.75***	
No provision.	Requires that GRF appropriation item 235527, Ohio Aerospace Institute, be distributed under section 3333.042 of the Revised Code.	No provision.
No provision.	Requires BOR, in consultation with the Third Frontier Commission, to develop a plan for providing appropriate, value-added participation by the Ohio Aerospace Institute in Third Frontier Project proposals and grants.	No provision.
969 BOR - 39 Ohio Agricultural Research and Development Center (OARDC)		
Section: ***371.40.80***	**Section:** ***371.40.80***	**Section:** ***371.40.80***
Requires that GRF appropriation item 235535, Ohio Agricultural Research and Development Center, be disbursed to the Ohio State University in monthly payments unless otherwise determined by the Director of Budget and Management. Exempts OARDC from remitting payments to the Ohio State University for cost reallocation assessments during the biennium. Requires OARDC to competitively allocate funding among programs based on demonstrated performance.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
970 BOR - 40 State University Clinical Teaching		
Section: ***371.40.90***	**Section:** ***371.40.90***	**Section:** ***371.40.90***
Requires the Chancellor to distribute the following GRF appropriation items: 235536, The Ohio State University Clinical Teaching; 235537, University of Cincinnati Clinical Teaching; 235538, University of Toledo Clinical Teaching; 235539, Wright State University Clinical Teaching; 235540, Ohio University Clinical Teaching; and 235541, Northeastern Ohio Universities College of Medicine Clinical Teaching.	Same as the Executive.	Same as the Executive.
971 BOR - 41 Capital Component		
Section: ***371.50.10***	**Section:** ***371.50.10***	**Section:** ***371.50.10***
Requires that GRF appropriation item 235552, Capital Component, be distributed 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. Specifies that the amount of each campus's payment be determined by subtracting the former amount from the latter and that the campuses use these payments only for capital projects.	Same as the Executive.	Same as the Executive.
Requires the Chancellor to subtract from each campus's SSI allocation the amount by which the estimated campus debt service attributable to new qualifying capital projects exceeds the campus's formula-determined capital component allocation and transfer appropriation equal to the sum of these amounts from GRF appropriation items 235501, State Share of Instruction, or 235535, Ohio Agricultural Research and Development Center, to this appropriation item. Requires the transferred funds be combined with the original appropriation for this item and distributed as described above.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
972 BOR - 78 Dayton Area Graduate Studies Institute		
	Section: ***371.50.15***	**Section:** ***371.50.15***
No provision.	Specifies that GRF appropriation item 235553, Dayton Area Graduate Studies Institute, be used to support the Dayton Area Graduate Studies Institute.	Same as the House.
973 BOR - 42 Library Depositories		
Section: ***371.50.20***	**Section:** ***371.50.20***	**Section:** ***371.50.20***
Requires that GRF appropriation item 235555, Library Depositories, be used to support the state's five regional depository libraries for the cost-effective storage of and access to lesser-used materials in university library collections.	Same as the Executive.	Same as the Executive.
974 BOR - 43 Ohio Academic Resources Network (OARnet)		
Section: ***371.50.30***	**Section:** ***371.50.30***	**Section:** ***371.50.30***
Specifies that GRF appropriation item 235556, Ohio Academic Resources Network, be used to support the operations of OARnet, including support for Ohio's state-assisted colleges and universities in maintaining and enhancing network connections, and using network technologies to improve programs.	Same as the Executive.	Same as the Executive.
Requires OARnet to give priority to supporting the Third Frontier Network and allocating bandwidth to programs directly supporting Ohio's economic development.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
975 BOR - 44 Long-Term Care Research		
Section: ***371.50.40***	**Section:** ***371.50.40***	**Section:** ***371.50.40***
Requires that GRF appropriation item 235558, Long-term Care Research, be disbursed to Miami University for long-term care research.	Same as the Executive.	Same as the Executive.
976 BOR - 63 Ohio College Opportunity Grant		
Sections: ***371.50.50, 371.60.90***	**Sections:** ***371.50.50, 371.60.90***	**Sections:** ***371.50.50, 371.60.90***
No provision.	No provision.	Makes the following earmarks under GRF appropriation item 235563, Ohio College Opportunity Grant:
No provision.	No provision.	(1) $41.0 million in each fiscal year for need-based financial aid awards to students of eligible private nonprofit institutions.
No provision.	No provision.	(2) $29.0 million in each fiscal year for need-based financial aid awards to students of eligible proprietary post-secondary institutions.
Requires that GRF appropriation item 235563, Ohio College Opportunity Grant, be used to award need-based aid to students enrolled in eligible public institutions of higher education.	Same as the Executive.	Same as the Executive, but applies this language to the remainder of the appropriation.
Requires the Chancellor to recommend, when necessary, the reallocation of unencumbered and unobligated appropriation balances of GRF appropriation items within the BOR budget to appropriation item 235563, Ohio College Opportunity Grant. Authorizes the Director of Budget and Management to transfer these identified unencumbered and unobligated appropriation balances when necessary and appropriates the transfers.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Authorizes the Director of Budget and Management to allow expenditures in excess of the appropriations for this GRF appropriation item up to a total of $5.0 million in each fiscal year if the funds identified above are not sufficient to support the distribution of state need-based financial aid.	Same as the Executive.	Same as the Executive.
Reappropriates the appropriation balance at the end of FY 2010 to BOR to be used for the same purpose in FY 2011.	Same as the Executive.	Same as the Executive.

977 BOR - 46 Central State University Speed to Scale

Sections: ***371.50.60, R.C. 3343.04***	**Sections:** ***371.50.60, R.C. 3343.04***	**Sections:** ***371.50.60, R.C. 3343.04***
Requires that GRF appropriation item 235567, Central State University Speed to Scale, be used to achieve the goals of the Speed to Scale plan, which includes increasing student enrollment, student retention rates, and the proportion of in-state students to 80% of the total students. Requires Central State University to meet annual goals for enrollment and student retention in order to receive funding in FY 2010.	Same as the Executive.	Same as the Executive.
Requires that the Speed to Scale Task Force meet quarterly to discuss the plan's progress. Specifies the members of the Task Force. Requires that Central State University and the Speed to Scale Task Force submit a status report on the Speed to Scale plan's accountability measures each fiscal year.	Same as the Executive.	Same as the Executive.

978 BOR - 47 The Ohio State University Clinic Support

Section: ***371.50.70***	**Section:** ***371.50.70***	**Section:** ***371.50.70***
Requires that GRF appropriation item 235572, The Ohio State University Clinic Support, be used to support the dental and veterinary medicine clinics of the Ohio State University.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
979 BOR - 64 Nonpublic Need-based Financial Aid		
Section: ***371.50.80***	**Section:** ***371.50.80***	
Makes the following earmarks of GRF appropriation item 235576, Nonpublic Need-Based Financial Aid:	Same as the Executive, but makes the following changes to the earmarks:	No provision.
(1) $40.0 million in each fiscal year for the Private Higher Education Needs-based Financial Aid Block Grant Program.	(1) Increases to $60.0 million in each fiscal year.	No provision.
(2) $30.0 million in each fiscal year for the Career College Needs-based Financial Aid Block Grant Program.	(2) Decreases to $10.0 million in each fiscal year.	No provision.
980 BOR - 68 Bliss Institute		
	Section: ***371.50.83***	**Section:** ***371.50.83***
No provision.	Requires that GRF appropriation item 235579, Bliss Institute, be used to support the Bliss Institute of Applied Politics at the University of Akron.	Same as the House.
981 BOR - 71 Entrepreneurship Education Program		
	Section: ***371.50.84***	
No provision.	Requires that GRF appropriation item 235580, Entrepreneurship Education Program, be used to develop an entrepreneurship education program at North Central State College. Specifies that the program can include collaboration and partnerships with local businesses and government entities.	No provision.

Executive	As Passed by the House	As Passed by the Senate
982 BOR - 69 Urban University Program		
	Section: ***371.50.85***	
No provision.	Requires universities receiving funds under GRF appropriation item 235583, Urban University Programs, to certify periodically 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. Requires matching funds to come from continuing rather than one-time sources when funds received are used to support an ongoing university cost.	No provision.
No provision.	Makes the following earmarks under GRF appropriation item 235583, Urban University Program: (1) $71,618 in each fiscal year to support the Center for the Interdisciplinary Study of Education and the Urban Child at Cleveland State University.	No provision.
No provision.	(2) $875,586 in each fiscal year to Cleveland State University to support the Maxine Goodman Levin College of Urban Affairs.	No provision.
No provision.	(3) $875,586 in each fiscal year for the Northeast Ohio Research Consortium, the Urban Linkages Program, and the Urban Research Technical Assistance Grant Program. Specifies that the distribution among the three programs be made by the chairperson of the Urban University Program.	No provision.
No provision.	(4) $151,194 in each fiscal year to support a public communication outreach program (WCPN).	No provision.
No provision.	(5) $169,310 in each fiscal year to support the Kent State University Learning and Technology Project.	No provision.
No provision.	(6) $65,119 in each fiscal year to support the Ameritech Classroom/Center for Research at Kent State University.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	(7) $442,087 in each fiscal year to support the Polymer Distance Learning Project at the University of Akron.	No provision.
No provision.	(8) $19,894 in each fiscal year to support the Kent State University/Cleveland Design Center program.	No provision.
No provision.	(9) $10,199 in each fiscal year to support the Advancing-Up Program at the University of Akron.	No provision.
No provision.	(10) $85,404 in each fiscal year to support the Strategic Economic Research Collaborative at the University of Toledo Urban Affairs Center.	No provision.
No provision.	(11) $100,679 in each fiscal year to support the Institute for Collaborative Research and Public Humanities at the Ohio State University.	No provision.
No provision.	(12) $259,900 in each fiscal year to support the Medina County University Center.	No provision.
No provision.	(13) $91,650 in each fiscal year to support the Ohio State University African American and African Studies Community Extension Center.	No provision.
No provision.	(14) $122,200 in each fiscal year to support the Cleveland Institute of Art.	No provision.

983 BOR - 70 Rural University Projects

	Section: ***371.50.86***	
No provision.	Makes the following earmarks under GRF appropriation item 235587, Rural University Projects:	No provision.
No provision.	(1) $161,171 in each fiscal year for Bowling Green State University to support the Center for Policy Analysis and Public Service.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	(2) $149,891 in each fiscal year for Miami University to support the Center for Public Management and Regional Affairs.	No provision.
No provision.	(3) $351,334 in each fiscal year for Ohio University to support the Institute for Local Government Administration and Rural Development (ILGARD).	No provision.
No provision.	(4) $9,741 in each fiscal year to support the Washington State Community College day care center.	No provision.
No provision.	(5) $36,556 in each fiscal year to support the COAD/ILGARD/GOA Appalachian Leadership Initiative.	No provision.

984 BOR - 49 Hazardous Materials Program

Section: ***371.50.90***	**Section:** ***371.50.90***	**Section:** ***371.50.90***
Requires that GRF appropriation item 235596, Hazardous Materials Program, be used to support and develop hazardous materials education, studies, or programs at Ohio institutions of higher education.	Same as the Executive, but adds the following earmark:	Same as the Executive.
No provision.	Earmarks $115,000 in each fiscal year for the Center for the Interdisciplinary Study of Education and Leadership in Public Service at Cleveland State University. Requires that the funds be targeted toward increasing the role of special populations in public service and not-for-profit organizations.	No provision.

Executive	As Passed by the House	As Passed by the Senate
985 BOR - 50 National Guard Scholarship Program		
Section: ***371.60.10***	**Sections:** ***371.60.10, 759.10***	**Sections:** ***371.60.10, 759.10***
Requires that GRF appropriation item 235599, National Guard Scholarship Program, and Fund 5BM0 appropriation item 235623, National Guard Scholarship Reserve Fund, be disbursed at the direction of the Adjutant General.	Same as the Executive.	Same as the Executive.
Authorizes the unencumbered balance of GRF appropriation item 235599, National Guard Scholarship Programs, to be transferred to the National Guard Scholarship Reserve Fund (Fund 5BM0) for use under appropriation item 235623, National Guard Scholarship Reserve Fund. Requires the Chancellor, upon the request of the Adjutant General, to seek Controlling Board approval to establish appropriations for that item.	Same as the Executive.	Same as the Executive.
No provision.	Replaces the limit of 800 full-time equivalent participants in the National Guard Scholarship Program with a limit of 1,000 full-time equivalent participants for the 2009 summer term.	Same as the House, but establishes the limit at 1,200 full-time equivalent participants for the 2009 summer term.
986 BOR - 84 Youngstown State Pilot Service Area Study Committee		
	Section: ***371.60.15***	
No provision.	Creates the Youngstown State Pilot Service Area Study Committee. Requires that the Committee examine the cost and feasibility of creating a Youngstown State Pilot Service Area, determine what counties the service area may include and the need for reciprocity agreements, and submit its recommendations in a written report to the Governor, the Speaker of the House of Representatives, and the President of the Senate not later than June 30, 2010. Requires that BOR provide administrative support for the Committee. **Fiscal effect: Increase in administrative costs for BOR.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
987 BOR - 51 Pledge of Fees		
Section: ***371.60.20***	**Section:** ***371.60.20***	**Section:** ***371.60.20***
Provides that any new pledge or adjustment of fees made in the biennium to secure bonds or notes on 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 be effective only after approval by the Chancellor, unless approved in a previous biennium.	Same as the Executive.	Same as the Executive.
988 BOR - 52 Higher Education General Obligation Debt Service		
Section: ***371.60.30***	**Section:** ***371.60.30***	**Section:** ***371.60.30***
Requires that GRF appropriation item 235909, Higher Education General Obligation Debt Service, be used to pay all debt service and related financing costs at the required times during the biennium.	Same as the Executive.	Same as the Executive.
989 BOR - 53 Sales and Services		
Section: ***371.60.40***	**Section:** ***371.60.40***	**Section:** ***371.60.40***
Authorizes the Chancellor to charge and accept payment for its provision of goods and services. Specifies that all revenues received be deposited into GSF Fund 4560, Sales and Services. Allows the Chancellor to use these funds to pay for the costs of producing goods and services. Specifies that charges be related to the costs of producing 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 Chancellor.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
990 BOR - 54 Higher Educational Facility Commission Administration		
Section: ***371.60.50***	**Section:** ***371.60.50***	**Section:** ***371.60.50***
Specifies that SSR Fund 4E80 appropriation item 235602, Higher Educational Facility Commission Administration, be used for operating expenses related to its support of the activities of the Ohio Higher Educational Facility Commission (HEFC).	Same as the Executive.	Same as the Executive.
Authorizes the Director of Budget and Management to transfer up to $45,000 cash in each fiscal year from Fund 4610, HEFC Operating Expenses Fund, which is used by HEFC to Fund 4E80, HEFC Administration Fund, which is used by BOR.	Same as the Executive.	Same as the Executive.
991 BOR - 55 Nursing Loan Program		
Section: ***371.60.60***	**Section:** ***371.60.60***	**Section:** ***371.60.60***
Requires that SSR Fund 6820 appropriation item 235606, Nursing Loan Program, be used to support the administration of the nurse education assistance program.	Same as the Executive.	Same as the Executive.
Earmarks up to $167,580 in each fiscal year for operating expenses associated with the program. Authorizes the Controlling Board to increase these set-aside amounts.	Same as the Executive.	Same as the Executive.
992 BOR - 56 Veterans' Preferences		
Section: ***371.60.70***	**Section:** ***371.60.70***	**Section:** ***371.60.70***
Requires the Chancellor to collaborate with the Department of Veterans' Services to develop veterans' preference guidelines for institutions of higher education.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
993 BOR - 65 State Need-Based Financial Aid Reconciliation		
Section: ***371.60.80***	**Section:** ***371.60.80***	**Section:** ***371.60.80***
Requires the Chancellor on August 1 of each fiscal year, or as soon as possible thereafter, to certify the amount necessary to pay any outstanding prior year obligations to institutions of higher education for the state's need-based student financial aid programs. Specifies that the amounts certified be paid from revenues received in the State Need-based Financial Aid Reconciliation Fund (Fund 5Y50), through GSF Fund 5Y50 appropriation item 235618, State Need-based Financial Aid Reconciliation.	Same as the Executive.	Same as the Executive.
994 BOR - 83 Research Incentive Third Frontier Fund		
	Section: ***371.60.93***	
No provision.	Requires the Director of Budget and Management, in each fiscal year, to transfer $2,000,000 cash from the General Revenue Fund to the Third Frontier Research and Development Fund (Fund 7011).	No provision.
995 BOR - 79 Transfer and Adjustment of ARRA State Fiscal Stabilization Fund Appropriations		
	Section: ***371.60.95***	**Section:** ***371.60.95***
No provision.	Permits the Director of Budget and Management to transfer appropriations between GRF appropriation items 235501, State Share of Instruction, 235644, State Share of Instruction - Federal Stimulus - Education, and 235646, SSI - Federal Stimulus - Government Services. Requires that the Director report each transfer to the Controlling Board.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
996 BOR - 59 Efficiency Savings		
Section: ***371.70.10***	**Section:** ***371.70.10***	**Section:** ***371.70.10***
Requires that each state-assisted institution of higher education demonstrate at least 3% savings through external efficiencies in each year and identify the savings to the Chancellor for certification.	Same as the Executive.	Same as the Executive.
997 BOR - 85 Wright State University Capital Appropriations		
Section:		**Sections:** ***610.10, 610.11, 610.30, 610.31, 812.20***
No provision.	No provision.	Amends H.B. 562 of the 127th General Assembly to transfer Higher Education Improvement Fund (Fund 7034) capital appropriation item C315R9, Camp Clifton Improvements, under The Ohio State University, to Fund 7034 capital appropriation item C27538, Camp Clifton Improvements, under Wright State University with an appropriation of $90,000 for the FY 2009-FY 2010 biennium.
No provision	No provision.	Amends H.B. 562 of the 127th General Assembly to eliminate Higher Education Improvement Fund (Fund 7034) capital appropriation item C27529, Consolidated Community Project - Greene, under Wright State University with an appropriation of $750,000 for the FY 2009-FY 2010 biennium and create Fund 7034 capital appropriation item C27541, WSU STEM School, under Wright State University with an appropriation of $750,000 for the FY 2009-FY 2010 biennium.

Executive	As Passed by the House	As Passed by the Senate
998 BOR - 86 Cleveland State University Capital Appropriations		
Section:		**Sections:** ***610.10, 610.11, 610.30, 610.31, 812.20***
No provision.	No provision.	Amends H.B. 562 of the 127th General Assembly to transfer Cultural and Sports Facilities Building Fund (Fund 7030) capital appropriation items C371A9, Western Reserve Historical Society, and C371H6, Western Reserve Historical Society, under the Cultural Facilities Commission, to Higher Education Improvement Fund (Fund 7034) capital appropriation item C26057, Western Reserve Historical Society, under Cleveland State University with an appropriation of $3.5 million for the FY 2009-FY 2010 biennium.
No provision	No provision.	Amends H.B. 496 of the 127th General Assembly to transfer Cultural and Sports Facilities Building Fund (Fund 7030) capital appropriation items C371A9, Western Reserve Historical Society, and C371P4, Cleveland Playhouse, under the Cultural Facilities Commission, to Higher Education Improvement Fund (Fund 7034) Cleveland State University capital appropriation items C26057, Western Reserve Historical Society, with an appropriation of $300,000 for the FY 2009-FY 2010 biennium and C26027, Cleveland Playhouse, with an appropriation of $150,000 for the FY 2009-FY 2010 biennium.

Executive	As Passed by the House	As Passed by the Senate
999 BOR - 105 Bowling Green State University Capital Appropriations		
		Sections: ***610.14, 610.15, 610.30, 610.31***
No provision.	No provision.	Amends H.B. 496 of the 127th General Assembly to eliminate Higher Education Improvement Fund (Fund 7034) capital appropriation item C24036, Wood County Environmental Health Project, under Bowling Green State University with an appropriation of $700,000 for the FY 2009-FY 2010 biennium and create Fund 7034 capital appropriation items C24041, BGSU Ice Arena, with an appropriation of $300,000; C24042, Water Quality Lab Equipment, with an appropriation of $200,000; and C24043, Center for Microscopy and Microanalysis, with an appropriation of $200,000 under Bowling Green State University.
No provision.	No provision.	Amends H.B. 562 of the 127th General Assembly to eliminate Higher Education Improvement Fund (Fund 7034) capital appropriation item C24039, Wood County Health District Facility, under Bowling Green State University with an appropriation of $1,200,000 for the FY 2009-FY 2010 biennium and create Fund 7034 capital appropriation item C24041, BGSU Ice Arena, under Bowling Green State University with an appropriation of the same amount.
1000 BOR - 62 Columbus State Community College Capital Appropriation		
Section: ***610.30***	**Section:** ***610.30***	**Section:** ***610.30***
Amends H.B. 562 of the 127th General Assembly to create Higher Education Improvement Fund (Fund 7034) capital appropriation item C38415, Building E, for Columbus State Community College with an appropriation of $1.2 million for the FY 2009-FY 2010 biennium.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1001 DRC - 4 Intensive Program Prisons		
R.C. ***9.06, 5120.032, and 5120.033***	**R.C.** ***9.06, 5120.032, and 5120.033***	
Permits, instead of requires, the Department of Rehabilitation and Correction to develop and implement intensive program prisons for male and female prisoners, and, if any such prisons are established, permits, instead of requires, the Department to contract for the private operation and management of the initial intensive program prison for male and female prisoners who are sentenced to a mandatory prison term for a third or fourth degree felony OVI offense.	Same as the Executive.	No provision.
Fiscal effect: Uncertain.	**Fiscal effect: Same as the Executive.**	
1002 DRC - 5 Penalties for Theft-Related Offenses and Elements of Offenses of Vandalism and Engaging in a Pattern of Corrupt Activity		
R.C. ***926.99, 1333.99, 1707.99, 1716.99, 2909.03, 2909.05, 2909.11, 2913.02, 2913.03, 2913.04, 2913.11, 2913.21, 2913.31, 2913.32, 2913.34, 2913.40, 2913.401, 2913.42, 2913.421, 2913.43, 2913.45, 2913.46, 2913.47, 2913.48, 2913.49, 2913.51, 2913.61, 2915.05, 2917.21, 2917.31, 2917.32, 2921.13, 2921.41, 2923.31, and 2981.07***		
(1) Increases from $500 to $750 the felony threshold amount that is used in determining increased penalties for theft-related offenses and some non-theft related offenses, and (2) increases from $500 to $750 the threshold amount in certain elements of the offenses of "vandalism" and "engaging in a pattern of corrupt activity."	No provision.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: The provision will likely reduce the number of felony theft offenders entering prison. DRC staff estimate that the change this provision will open up about 300 beds per year at an annual savings of approximately $1.3 million. This provision will also have the effect of shifting some felony theft cases from the courts of common pleas to the municipal and county courts that hear misdemeanor cases. As misdemeanor cases are generally less expensive to process, there should be some savings, of uncertain magnitude, at the county level, and, in theory, a corresponding cost increase of processing theft cases at the municipal level. Presumably, counties and municipalities will incur additional costs to sanction these offenders who could no longer be sentenced to a prison term, some of which could be offset by the state community corrections funding distributed by DRC.		

1003 DRC - 14 Offenses Against an Officer or Employee of an Adult Protective Services Agency

	R.C. ***2903.13, 2903.21, 2903.211, and 2903.22***	
No provision.	Enhances, if the victim is an officer or employee of an adult protective services agency: (1) the penalties for assault, aggravated menacing, and menacing by stalking from a first-degree misdemeanor to either a fifth- or fourth-degree felony, depending on certain prior convictions, and (2) the penalty for menacing from a fourth-degree misdemeanor to either a first-degree misdemeanor or fourth-degree felony, depending on certain prior convictions.	No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: These penalty enhancements may: (1) increase the cost for municipalities and counties to prosecute and sanction certain offenders, (2) generate related additional court cost and fine revenues for both state and local governments, and (3) result in additional offenders being sentenced to prison, which, in theory, increases the Department of Rehabilitation and Correction's incarceration expenditures. The magnitude of these potential fiscal effects is uncertain.	
1004 DRC - 6 Sentencing for "Nonsupport of Dependents"		
R.C. ***2919.21, 2929.17***		
Provides that if the offense of "nonsupport of dependents" that is committed by abandoning or failing to provide adequate support to the offender's child under 18 or mentally or physically handicapped child under 21 or to another person whom the offender is legally obligated to support by court order is a fourth or fifth degree felony, the court must sentence the offender to one or more community control sanctions; requires the court to include as a condition of any nonresidential sanction imposed that the offender participate in and complete a community corrections program if available in the county, unless the offender participated in such a program in the past three years.	No provision.	No provision.
Fiscal effect: These provisions will expand current Community Correction Act (CCA) prison diversion non-support sanctioning options and create new sentencing alternatives. An allocation in the proposed budget of $2 million would create programs to divert around 527 non-support offenders from prison into structured programs. The Department estimates this provision would save around $2.3 million annually.		

Executive	As Passed by the House	As Passed by the Senate
1005 DRC - 7 Changing the Definition of Detention		
R.C. *2921.01*		
Removes from the definition of "detention" the supervision by an employee of the Department of Rehabilitation and Correction of a person on any type of release (e.g. parole or post-release control) from a state correctional institution, and makes the felony-level offense of escape inapplicable to a person on any type of release from a state correctional institution who purposely breaks, attempts to break, or fails to return to supervision by an employee of the Department under those circumstances. **Fiscal effect: This provision would reduce the number of offenders who abscond from supervision upon their release and subsequently face a felony charge of escape. The Adult Parole Authority already have various appropriate sanctions available under section 2967.15 of the Revised Code. DRC staff estimate the provision will open up around 591 beds each year, and produce an annual savings estimated at $2.5 million.**	No provision.	No provision.
1006 DRC - 1 Earned Credit Program for State Prisoners		
R.C. *2967.193*		
Increases the monthly deduction from a state prisoner's term of incarceration from one day to seven days as a result of the prisoner's participation in certain programs; excludes sex offender treatment programs from programs through which a prisoner can earn credit, and prohibits granting of credit to a person serving a term for a sexually oriented offense.	No provision.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: DRC staff estimate that, based on an inmate population in excess of 50,000, the provision of these additional days of earned credit will open up around 2,644 additional beds each year, and produce an annual savings of approximately $11.4 million.		
1007 DRC - 3 Collective Bargaining by Community Based Correctional Facility Employees		
R.C. *4117.01*	**R.C. *4117.01***	
Removes a provision that excludes employees of community-based correctional facilities and district community-based correctional facilities who are not subject to a collective bargaining agreement on June 1, 2005, from the definition of "public employee" under the Public Employees Collective Bargaining Law (PECBL), thus making those employees "public employees" for purposes of collective bargaining.	Same as the Executive.	No provision.
Fiscal effect: The fiscal effect of this provision is uncertain.	**Fiscal effect: Same as the Executive.**	
1008 DRC - 11 Laboratory Services		
	R.C. *5120.135*	
(1) No provision.	(1) Permits, rather than requires, the Department of Rehabilitation and Correction to provide laboratory services to the departments of Mental Health, Mental Retardation and Developmental Disabilities, Youth Services, and Rehabilitation and Correction.	(1) No provision.
(2) No provision.	(2) Eliminates a provision that establishes a resolution process for the departments to follow if the Department of Rehabilitation and Correction provides unsatisfactory laboratory services.	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: Potential revenue loss and expenditure savings, net annual effect uncertain.	
1009 DRC - 2 Tobacco Use in Correctional Facilities		
R.C. ***5145.32***	**R.C.** ***5145.32***	
Repeals the current law prohibition against smoking, using, or possessing tobacco in specified correctional institutions and repeals duties of the Department of Rehabilitation and Correction with respect to the prohibition.	Same as the Executive.	No provision.
Fiscal effect: This provision will make the law silent on the issue of tobacco in the prison system. According to DRC staff, they will likely continue the ban on tobacco through departmental rules, so in practice no much will change; they do not expect any significant fiscal effect.	**Fiscal effect: Same as the Executive.**	
1010 DRC - 8 OSU Medical Charges		
Section: ***375.10***	**Section:** ***375.10***	**Section:** ***375.10***
Requires The Ohio State University Medical Center, at the request of the Department of Rehabilitation and Correction to provide necessary care to persons who are confined in state adult correctional facilities, and the provision of necessary care be billed to the Department at a rate not to exceed the authorized reimbursement rate for the same service established by the Department of Job and Family Services under the Medical Assistance Program.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1011 DRC - 9 Ohio Building Authority Lease Payments		
Section: ***375.10***	**Section:** ***375.10***	**Section:** ***375.10***
Requires moneys appropriated to GRF appropriation item 501406, 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).	Same as the Executive.	Same as the Executive.
1012 DRC - 10 Prisoner Compensation		
Section: ***375.10***	**Section:** ***375.10***	**Section:** ***375.10***
Requires moneys appropriated to the GRF appropriation item 501-403, Prisoner Compensation, be transferred on a quarterly basis by intrastate transfer voucher (ISTV) to Fund 148 (GSF appropriation item 501-602, Services and Agricultural) for the purpose of paying prisoner compensation.	Same as the Executive.	Same as the Executive.
1013 DRC - 12 Unit Management Model Implementation		
	Section: ***375.10***	
(1) No provision.	(1) Requires the Department of Rehabilitation and Correction to implement the unit management model at the Southern Ohio Correctional Facility.	(1) No provision.
(2) No provision.	(2) Requires the Department of Rehabilitation and Correction to implement the unit management model at the Mansfield Correctional Institution.	(2) No provision.
	Fiscal effect: Uncertain.	

Executive	As Passed by the House	As Passed by the Senate
1014 DRC - 13 Justice Reinvestment Study		
	Section: ***375.10***	
No provision.	Earmarks, in FY 2010, $100,000 from GRF appropriation item 504321, Administrative Operations, to be provided to the Council of State Governments to fund the Justice Reinvestment Study. Requires the Council to report its findings to the Governor and the General Assembly not later than July 1, 2010.	No provision.
1015 DRC - 17 Halfway House		
	Section: ***375.10***	
(1) No provision.	(1) Earmarks $56,400 of GRF appropriation item 501405, Halfway House, in each fiscal year for support of the Community Integration and Socialization Program in Portage County.	(1) No provision.
(2) No provision.	(2) Earmarks $17,500 of GRF appropriation item 501405, Halfway House, in each fiscal year to be disbursed to the Stark Social Workers' Network.	(2) No provision.

Executive	As Passed by the House	As Passed by the Senate
1016 DRC - 18 Pilot Project for the Contractual Provision of Inmate Healthcare		
		Section: ***375.20***
No provision.	No provision.	Requires: (1) the Department of Rehabilitation and Correction to develop, oversee, and evaluate a pilot project for the provision of comprehensive health care services through private correctional health care contractors to complement the current system for the provision of health care services to inmates of state correctional institutions, and (2) the pilot project be developed and implemented by January 1, 2010, for a period of two years, conditioned upon a private contractor offering a minimum of 10% savings from the Department's projected costs for comprehensive correctional health care services during the period of the project. **Fiscal effect: Potential savings of uncertain magnitude.**
1017 DRC - 19 Transfer of Operating Appropriations to Implement Criminal Sentencing Reforms		
		Section: ***375.10***
No provision.	No provision.	Requires, for the purposes of implementing criminal sentencing reforms, the Director of Budget and Management, at the request of the Director of Rehabilitation and Correction, to transfer up to $14,000,000 in appropriations, in each of FYs 2010 and 2011, from GRF appropriation item 501321, Institutional Operations, to certain GRF appropriation items that fund community-based corrections programs.

Executive	As Passed by the House	As Passed by the Senate
1018 RSC - 13 Rehabilitation Services Commission Funding		
		R.C. ***3304.181, 3304.16 and 3304.182***
No provision.	No provision.	Provides that if the total of all funds from nonfederal sources to support RSC does not comply with federal law or would cause the state to lose federal funding, RSC must solicit additional funds from, and enter into agreements with, private or public entities until the total funds available are sufficient for RSC to receive federal funding at the maximum amount possible.
No provision.	No provision.	Applies the following terms and conditions to any agreement between RSC and a public or private entity providing the solicited funds: (1) RSC may receive a specified percentage of the total amount, up to 10%, (2) the agreement cannot be for less than six months, (3) the agreement cannot be discontinued without RSC providing six months' notice, and (4) the agreement may be discontinued only for good cause.
No provision.	No provision	Limits the provision of services under an agreement described above to a person or government entity that meets the accreditation standards established in rules adopted by RSC.
		Fiscal effect: Any increase in the amount of state match RSC solicits and uses for services would result in an increase in the amount of funds RSC draws down from the federal government.

Executive	As Passed by the House	As Passed by the Senate
1019 RSC - 1 Independent Living Council		
Section: ***377.10***	**Section:** ***377.10***	**Section:** ***377.10***
Requires that GRF appropriation item 415402, Independent Living Council, be used to fund the operations of the State Independent Living Council and to support state independent living centers and independent living services pursuant to Title VII of the federal Rehabilitation Act Amendments of 1992.	Same as the Executive.	Same as the Executive.
1020 RSC - 2 Assistive Technology		
Section: ***377.10***	**Section:** ***377.10***	**Section:** ***377.10***
Requires that GRF appropriation item 415406, Assistive Technology, be provided to Assistive Technology of Ohio and used to provide grants and assistive technology services under the program for people with disabilities in Ohio.	Same as the Executive.	Same as the Executive.
1021 RSC - 3 Office for People with Brain Injury		
Section: ***377.10***	**Section:** ***377.10***	**Section:** ***377.10***
Requires that GRF appropriation item 415431, Office for People with Brain Injury, 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.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1022 RSC - 4 Vocational Rehabilitation Services		
Section: ***377.10***	**Section:** ***377.10***	**Section:** ***377.10***
Requires that GRF appropriation item 415506, Service for People with Disabilities, be used as state matching funds to provide vocational rehabilitation services to eligible consumers.	Same as the Executive.	Same as the Executive.
1023 RSC - 5 Services for the Deaf		
Section: ***377.10***	**Section:** ***377.10***	**Section:** ***377.10***
Requires that GRF appropriation item 415508, Services for the Deaf, be used to provide grants to Community Centers for the Deaf. Specifies that funds are not to be provided in lieu of Social Security reimbursement funds.	Same as the Executive.	Same as the Executive.
No provision.	Earmarks $60,000 in each fiscal year of GRF appropriation item 415508, Services for the Deaf, and $222,000 in each fiscal year of FED Fund 3790 appropriation item 415616, Federal – Vocational Rehabilitation, to provide vocational rehabilitation services to eligible consumers who are deaf or hard of hearing.	No provision.
1024 RSC - 6 Independent Living/Vocational Rehabilitation Programs		
Section: ***377.10***	**Section:** ***377.10***	**Section:** ***377.10***
Requires that FED Fund 3L40 appropriation item 415617, Independent Living/Vocational Rehabilitation Programs, be used to support vocational rehabilitation programs.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1025 RSC - 7 Social Security Reimbursement Funds		
Section: ***377.10***	**Section:** ***377.10***	**Section:** ***377.10***
Requires that FED Fund 3L10 appropriation item 415601, Social Security Personal Care Assistance, be used to provide personal care services that enable eligible severely physically disabled persons to live independently or work.	Same as the Executive.	Same as the Executive.
Requires that FED Fund 3L10 appropriation item 415605, Social Security Community Centers for the Deaf, be used to provide grants to Community Centers for the Deaf in Ohio for services to individuals with hearing impairments.	Same as the Executive.	Same as the Executive.
Requires that FED Fund 3L10 appropriation item 415608, Social Security Special Programs/Assistance, be used to provide vocational rehabilitation services to individuals with severe disabilities, who are Social Security beneficiaries, so they can achieve competitive employment. Specifies that this appropriation item also be used to pay a portion of the indirect costs of the Personal Care Assistance Program as federally mandated.	Same as the Executive.	Same as the Executive.
1026 RSC - 8 Program Management Expenses		
Section: ***377.10***	**Section:** ***377.10***	**Section:** ***377.10***
Requires that SSR Fund 4W50 appropriation item 415606, Program Management Expenses, 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.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1027 RSC - 12 Vocational Rehabilitation Services for Students		
	Section: ***377.10***	**Section:** ***377.10***
No provision.	Authorizes the the Director of OBM, at the request of the Chancellor of the Board of Regents, to transfer appropriation from GRF appropriation item 235502, Student Support Services, to GRF appropriation item 415506, Services for People with Disabilities in RSC.	Same as the House.
No provision.	Requires RSC to use any transferred funds to obtain additional federal matching funds to serve disabled students.	Same as the House.
	Fiscal effect: Potential revenue gain.	**Fiscal effect: Same as the House.**
1028 RSC - 11 Federal Stimulus Funds in FY 2009		
	Section: ***601.10, 601.11***	**Sections:** ***601.10, 601.11***
No provision.	Amends H.B. 2 of the 128th General Assembly to (1) increase FED Fund 3L40 appropriation item 415615, Federal Independent Living Centers or Services, by $170 in FY 2009 and (2) appropriate $245,816 in FY 2009 to FED Fund 4680 appropriation item 415618, Third Party Funding.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
1029 RET - 3 PERS Retirement Incentive Plans		
R.C. *145.298*	**R.C. *145.298***	**R.C. *145.298***
Makes the current requirement that a state institution or state employing unit establish a retirement incentive plan if it proposes to close or lay off, within a six-month period, the lesser of 50 or 10% of its employees applicable only to actions taken before July 1, 2009.	Same as the Executive.	Same as the Executive.
Requires a state institution or state employing unit to establish a retirement incentive plan if, on or after July 1, 2009, it proposes to close or lay off, within a six-month period, the lesser of 200 or 30% of its employees.	Same as the Executive.	Same as the Executive.
Fiscal effect: Potential fiscal effect to the state if a state institution or state employing unit is required to establish a retirement incentive plan under specified conditions by the bill. If a retirement incentive plan is established, an agency is required to make payments to the retirement system of additional actuarial obligations that occur as a result of the plan. The provision only applies to state agencies. It has no fiscal effect on local governments.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
1030 RET - 2 State Highway Patrol Retirement System Contribution Rates		
	R.C. ***5505.15, 5505.152***	
No provision.	Provides that the employer contribution rate under the State Highway Patrol Retirement System (SHPRS) is to be 26.5% of members' salaries, in place of existing law's requirement that the employer contribution be a "certain percentage" of members' salaries. Requires the Ohio Retirement Study Council (ORSC) to annually review the following: (1) the adequacy of SHPRS employee and employer contribution rates and (2) the contribution rates recommended in a report prepared by the SHPRS actuary for the upcoming year. **Fiscal effect: None to state and local governments, but may increase the ORSC's administrative costs related to the annual review requirements.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
1031 RDF - 1 Additional Appropriations		
Section: ***381.10***	**Section:** ***381.10***	**Section:** ***381.10***
Specifies that appropriation items from the Revenue Distribution Fund Group (RDF) 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.	Same as the Executive.	Same as the Executive.
1032 RDF - 2 General Revenue Fund Transfers		
Section: ***381.10***	**Section:** ***381.10***	**Section:** ***381.10***
(1) Permits the Director of Budget and Management to transfer necessary amounts in FY 2010 and FY 2011 from the GRF to the Local Government Tangible Property Tax Replacement Fund (Fund 7081) in the Revenue Distribution Fund Group to reimburse local taxing units for revenue loss from the phase out of the tangible personal property tax. Authorizes, in fiscal year 2010 and fiscal year 2011, the Director of Budget and Management to make temporary transfers from the GRF to ensure sufficient balances in Fund 7081 and from Fund 7081 to reimburse the GRF for such transfers.	(1) Same as the Executive.	1) Same as the Executive.
(2) No provision.	(2) Requires the Director of Budget and Management to transfer $5 million in each fiscal year from the General Revenue Fund to the Public Library Fund (Fund 7065).	2) Same as the House.
(3) No provision.	(3) Requires the Director of Budget and Management to transfer $11.2 million in FY 2011 from the General Revenue Fund to the Local Government Property Tax Replacement - Business Fund (Fund 7081).	3) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
1033 OSB - 1 Capital Reappropriations		
Section: ***610.10***	**Section:** ***610.10***	**Section:** ***610.10***
Increases the reappropriation amount for the FY 2009 - FY 2010 biennium in appropriation item C22612, Residential Renovations, by $34,606.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1034 OSD - 1 Capital Reappropriations		
Section: ***610.10***	**Section:** ***610.10***	**Section:** ***610.10***
Increases the reappropriation amount for the FY 2009-FY 2010 biennium in capital appropriation item C22106, Storage Barn, by $53,429.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1035 SFC - 14 Joint Vocational School District Facilities Funding		
	R.C. *133.06, 3318.44*	**R.C. *133.06, 3318.44***
No provision.	Specifies that bonds issued by a joint vocational school district (JVSD) under existing law to pay for the district's share of the project cost that are payable from a property tax for general permanent improvements, are not counted toward the district's unvoted debt limit if the district formally covenants to continue collecting the tax in sufficient amount to pay the bonds. (A similar provision currently applies to school districts.) **Fiscal effect: Provides JVSDs more flexibility in providing local funding for facilities projects.**	Same as the House. **Fiscal effect: Same as the House.**
1036 SFC - 18 School District Bonds Maximum Security		
		R.C. *133.20*
No provision.	No provision.	Allows securities issued by a school district for the acquisition or construction of real property to have a maximum maturity of greater than 30 years, but not greater than 40 years, if the school district fiscal officer estimates the real property's useful life to be greater than 30 years. **Fiscal effect: May allow school districts to extend the repayment of principal and interest associated with securities issued for acquisition or construction of real property over a longer period of time.**

Executive	As Passed by the House	As Passed by the Senate
1037 SFC - 13 Design Specifications for Community Schools		
	R.C. *3314.052*	
No provision.	Requires all community schools except e-schools to meet the classroom facility design guidelines adopted by SFC.	No provision.
No provision.	Specifies the 350 minimum service capacity for an entire classroom facility specified in the SFC guidelines for school districts does not apply to community schools.	No provision.
	Fiscal effect: Depending on the application of the SFC guidelines, community schools could incur additional facility costs.	
1038 SFC - 19 School Facilities Assistance Rankings		
		R.C. *3318.011, Section 385.93*
No provision.	No provision.	Specifies that if a school district's tangible personal property valuation made up 20% or more of it's total taxable value on August 31, 2005, it's 3-year "average taxable value" used for computing wealth percentile rankings of school districts for school facilities assistance is only the 3-year average of the sum of its real property valuation (rather than of its real property valuation and its tangible personal property valuation as under current law). Continues to compute "average taxable value" as under current law for all other school districts.
		Requires the Department of Education to calculate and certify to SFC a new "alternate equity list" for use in FY 2010 using the bill's definition of "average taxable value", as described above. Specifies that any district already offered assistance for FY 2010 continues to be eligible for assistance that fiscal year.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: Some districts may be lower on the equity list and some may be higher in FY 2010. The equity list affects a district's local share and when a district is served under SFC's Classroom Facilities Assistance Program.
1039 SFC - 3 Changes to Maintenance Levy Requirement for Accelerated Urban Districts		
R.C. ***3318.061, 3318.38, Section 385.30***	**R.C.** ***3318.061, 3318.38, Section 385.30***	
Eliminates the requirement, for the six districts participating in the Accelerated Urban Initiative (AUI), that the district's one-half-mill maintenance levy extend for 23 years after the district's last segment is undertaken if the project is divided into segments. Instead, requires the maintenance levy to run for 23 years from the date the initial segment is undertaken, as required for all other districts undertaking projects under the Classroom Facilities Assistance Program.	Same as the Executive.	No provision.
Requires SFC to amend project agreements with the six AUI districts, if necessary, to comply with these changes.	Same as the Executive.	No provision.
Fiscal effect: The changes would reduce the number of years for which the six AUI districts (Akron, Cincinnati, Cleveland, Columbus, Dayton, and Toledo) would have to levy the required 1/2 mill property tax for maintenance because all of these districts have divided their projects into segments. Presumably, the AUI districts would use other funds to meet their building maintenance needs.	**Fiscal effect: Same as the Executive.**	

	Executive	As Passed by the House	As Passed by the Senate
1040	**SFC - 15**	**Classroom Facilities Study - New Operating Requirements**	
		R.C. ***3318.312***	
	No provision.	Requires that SFC conduct a study of new demands upon and issues related to classroom facilities that may arise due to new operating requirements in rules adopted by the Superintendent of Public Instruction relating to expenditure and reporting standards. **Fiscal effect: Increase in SFC administrative costs to perform the study.**	No provision.
1041	**SFC - 12**	**Priority for School Districts Participating in Expedited Local Partnership Program**	
		R.C. ***3318.36***	
	No provision.	Specifies that the priority for state assistance under the Classroom Facilities Assistance Program (CFAP) for a school district participating in the Expedited Local Partnership Program (ELPP) is based on the district's percentile ranking on the equity list at the time it entered into ELPP instead of on the current equity list as provided under current law. **Fiscal effect: While this provision has no effect on an ELPP district's local share percentage when it enters into a CFAP project, as that percentage is "locked" into place upon ELPP approval, it could lead to a district entering into a CFAP project agreement sooner or later depending on changes in a district's equity list rankings.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
1042 SFC - 8 Common Schools General Obligation Debt Service		
Section: ***385.20***	**Section:** ***385.20***	**Section:** ***385.20***
Specifies that GRF appropriation item 230908, Common Schools General Obligation Debt Service, be used to pay all required debt service and related financing costs for obligations issued between July 1, 2009 and June 30, 2011 pursuant to R.C. 151.01 and 153.03.	Same as the Executive.	Same as the Executive.
1043 SFC - 7 Operating Expenses		
Section: ***385.20***	**Section:** ***385.20***	**Section:** ***385.20***
Specifies that SSR Fund 5E30 appropriation item 230644, Operating Expenses, be used by SFC to carry out its duties.	Same as the Executive.	Same as the Executive.
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 7032), the Public School Building Fund (Fund 7021), and the Educational Facilities Trust Fund (Fund N087) to the Ohio School Facilities Commission Fund (Fund 5E30). Specifies that the amount transferred from Fund 7032 may not exceed investment earnings credited to the fund, less any amount required to be paid for federal arbitrage rebate purposes.	Same as the Executive.	Same as the Executive.
No provision.	No provision.	Permits the Executive Director of SFC, if interest is determined to be insufficient to support operations and with approval of the Controlling Board, to transfer non-interest cash from Fund 7021 and Fund N087 to support operations of the Commission.

Executive	As Passed by the House	As Passed by the Senate
1044 SFC - 6 School Facilities Encumbrances and Reappropriation		
Section: ***385.20***	**Section:** ***385.20***	**Section:** ***385.20***
Authorizes the Director of Budget and Management, at the request of SFC's Executive Director, 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. Requires the Executive Director to certify the amounts of the canceled encumbrances on a quarterly basis. Appropriates the amounts of the canceled encumbrances to the Classroom Facilities Assistance Program.	Same as the Executive.	Same as the Executive.
Fiscal effect: The canceled encumbrances would be made available to serve other school districts.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
1045 SFC - 2 Study of Community Space		
Section: ***385.40***	**Section:** ***385.40***	
Requires the Executive Director of SFC to conduct a study of spaces included in state-assisted classroom facilities projects that are used for activities, services, and programs shared between schools and other public and private entities in their communities and recommend best practices for increasing shared community spaces in future projects. The study is to be submitted to the Commission by December 31, 2009.	Same as the Executive.	No provision.
Fiscal effect: Minimal. Conducting the study may result in a minimal increase in administrative costs for SFC.	**Fiscal effect: Same as the Executive.**	

Executive	As Passed by the House	As Passed by the Senate
1046 SFC - 5 Extreme Environmental Contamination of School Facilities		
Section: ***385.50***	**Section:** ***385.50***	**Section:** ***385.50***
Authorizes 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.	Same as the Executive, but limits the district share under the program to 75% of the total project cost.	Same as the House, but limits the district share under the program to 50% of the total project cost.
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.	**Fiscal effect: Same as the Executive, but lowers the cost for any school district participating in this program if they would otherwise have a local share higher than 75%. Based on the current available data, Three Rivers Local in Hamilton County would benefit from this provision as it has a 95% share and is eligible for participation in the program.**	**Fiscal effect: Same as the House, but lowers the cost for any school district participating in this program if they would otherwise have a local share higher than 50%.**
1047 SFC - 4 Canton City School District Project		
Section: ***385.60***	**Section:** ***385.60***	**Section:** ***385.60***
Authorizes 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.	Same as the Executive.	Same as the Executive.
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.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
1048 SFC - 10 Raising Local Share of Classroom Facilities Project		
	Section: *385.70*	**Section: *385.70***
No provision.	Extends until December 31, 2009, the deadline for each school district that was conditionally approved for a project under the Classroom Facilities Assistance Program in July 2008 to pass a levy to raise its share of the project cost before the project approval lapses. (The current law deadline is one year, and would be July 1, 2009.)	Same as the House.
1049 SFC - 11 Cincinnati School for the Creative and Performing Arts		
	Section: *385.80*	**Section: *385.80***
No provision.	Requires SFC, notwithstanding any provision of Chapter 3318. of the Revised Code and the agreement between the Cincinnati City School District and SFC, to pay $4,000,000 to the Cincinnati School District for the School for Creative and Performing Arts, in addition to the state funds the district is scheduled to receive under its current agreement with SFC.	Same as the House.
No provision.	Specifies that the School for the Creative and Performing Arts need not comply with the SFC's Design Manual.	Same as the House.
	Fiscal effect: Currently, Cincinnati is set to receive approximately $160.1 million (23%) of its total project cost from SFC. The additional $4.0 million for the School will increase the state total to approximately $164.1 million.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
1050 SFC - 16 Eligibility for Exceptional Needs Program		
	Section: ***385.85***	**Section:** ***385.85***
No provision.	Permits SFC, in FY 2010, to approve a classroom facilities project under the Exceptional Needs School Facilities Assistance Program (ENP) for a school district that (1) initially applied for ENP in FY 2008 and (2) is ranked higher than 360 on the equity list for FY 2009. (Current law generally prohibits a school district that is within three fiscal years of eligibility for the main Classroom Facilities Assistance Program from participating in ENP, which serves low-wealth and "large land area" districts.)	Same as the House, except permits the Commission to approve one or more eligible projects between FY 2010 and FY 2012, instead of one project in FY 2010.
No provision.	No provision.	Removes provision of current law that prohibits school districts that are within three fiscal years of eligibility for the main Classroom Facilities Assistance Program from participating in ENP.
	Fiscal effect: Based on the current available data, Greenville City School District in Darke County would be eligible for ENP assistance under this provision.	**Fiscal effect: Same as the House, except additional school districts may become eligible for ENP assistance.**
1051 SFC - 9 School Facilities Project Shares		
	Section: ***385.90***	**Section:** ***385.90***
No provision.	Requires SFC to reduce by 1% a school district's portion of the cost of its state-assisted classroom facilities project if its portion as estimated in FY 2008 was one percentile lower than on an alternate equity list required by H.B. 562, the capital appropriations act of the 127th G.A.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: This provision appears to affect only Clay Local School District in Scioto County. With this change, the local share of Clay's $22.8 million project will lower by about $228,000, while the state share of the project will increase by the same amount.	**Fiscal effect: Same as the House.**

1052 SFC - 1 Transfers from Education Facilities Trust and Public School Building Funds to GRF

Section: ***512.50***	**Section:** ***512.50***	**Section:** ***512.50***
Requires the Director of Budget and Management to transfer $200,000,000 cash from the Education Facilities Trust Fund (Fund N087) to the General Revenue Fund in either FY 2010 or FY 2011.	Same as the Executive, but adds the Public School Building Fund (Fund 7021) as another source for the transfer.	Same as the House, except increases the transfer amount to $250,000,000.
Requires that $200,000,000 cash be deposited into Fund N087, or another fund used by the SFC, by June 30, 2013, for construction and renovation of school facilities.	Same as the Executive, but specifies the cash be deposited into a fund of SFC, rather than Fund N087 or another SFC fund.	Same as the House, except increases the amount to be deposited to $250,000,000.

Executive	As Passed by the House	As Passed by the Senate
1053 SOS - 1 Acquisition of Voting Machines		
R.C. ***111.26, 152.33***	**R.C.** ***111.26, 152.33***	**R.C.** ***111.26, 152.33***
Designates marking devices and automatic tabulating equipment as state capital facilities for which the Ohio Building Authority is authorized to issue revenue obligations, and specifies that county boards of elections are state agencies having jurisdiction over those capital facilities.	Same as the Executive, but also permits the Secretary of State to enter into leases or other agreements with the Ohio Building Authority or boards of elections as necessary.	Same as the House.
Specifies that marking devices and automatic tabulating equipment will be leased by participating counties until all lease payments have been made, at which time ownership will transfer to the county.	Same as the Executive.	Same as the House.
Creates the County Voting Machine Revolving Lease/Loan Fund (Fund 5FJ0) and requires the Secretary of State to administer the fund, adopt rules for the lease program's implementation, and approve purchases of optical scan marking devices and automatic tabulating equipment using money from the fund. Specifies that county participation in the fund is voluntary, and limits the amount that a participating county may used from the fund to 50% of the total cost and not more than $5 million.	Same as the Executive, but permits moneys from the fund to be used to acquire all types of voting machines, marking devices, or automatic tabulating equipment instead of just marking equipment and tabulating devices for optical scan ballots. Also permits transfers of cash into the fund in addition to proceeds from the sale of bonds.	Same as the House.
Fiscal effect: Provides a new funding source through which counties may acquire specified voting equipment.	**Fiscal effect: Same as the Executive, however, expanding the type of voting machines, marking devices and tabulating equipment to encompass all types may result in more counties using this option.**	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
1054 SOS - 7 Board of Elections Reimbursement and Education and Statewide Ballot Advertising Funds		
	R.C. *111.27, 3501.17*	**R.C. *111.27, 3501.17***
No provision.	Creates the Board of Elections Reimbursement and Education Fund (Fund 5FG0) in the state treasury, which is to be used by the Secretary of State to reimburse boards of elections for various purposes such as reimbursements for special elections to fill vacancies in Congress, and to provide training and educational programs. Permits the fund to receive transfers of cash pursuant to Controlling Board action, and also receive revenues from fees, gifts, grants and donations.	Same as the House.
No provision.	Creates the Statewide Ballot Advertising Fund (Fund 5FH0) in the state treasury, which is to be used by the Secretary of State to pay advertising costs for required public notices of statewide ballot issues. Permits the fund to receive transfers of cash pursuant to Controlling Board action.	Same as the House.
1055 SOS - 9 Process for Identifying Mismatches of Voter Information		
		R.C. *3503.15*
No provision.	No provision.	Requires the Secretary of State and the Registrar of Motor Vehicles to enter into an agreement, by the amendment's effective date, to match information in the statewide voter registration database with motor vehicle records for the purpose of verifying the accuracy of information provided on voter registration applications, as required by the federal Help America Vote Act of 2002. Requires the Secretary of State to notify boards of elections by December 31, 2009, and by July 1 of each year thereafter if a mismatch is found, and gives affected voters the opportunity to verify and correct the mismatched information.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: Potentially increases costs to the Secretary of State's Office for any additional mismatch notifications.
1056 SOS - 2 Board of Voting Machine Examiners		
Section: ***387.10***	**Section:** ***387.10***	**Section:** ***387.10***
Requires appropriation item 050610, Board of Voting Machine Examiners, to be used to pay for the services and expenses of the members of the Board of Voting Machine Examiners, and states that moneys not used shall be returned to the person or entity submitting equipment for examination.	Same as the Executive.	Same as the Executive.
1057 SOS - 3 Cash Transfers to the County Voting Machine Revolving Lease/Loan Fund		
Section: ***387.10***	**Section:** ***387.10***	**Section:** ***387.10***
Requires the Director of Budget and Management to transfer $500,000 in cash in each fiscal year, from the Business Services Fund (Fund 5990) to the County Voting Machine Revolving Lease/Loan Fund (Fund 5FJ0).	Same as the Executive, but also reappropriates the unexpended, unencumbered balance of appropriation item 050619, Election Data Collection Grant, in FY 2009 for the same purpose in FY 2010.	Same as the House.
1058 SOS - 4 HAVA Funds		
Section: ***387.10***	**Section:** ***387.10***	**Section:** ***387.10***
Requires the Director of Budget and Management, on July 1, 2009, or as soon as possible thereafter, to transfer from the GRF to the Election Data Collection Grant Fund (Fund 3AC0) all investment earnings in amounts equal to the interest earnings attributable to Fund 3AC0 in FY 2009.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Requires the Director of Budget and Management to credit ongoing interest earnings from the Election Reform/Health and Human Services Fund (Fund 3AH0), the 2005 HAVA Voting Machines Fund (Fund 3AS0) and the Election Data Collection Grant Fund (Fund 3AC0) to the respective funds and distribute the earnings in accordance with the terms of the grant under which the money is received.	Same as the Executive.	Same as the Executive.
Reappropriates the unexpended, unencumbered portions of appropriation items 050616, 2005 HAVA Voting Machines, and 050614, Election Reform/Health and Human Services, remaining at the end of FY 2010 for the same purposes in FY 2011.	Same as the Executive, but also reappropriates the unexpended, unencumbered portion of appropriation item 050619, Election Data Collection Grant, remaining at the end of FY 2009 for the same purposes in FY 2010.	Same as the House.
No provision.	No provision.	Allocates $2,645,076 from the 2005 HAVA Voting Machines Fund (Fund 3AS0) to counties in amounts specified in the bill. Requires counties to enter into contractual agreements with the Secretary of State governing the use of their distributions, and subjects the release of these distributions to Controlling Board approval.
1059 SOS - 5 Holding Account Redistribution List		
Section: ***387.10***	**Section:** ***387.10***	**Section:** ***387.10***
Requires appropriation item 050605, Uniform Commercial Code Refunds, and 050606, Corporate/Business Filing Refunds, to be used to hold revenues until they are directed to the appropriate accounts or until they are refunded, and reappropriates additional amounts if needed.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1060 SOS - 6 Cash Transfer to the Corporate and Uniform Commercial Code		
Section: ***387.10***	**Section:** ***387.10***	**Section:** ***387.10***
Requires Director of Budget and Management to transfer $53,915.40 cash from the Public Utility Territorial Administration Fund (Fund 5590) to the Corporate and Uniform Commercial Code Filing Fund (Fund 5990).	Same as the Executive.	Same as the Executive.
1061 SOS - 8 Expedited Business Filings		
	Section: ***387.10***	
No provision.	Earmarks $250,000 in FY 2010 from appropriation item 050321, Operating Expenses, to subsidize the first $125 of initial filing fees for specified new domestic or foreign business entities that are filed by December 31, 2009.	No provision.
No provision.	Earmarks $250,000 in FY 2010 from appropriation item 050321, Operating Expenses, to subsidize the first $100 of costs associated with all level one expedited business filings for the initial filings of new domestic or foreign business entities.	No provision.

Executive	As Passed by the House	As Passed by the Senate
1062 SEN - 1 Operating Expenses		
Section: ***389.10***	**Section:** ***389.10***	**Section:** ***389.10***
Authorizes the Clerk of the Senate to certify to the Director of Budget and Management the amount of the unexpended, unencumbered balance of GRF appropriation item 020321, Operating Expenses, at the end of one fiscal year to be reappropriated for the next fiscal year, and reappropriates the certified amount.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1063 CSF - 1 Debt Service Costs		
Section: ***391.10***	**Section:** ***391.10***	**Section:** ***391.10***
Specifies that appropriation items of the Commissioners of the Sinking Fund be used for the purpose of paying debt service and financing costs on state bonds or notes issued pursuant to the Ohio Constitution and acts of the General Assembly. Appropriates additional amounts, if necessary, to fully fund debt service and financing costs.	Same as the Executive.	Same as the Executive.
1064 CSF - 2 General Obligation Debt Service Payments		
Section: ***518.10***	**Section:** ***518.10***	**Section:** ***518.10***
States that certain appropriation items of H.B. 1 are used for the purpose of paying debt service and financing costs on state bonds or notes issued pursuant to the Ohio Constitution and acts of the General Assembly. Appropriates additional amounts, if necessary, to fully fund debt service and financing costs.	Same as the Executive.	Same as the Executive.
1065 CSF - 3 Lease Payments to OPFC, OBA, and Treasurer of State		
Section: ***518.20***	**Section:** ***518.20***	**Section:** ***518.20***
States that certain appropriation items of H.B. 1 are used for the purpose of making lease rental 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. Appropriates additional amounts, if necessary, to fully fund debt service and financing costs.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1066 BTA - 1 Mailing of Board of Tax Appeals Decisions		
R.C. ***5705.341, 5705.37, 5715.251, 5717.03, 5717.04***	**R.C.** ***5705.341, 5705.37, 5715.251, 5717.03, 5717.04***	**R.C.** ***5705.341, 5705.37, 5715.251, 5717.03, 5717.04***
Eliminates the current requirement that all Board of Tax Appeals decisions be sent by certified mail and instead permits the Board to send its decisions by regular mail.	Same as the Executive.	Same as the Executive, but allows a person appealing to the Board to request that the Board's decision or order be sent by certified mail at the person's own expense.
Fiscal effect: The Board issued 2,155 decisions in FY 2008, and averaged more than 2,000 decisions each year during the past 5 years. The Post Office's website indicates that certified mail service costs $2.70. The Board estimates that eliminating the requirement that decisions be sent by certified mail could save $12,000 each year in postage and supplies.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Will not reduce cost savings to the Board. May result in additional cost to units of local government if those entities request that findings of the Board be sent by certified mail.**

Executive	As Passed by the House	As Passed by the Senate
Commercial Activity Tax		
1067 TAX - 14 Changes to the Job Creation Tax Credit		
R.C. ***122.17***	**R.C.** ***122.17***	**R.C.** ***122.17***
Authorizes job creation tax credits based on annual aggregate payroll withholdings (which include both full-time and part-time employees) and payroll growth. (Current law bases the job creation credit on new full-time employment positions only).	Same as the Executive, but clarifies that the credit may be based only on employee withholdings occurring on or after the day the taxpayer becomes eligible for the credit.	Same as the House.
Requires the taxpayer to maintain operations at a project site for the greater of seven years or the term of credit plus three years (instead of twice the term of the credit as in current law). Authorizes the Tax Credit Authority to request a complete or partial refund of claimed credits if a taxpayer does not fulfill certain conditions of the tax credit.	Same as the Executive, but requires that the refund a business may pay increases from 50% of the credit allowed and taken to 75%.	Same as the House.
Relaxes the intrastate job relocation prohibition by permitting a business to relocate Ohio jobs to a project from another Ohio facility if the business notifies the local jurisdiction from which the positions will be removed.	Same as the Executive.	Same as the Executive.
Fiscal effect: This provision may reduce tax revenues (primarily from the commercial activity tax and the insurance taxes) due to less stringent criteria for obtaining the credits compared to current law. However, both the amount and the timing of the potential revenue loss are indeterminate, as they depend on the total amounts of credits authorized by the Ohio Tax Authority and credit claims by taxpayers.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
1068 TAX - 15 Changes to the Job Retention Tax Credit		
R.C. ***122.171, 5725.98, 5729.98***	**R.C.** ***122.171, 5725.98, 5729.98***	**R.C.** ***122.171, 5725.98, 5729.98***
Authorizes job retention tax credits based on annual aggregate payroll income tax withholdings (which include both full-time and part-time employees). (Current law bases the job retention tax credit on tax withholding from full-time employees only). Expands the tax credits to domestic and foreign insurance companies, and eliminates the additional credit available to call centers.	Same as the Executive, but requires the Superintendent of Insurance to consider applications filed by insurance companies and the Director of Development to consult with the Superintendent of Insurance in adopting rules to implement the credit.	Same as the House.
Reduces the minimum qualifying employment to at least 500 full-time employees (down from 1,000) and investment thresholds to $50 million for manufacturing activity, and $20 million for corporate administrative activity over three years (down from $200 million).	Same as the Executive.	Same as the Executive.
Limits the total credit that may be granted annually for projects approved after July 1, 2009 to $13 million in 2010 and $26 million in 2011. Increases the annual limit by $13 million each year through 2024. Increases the annual limit for 2024 and thereafter to $195 million.	Same as the Executive.	Same as the Executive.
Relaxes the intrastate job relocation prohibition by permitting a business to relocate Ohio jobs to a project from another Ohio facility if the business notifies the local jurisdiction from which the positions will be removed.	Same as the Executive.	Same as the Executive.
No provision.	Increases the amount a business may be required to return to the state from 50% of credit allowed and taken to 75% if the business does not maintain operations at the project site for a period equal to the greater of seven years or the term of the credit plus three years.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: These changes potentially reduce tax revenues from the commercial activity tax due to less stringent criteria for obtaining the credits compared to current law. However, both the amount and the timing of the revenue loss are indeterminate, as they depend on the total amounts of credits authorized by the Tax Credit Authority and credit claims by taxpayers.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

1069 TAX - 16 Various Changes to the Commercial Activity Tax Law

R.C. ***5751.01, 5751.11, 5751.03, 5751.04, 5751.05, 5751.051, 5751.06, 5751.08, 5751.09, Section 399.20***	**R.C.** ***5751.01, 5751.11, 5751.03, 5751.04, 5751.05, 5751.051, 5751.06, 5751.08, 5751.09, Section 399.20***	**R.C.** ***5751.01, 5751.11, 5751.03, 5751.04, 5751.05, 5751.051, 5751.06, 5751.08, 5751.09, Section 399.20***
Makes various substantive and nonsubstantive changes to the CAT law.	Same as the Executive.	Same as the Executive.
Postpones the annual return from February 9 to May 10; changes the quarterly return filing due date from the fortieth day after the end of a quarter to the tenth day of the second month after the end of a quarter.	Same as the Executive.	Same as the Executive.
Requires new companies to register and pay a fee no later than 30 days after they first have more than $150,000 in taxable gross receipts. (Under current law, new companies were exempt from paying the fee if they first began business operations after November 30 or generated less than $150,000 as of December 1 of a calendar year).	Same as the Executive.	Same as the Executive.
Specifies that the $150,000 exemption applies to members of an affiliated group that do not elect to be treated as a consolidated group; permits affiliated companies that have elected to be treated as a consolidated group to change the ownership test on which the initial election was made.	Same as the Executive.	Same as the Executive.
Excludes from the tax base proceeds from insurance policies, unless they are for reimbursements of business	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
losses; adds a new exclusion for payroll deduction by an employer to reimburse the employer for advances made on an employee's behalf to a third party; narrows the exclusion for membership dues to trade, professional, homeowners' or condominium association dues only.		
Permits companies that registered or paid the CAT in 2005 or 2006 in error to have their registration cancelled and their tax payment refunded.	Same as the Executive, but requires the taxpayer not to have been required to file a return and pay the tax for 2006, 2007, or 2008 to be eligible.	Same as the House, but clarifies certain provisions authorizing taxpayers to have their registrations cancelled and their tax payment refunded.
Fiscal effect: The provisions will decrease revenues from the CAT. However, the amount of revenue loss is indeterminate.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

1070 TAX - 60 CAT Exemption for Certain Transactions Involving Petroleum Products

		R.C. ***5751.01, Section 757.20***
No provision.	No provision.	Exempts from the commercial activity tax exchanges of products derived from crude oil between licensed motor fuel dealers or licensed permissive motor fuel dealers when the delivery is made pursuant to an exchange agreement and delivery occurs at a refinery, terminal, pipeline, or marine vessel.
		Fiscal effect: Reduces revenues from the CAT. LSC is unable to determine the revenue loss.

Executive	As Passed by the House	As Passed by the Senate
1071 TAX - 50 Fine for Billing CAT Liability to a Customer		
		R.C. *5751.06*
No provision.	No provision.	Requires the Tax Commissioner to notify a taxpayer by certified mail the first time the taxpayer bills or invoices another person for the taxpayer's commercial activity tax liability and requires the Tax Commissioner to impose a $500 fine for each subsequent violation. Specifies that the Tax Commissioner may, but is not required to impose a fine of up to $500 for the taxpayer's first violation. **Fiscal effect: Minimal revenue gain.**
1072 TAX - 7 Tax Reform System Implementation Fund		
R.C. *5751.20*	**R.C. *5751.20***	**R.C. *5751.20***
Creates the Tax Reform System Implementation Fund to which will be credited 0.85% of commercial activity tax receipts for purposes of administering the tax.	Same as the Executive.	Same as the Executive.
Permits newly authorized "substitute" school levies to be treated as a continuation of emergency levies for purposes of continuing reimbursement for business personal property tax losses. (A substitute emergency levy, much like every other emergency levy, yields a fixed sum of revenue or a specified dollar amount. Fixed sum levies are not subject to the H.B. 920 tax rate reduction factors. However, a substitute levy differs from other emergency levies in that the fixed sum will grow as opposed to being a static amount).	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Based on current forecasts, up to $14 million in CAT receipts may be credited to the Tax Reform System Implementation Fund (GSF Fund 2280), each year of the biennium. Current law allows all emergency levies approved by voters prior to September 1, 2005 to qualify for TPP reimbursement if they are renewed by voters. Also, current law authorizes a substitute emergency levy to be equivalent to a renewal levy (H.B. 562 of the 127th General Assembly). The executive proposal harmonizes section 5751.20 of the Revised Code with existing law enacted in H.B. 562. Thus, the treatment of substitute school levies as a continuation of emergency levies for purposes of property tax loss reimbursements appears to have no fiscal effect.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Corporation Franchise Tax

1073 TAX - 9 New Markets Tax Credits

R.C. *5733.01, 5733.58, 5733.98, 5725.33, 5725.98, 5729.16, 5729.98*	R.C. *5733.01, 5733.58, 5733.98, 5725.33, 5725.98, 5729.16, 5729.98*	R.C. *5733.01, 5733.58, 5733.98, 5725.33, 5725.98, 5729.16, 5729.98*
Authorizes up to $10 million of tax credits annually for insurance companies and financial institutions for purchasing and holding securities issued by low-income community organizations, in accordance with the federal New Markets Tax Credit law.	Same as the Executive, but requires the Treasurer of State to invoice insurance companies in the procedure to recapture credits and specifies that the existing three-year statute of limitations on assessing unpaid taxes does not apply to the recapture; limits the amount of credit allowed for any one business to $1 million; removes investments in long-term debt securities from the definition of qualified investments.	Same as the House, but specifies that the federal laws governing the terms used in the bill are those laws existing as of the effective date of the Revised Code sections authorizing the credits.
No provision.	Designates the Director of Development as the administrator of the credits and authorizes fees to defray expenses of administration of the credit. Eliminates the requirement that the issuer of equity investments certify to the Director the anticipated amount of qualified investments.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Decreases revenues from the corporate franchise tax and insurance taxes. The revenue impact would potentially start in FY 2012.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Personal Income Tax

1074 TAX - 6 Increase to the Technology Investment Tax Credit Limit

R.C. ***122.151***	**R.C.** ***122.151***	**R.C.** ***122.151***
Increases from $30 million to $45 million the total amount of technology investment tax credits that may be issued to businesses engaged in research and development or technology development.	Same as the Executive.	Same as the Executive.
Fiscal effect: Decreases revenues from the personal income tax, the public utility tax, or the dealers in intangibles tax.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

1075 TAX - 20 Motion Picture Production Tax Credit

R.C. ***122.85, 5733.58, 5733.98, 5747.66, 5747.98***	**R.C.** ***122.85, 5733.58, 5733.98, 5747.66, 5747.98***	**R.C.** ***122.85, 5747.66, 5747.98, Section 701.90***
Authorizes a refundable, nontransferable credit against the corporation franchise tax or the income tax for motion pictures produced at least partly in Ohio. Specifies that the credit equals 25% of eligible production expenditures for a motion picture production.	Same as the Executive, but specifies the credit equals 35% rather than 25% of total payroll expenditures on behalf of resident cast and crew wages.	Replaces the Executive provision with a provision that makes the income tax credit nonrefundable and transferable for individuals and pass-through entity owners who invest money in a motion picture production certified as a tax-credit eligible production before 2014. Removes the option of applying the credit against the corporate franchise tax.
Defines eligible production expenditures as those expenditures for goods or services purchased and consumed in Ohio including cast and crew wages. Limits credit eligible expenditures for nonresident cast and crew wages to only one-tenth of the payroll expenditure. Specifies eligible production expenditures are only those expenditures made after the effective date of the enactment of this section of the	Same as the Executive, except does not limit any expenditures for nonresident cast and crew wages.	Same as the House, except some enumerated examples of eligible production expenditures are added while still maintaining the discretion of the Director of Development in determining eligible expenditures. Specifies that eligible production expenditures are only those expenditures made in or after 2009 rather than after the effective date of the legislation.

Executive	As Passed by the House	As Passed by the Senate
bill.		
Specifies motion picture productions eligible for the tax credit to include feature-length films, documentaries, and television series and other specified productions. Excludes news productions, coverage of sporting events, awards shows, productions for the purpose of fundraising and marketing, and certain productions with sexually explicit content.	Same as the Executive, but (1) expands productions eligible for the credit to include sound recordings, videos, music videos, videogames, commercials, interactive television and games, any format of digital media, and certain other specified productions, and also (2) limits productions eligible for the credit by excluding productions for purposes of political advocacy.	Same as the House.
Requires Ohio production expenditures to exceed $1.2 million before a credit is authorized.	Same as the Executive, but decreases the minimum production expenditure threshold for the credit from $1.2 million to $300,000.	Same as the House.
Limits the amount of credits that may be allowed to $20 million per fiscal biennium and $5 million per production.	Same as the Executive, but further limits the amount of the tax credit allowed in the first year of the biennium to $10 million.	Replaces the Executive provision with a provision that increases the maximum amount of available credits to $100 million per year and $25 million per production.
Specifies that, to be eligible for the credit, a production must be certified by the Director of Development. Permits the Director to charge a fee to accompany applications for the credit.	Same as the Executive, but also requires the Director of Development to adopt rules pursuant to Chapter 119.	Same as the House, but does not include a provision allowing for an application fee.
Establishes the Motion Picture Tax Credit Program Operating Fund to which fee revenues are deposited. Requires moneys in the fund to be used for Ohio Film Office expenses and to pay the costs of administering the tax credit.	Same as the Executive.	No provision.
No provision.	No provision.	Specifies that if the credit amount exceeds the tax liability, the excess may be carried forward for not more than ten taxable years following the taxable year in which the credit is first claimed.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Revenue loss to the GRF, the Local Government Fund, and the Public Library Fund. Loss amounts are likely to vary significantly from year to year, but will not exceed $20 million over a fiscal biennium. The GRF would bear 94.1% of any such loss, or up to $18.8 million per biennium, with the remainder borne by the local government funds. **May increase costs to the Department of Development to certify productions and administer the tax credit. The cost may be defrayed by revenue from the fee charged upon application for a credit. The amount of revenue raised by the fee will depend on the amount of the fee as determined by the Director, and the number of applications for tax credits received.**	**Fiscal effect: Same as the Executive**	**Fiscal effect: Same as the Executive, but increases the total potential revenue loss to an amount that will not exceed $100 million in a given year and does not establish a motion picture tax credit operating fund. Increases the administrative costs due to the transferability provision.**

1076 TAX - 40 Income Tax Check-off

	R.C. ***149.308, 5747.113, Section 803.20***	**R.C.** ***149.308, 5747.113, 5907.111, Section 803.20***
No provision.	Enables taxpayers to contribute all or a portion of a taxpayer's Ohio income tax refund to the Ohio Historical Society by checking a box on the taxpayer's Ohio income tax return, effective with tax years beginning on or after January 1, 2009. **Fiscal effect: May increase contributions to the Ohio Historical Society. Costs to the Department of Taxation of administering the income tax contribution system are covered out of contributions.**	Same as the House, but also creates an income tax refund "check-off" contribution that benefits the Ohio Veterans' Home Agency. Requires moneys from the check-off to be distributed among residents' benefit funds to be used specifically for advancement of veterans' services and assisting veterans with significant financial need. **Fiscal effect: Same as the House, but may increase contributions to the Ohio Veterans Home Agency.**

Executive	As Passed by the House	As Passed by the Senate
1077 TAX - 41 Changes Made By the Federal American Recovery and Reinvestment Act of 2009		
	R.C. *5701.11*	**R.C. *5701.11***
No provision.	Incorporates into Ohio's tax law changes made to federal tax law since December 30, 2008, and permits a taxpayer whose taxable year ends after that date, but before the effective date of the incorporated changes, to elect to apply federal law as it existed before that date. (The American Recovery and Reinvestment Act of 2009 - the federal "stimulus" bill - is the principal federal act whose tax law changes would be incorporated.)	Same as the House.
	Fiscal effect: Reduces revenues from the personal income tax by $59.8 million in FY 2010 and $10.4 million in FY 2011. Revenue loss to the GRF would be $56.3 million in FY2010 and $9.8 million in FY 2011. The combined revenue loss to LGF and PLF would be $3.5 million in FY 2010 and $0.6 million in FY 2011.	**Fiscal effect: Same as the House.**
1078 TAX - 5 Personal Income Tax Assessment		
R.C. *5747.13*	**R.C. *5747.13***	**R.C. *5747.13***
Eliminates the requirement that a taxpayer must pay some or all of a personal income tax assessment when the taxpayer files a petition for reassessment. Requires payment only if the petition is not based upon numerical computations or an assertion of a lack of nexus with the state.	Same as the Executive, except adds as a third condition for payment if the taxpayer's return was determined to be incomplete, false, fraudulent, or frivolous.	Same as the House.
Fiscal effect: May reduce Department of Taxation receipts, however, the amount of any such reduction appears indeterminate.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
1079 TAX - 52 Allocation of Historic Preservation Tax Credits among Partners		
		R.C. ***5747.76, 5725.151***
No provision.	No provision.	Authorizes taxpayers that are organized as a partnership or other form of pass-through entity to allocate the historic preservation tax credit among partners or other equity owners in proportions other than according to ownership interest proportions. **Fiscal effect: None.**
Property Taxes and Transfer Fees		
1080 TAX - 1 Manufactured and Mobile Home Tax Reduction Reimbursements		
R.C. ***321.24, 319.302, 323.156, 4503.068***	**R.C.** ***321.24, 319.302, 323.156, 4503.068***	**R.C.** ***321.24, 319.302, 323.156, 4503.068***
Consolidates into one annual payment the semiannual state reimbursement of local governments for the 10% and 2.5% property tax reductions for manufactured and mobile homes. Specifies that certification to the Tax Commissioner of the amount of these tax reductions is to be made by each county treasurer on or before the second Monday in September, and the annual reimbursement is to be made within 90 days thereafter. (Current law provides for certification on or before April 15 and September 15 of any adjustments to amounts certified previously, with half to be reimbursed upon receipt of each certification).	Same as the Executive.	Same as the Executive.
Fiscal effect: Delays but does not change the amounts reimbursed to local governments. In calendar year 2007, the amount of the 10% reduction for manufactured and mobile homes was $2.6 million and the amount of the 2.5% reduction was $0.4 million. This delay will reduce state payments by an estimated $1.5 million in FY 2010 only.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
1081 TAX - 57 Use of Delinquent Tax and Assessment Collection Fund		
		R.C. *321.261*
No provision.	No provision.	Authorizes the board of commissioners of any county to use money in the county's Delinquent Tax and Assessment Collection (DTAC) Fund for residential mortgage foreclosure prevention efforts and foreclosure-related problems, provided that this spending does not reduce the DTAC Fund reserve below 20% of the amount spent the preceding year to collect delinquent taxes (the original purpose of the DTAC Fund). Authorizes the board of commissioners of any county to use DTAC money to assist cities, villages, and townships in nuisance abatement. Permits the board of county commissioners of any county to spend DTAC money for "land reutilization" (not defined) if the county's investment advisory committee authorizes such spending. **Fiscal effect: May increase county spending for residential mortgage foreclosure prevention, nuisance abatement, and land reutilization. (Existing law permits DTAC money to be spent for abating foreclosed residential nuisances in counties having a 2006 population of more than 100,000 if the county treasurer or county prosecuting attorney approves such use. This existing authority is preserved.)**

Executive	As Passed by the House	As Passed by the Senate
1082 TAX - 46 Special Improvement Districts		
	R.C. ***1710.02, 1710.01, 1710.03, 1710.04, 1710.06, 1710.10, 1710.13***	
No provision.	Authorizes the creation of a special improvement district by certain existing nonprofit corporations, and provides for the governance of the district by the existing corporation's governing board instead of the creation of a new board. (Special improvement districts currently may be created by property owners to provide public improvements or services funded by local government bonds and special assessments levied on members of the district.) Requires that the existing corporation must have certain specified purposes and must have created a police department under existing law authorizing the establishment of a police department by certain nonprofit corporations (R.C. 1702.80) in order to create a special improvement district. **Fiscal effect: May facilitate the formation of additional special improvement districts.**	No provision.

Executive	As Passed by the House	As Passed by the Senate
1083 TAX - 19 School District Conversion Levy for 20-mill Growth		
R.C. ***5705.219, 5705.214, 5705.2110, 5705.29, 5751.20, 5751.21, Section 265.30.80***	**R.C.** ***5705.219, 5705.214, 5705.2110, 5705.29, 5751.20, 5751.21, Section 265.30.80***	**R.C.** ***5705.219, 5705.214, 5705.2110, 5705.29, 5751.20, 5751.21, Section 265.30.80***
Authorizes school districts levying current expense taxes with an aggregate effective tax rate exceeding 20 mills on residential/agricultural real property to convert that excess millage, with voter approval, to a single levy for a specified amount of money and for a term of up to 10 years or continuously. (The levy conversion would have the effect of suspending future application of the "H.B. 920" tax reduction on the remaining 20 mills for so long as the district does not impose additional current expense millage for other than a fixed amount of money -- i.e., new millage other than an "emergency" levy or a renewal of the conversion levy.)	Same as the Executive, but specifies that a school district conversion levy applies to the tax year in which voters approve it and authorizes voters to repeal a conversion levy that originally was imposed for a continuing period of time. Specifies that, if a conversion levy is repealed, reimbursement based on passage of the levy is terminated.	Same as the House, but requires a conversion levy and a renewal of a conversion levy to be proposed only at a primary or general election.
Requires the state to reimburse a school district levying a conversion tax for the amount of tax revenue lost from nonresidential/agricultural real property and public utility personal property due to the conversion. Phases out the reimbursement over 13 years in increments equal to 50% of the annual inflationary revenue growth from residential/agricultural property resulting from the suspension of the H.B. 920 reduction.	Same as the Executive.	Same as the Executive.
Specifies that reimbursement ends when the computation results in a reimbursement of zero or after 2026, whichever occurs first; for purposes of tangible personal property tax reimbursement, specifies that the converted millage be reimbursed until it expires (instead of reimbursement being phased out by 2018) and that reimbursement be paid from GRF appropriation item 200901, Property Tax Allocation - Education.	Same as the Executive, but changes the latest year for which conversion levy reimbursement is authorized from 2025 to the thirteenth year after the year in which voters approved the conversion levy. Corrects a technical error in a provision providing for continued tangible personal property tax reimbursement for a qualifying school district fixed-sum levy if the levy is replaced with a "substitute" levy defined in section 5705.199 of the Revised Code.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Authorizes school boards to propose conversion levies for four years (2010 through 2013). Specifies that the conversion levy must raise the same amount of revenue (from Class I property) as was raised from the levies being replaced.	Same as the Executive, but extends the period during which school boards may propose conversion levies to five years (2010 through 2014). Authorizes a school board eligible to impose a conversion levy under the bill to propose that the levy raise a smaller amount (from Class I property) than the levies that the conversion levy would replace. Specifies that, if the school board chooses to levy a smaller amount, it will not receive additional compensation for the nonresidential/agricultural real property and public utility tangible personal property losses incurred by a smaller conversion levy.	Same as the House, but authorizes a school board eligible to impose a conversion levy under the bill to impose that levy (with voter approval) in any year after 2009 rather than limiting the authority to the five year period specified in the House version.
No provision.	Prevents a school board eligible to impose a conversion levy under the bill from repealing fewer mills than is necessary to reduce the effective tax rate for current expense levies on residential/agricultural real property to 20 mills.	Same as the House.
Fiscal effect: Reimbursement cost for converted millage cannot be determined because it is subject to voter behavior.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

1084 TAX - 55 Internet Publication of Tax-Delinquent Property Lists

		R.C. *5721.03*
No provision.	No provision.	Authorizes county auditors to publish the list of tax-delinquent real property and related preliminary notices on a website instead of in a newspaper. **Fiscal effect: May reduce costs of county auditors' offices.**

Executive	As Passed by the House	As Passed by the Senate
1085 TAX - 37 Extend Hold Harmless Provision of CAT		
	Section: ***399.10***	**Sections:** ***399.10, 5751.20, 5751.21, 5751.22, 5751.23***
No provision.	Reimburses 100% of revenue losses of local taxing units other than school districts due to the phase-out of general business tangible personal property taxes through the state's fiscal year 2011 (does not affect school districts which under current law are held harmless through FY 2011).	Same as the House, but also makes permanent the levy loss reimbursement for each school district (for which 70% of CAT revenue is earmarked) and each other local taxing unit (for which 30% of CAT revenue is earmarked) for the losses resulting from the phase-out of taxes on business personal property and telecommunications property. Eliminates the phase-down of reimbursement for county administrative fee losses which is scheduled to end in 2017, but which will still end in 2017, as under current law.
	Fiscal effect: Increases the payments to be made to units of local government by May 31, 2011, from fourteen-seventeenths of one-seventh of the losses to 100% of one-seventh of the losses. Adds $11,200,000 to the appropriation to line item 110981 in FY 2011 to pay these additional costs. Reduces funds available to the GRF because the source of funding for appropriation line item 110981, in fund 7081, is the commercial activity tax; shortfalls in CAT revenues from amounts needed to reimburse school districts and other units of local government are transferred from the GRF; and through FY 2011 CAT revenues in excess of amounts needed are transferred to the GRF.	**Fiscal effect: Same as the House through FY 2011, except shifts 0.9659% or 1.1159% (depending on county tax collections in 2004) of the additional reimbursement in FY 2011 from other units of local government to county treasurers and auditors. For FY 2012 and thereafter, cost to the state to reimburse local governments is estimated in the hundreds of millions of dollars.**

Executive	As Passed by the House	As Passed by the Senate
1086 TAX - 39 Property Tax Exemption, Remission for Lessee Port Authority		
	Section: ***757.10***	**Section:** ***757.10***
No provision.	Authorizes the exemption and remittance of taxes paid on airport property leased by a port authority that was precluded from exemption because the port authority did not own the property, as required under prior law, at the time it submitted the application for exemption.	Same as the House.
	Fiscal effect: Will require the remittance of tax revenues for previous years by units of local government. Will not affect state payments to these units of local government, in LSC's estimation, because LSC does not anticipate that the Departments of Taxation or Education will adjust payments for changes to tax revenues for prior years.	**Fiscal effect: Same as the House.**
1087 TAX - 61 Current Agricultural Use Value Amnesty		
		Section: ***757.30***
No provision.	No provision.	Provides amnesty to a property owner whose property was wrongfully valued according to its current agricultural use value before July 1, 2009, if the owner so informs the county auditor or Tax Commissioner, or if the county auditor or Tax Commissioner discovers the wrongful valuation, on or after July 1, 2009, but before July 1, 2010.
		Fiscal effect: May reduce real property tax receipts to school districts and other units of local government. Land converted from current agricultural use value is, apart from this provision, subject to a charge equal to the tax savings in the three years prior to conversion. May reduce payments of civil or criminal penalties on the owner of such land.

Executive	As Passed by the House	As Passed by the Senate
Sales and Use Taxes		
1088 TAX - 23 Sales Taxation of Medicaid-Provided Health Care Services		
R.C. ***5739.01, 5739.03, 5739.033, 5739.051***	**R.C.** ***5739.01, 5739.03, 5739.033, 5739.051***	**R.C.** ***5739.01, 5739.03, 5739.033, 5739.051***
Subjects to sales and use tax health care services provided or arranged by a Medicaid health insuring corporation for Medicaid enrollees residing in Ohio. Eliminates the tax on those services if federal authorities determine that subjecting those services to taxation constitutes an impermissible "health-care related tax," the imposition of which results in a reduction in federal financial assistance for Medicaid services.	Same as the Executive, but makes technical changes.	Same as the House, but changes from September 1, 2009, to October 1, 2009, the date on which the services become taxable.
Fiscal effect: The executive proposal estimates that this provision will increase revenue to the GRF by $138.0 million in FY 2010 and by $214.0 million in FY 2011; under the current distribution of the share of sales and use tax revenues to local government funds, the Local Government Fund and the Public Library Fund would gain $8.6 million in FY 2010 and $13.4 million in FY 2011. Revenues to local governments under permissive local and transit authorities sales taxes may be up to $31.5 million in FY 2010 and $48.9 million in FY 2011.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
1089 TAX - 58 Employment Services Sales Tax Exemption		
		R.C. ***5739.01***
No provision.	No provision.	Exempts from sales and use taxation employment service contracts that last at least one year and provide personnel for the construction, improvement, repair, or maintenance of real property when the personnel are subject to a multi-employer collective bargaining agreement.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: Potentially reduces revenue from the sales and use tax. Receipts from the tax are distributed to the GRF (94.1%) and the remainder to two local government funds, the LGF and PLF. Also reduces receipts from local permissive and transit authority sales taxes.
1090 TAX - 38 Lodging Tax: Definition of Hotel		
	R.C. ***5739.09***	
No provision.	Permits local authorities to modify the definition of which hotels are subject to local lodging taxes by specifying that "hotel" includes establishments at which rooms are used for the accommodation of guests regardless of whether each room is accessible through the same keyed entry; and, in determining the number of rooms, all rooms are included regardless of the number of structures in which the rooms are situated or the number of parcels of land on which the structures are located, if the structures are under the same ownership and not advertised as distinct establishments. **Fiscal effect: May increase revenues to counties, townships, or municipal corporations from the lodging tax.**	No provision.
1091 TAX - 49 Sales Tax Exemption for Concrete Pump Trucks		
		R.C. ***5739.011***
No provision.	No provision.	Exempts from sales and use taxation machinery and equipment used to pump concrete and concrete-related products.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: Decreases GRF revenues from the state sales and use tax by an amount LSC is unable to determine. GRF receives 94.1% of state sales tax revenues. Also decreases distributions to two local government funds, LGF and PLF,which receive the remainder of state sales tax revenues. Decreases revenues from local permissive county permissive and transit authority sales taxes.

1092 TAX - 18 Vendor Discount

R.C. ***5739.12, 1548.06, 4505.06, 4519.55***

Increases the sales tax prompt-pay vendor discount from 0.75% to 1.0% of the amount of tax remitted, but caps it at $100 per month, beginning August 1, 2009. Permits dealers of titled vehicles to claim the discount on reports covering the time period when a sale is made, instead of when the dealer remits sales tax collections to the clerk of courts. **Fiscal effect: Increases GRF sales and use tax revenues by about $26.1 million in FY 2010 and $28.8 million in FY 2011. Gain to the Local Government Fund and the Public Library Fund would be $1.6 million in FY 2010 and $1.8 million in FY 2011.**	No provision.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Kilowatt-hour and Natural Gas Consumption Taxes		
1093 TAX - 51 Natural Gas Distribution Tax		
		R.C. *5727.881*
No provision.	No provision.	Extends to natural gas distributors with 70,000 or fewer customers the authority currently held by natural gas distributors with 50,000 or fewer customers to aggregate all of the natural gas distributed by the company in the state when determining the tax rate. **Fiscal effect: Currently, for natural gas distributors with more than 50,000 customers, the tax rate varies according to the volume distributed to each customer (a lower rate on higher volumes), so aggregating all customer volumes for distributors with 70,000 or fewer customers reduces the total tax due. LSC does not have an estimate at this time of the amount of this tax loss. Revenues from the natural gas distribution tax are distributed to the School District Property Tax Replacement Fund (Fund 7053), which receives 68.7% of the revenues, and to the Local Government Property Tax Replacement Fund (Fund 7054), which receives 31.3% of the revenues. If amounts in these funds are insufficient to make payments required under R.C. 5727.85 and 5727.86, the difference is to be transferred from the General Revenue Fund.**

Executive	As Passed by the House	As Passed by the Senate
Cigarette Taxes		
1094 TAX - 11 Tobacco License Fee Changes		
R.C. ***5743.15, 5743.61***	**R.C.** ***5743.15, 5743.61, Section 812.10***	**R.C.** ***5743.15, 5743.61, Section 812.10***
Increases the licensing fees for the sale of tobacco products to the following levels: (1) $1,000 (up from $200) for the annual fee for the wholesale of cigarettes; (2) $125 (up from $30) for the annual fee for retail sales of cigarettes; (3) $1,000 (up from $100) for the annual fee for the sale of tobacco products other than cigarettes. Authorizes cigarette retail licenses to be used at an unlimited number of places of business, instead of on a per-place basis, but prohibits a wholesale or retail licensee to assign the license to another person.	Same as the Executive, but requires that the proposed license fees for retailers and wholesalers be paid for each place of business instead of all places of business.	Same as the House, but eliminates an erroneous reference to an application fee having to be paid before the Tax Commissioner verifies that an applicant is in good standing as a cigarette manufacturer or importer under applicable law.
Increases amounts collected from wholesale cigarette licenses paid into the Cigarette Tax Enforcement Fund to 100% (up from 47.5%) of total license collections; eliminates distributions of wholesale cigarette license fee revenues paid to municipal corporations or townships where the business is located (currently 37.5%) and to the county general fund (currently 15%). Redistributes amounts collected from retail cigarette licenses as follows: 60% paid into the Cigarette Tax Enforcement Fund (up from 15%); 30% to the municipal corporation or township where the business is located (decreased from 62.5%); 10% to the county general fund (decreased from 22.5%).	Same as the Executive.	Same as the Executive.
No provision.	Transfers from County Auditors to the Tax Commissioner the responsibility for issuing wholesale cigarette licenses.	Same as the House.
No provision.	Increases the retail license replacement fee from 50 cents to $5 and the transfer fee (from one place of business to another) for such licenses from $1 to $5. Increases the	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
	wholesale license replacement fee from 50 cents to $25 and the transfer fee from $1 to $25. Imposes a $25 fee to replace a tobacco product distribution license and to transfer such a license from one place of business to another place of business of the same licensee.	
No provision.	Requires late cigarette license fees collected by county auditors to be sent to the Treasurer of State by the last day of the month following the month in which the money was collected, rather than by December 31.	Same as the House.
No provision.	Specifies that the cigarette and tobacco product licensing provisions take effect January 1, 2010.	Same as the House.
Fiscal effect: These changes increase revenue from license fees from wholesalers and retailers. The provision also increases revenues to the Cigarette Tax Enforcement Fund (Fund 6390) by up to $1.8 million per year.	**Fiscal effect: Same as the Executive, except the delay in implementation of the cigarette and tobacco product licensing potentially reduces revenues to the Cigarette Tax Enforcement Fund.**	**Fiscal effect: Same as the House.**

Other Taxation Provisions

1095 TAX - 56 Protected Public Record Status for Investigators of the Bureau of Criminal Identification and Investigation

		R.C. ***149.43, 149.45, 319.28, 319.54***
No provision.	No provision.	Exempts from the definition of a public record the residential and familial information of investigators of the Bureau of Criminal Identification and Investigation. Requires county auditors to use initials in place of names of protected individuals on any record made available to the general public on the Internet or a publicly accessible database. **Fiscal effect: May increase county auditors' costs.**

Executive	As Passed by the House	As Passed by the Senate
1096 TAX - 42 Venture Capital Tax Credit		
	R.C. ***150.01, 150.02, 150.03, 150.04, 150.07, and 4582.71***	**R.C.** ***150.01, 150.02, 150.03, 150.04, 150.07, and 4582.71***
No provision.	Authorizes port authorities to issue revenue bonds for the research and development purposes of Section 2p, Article VIII, Ohio Constitution, lend the bond proceeds to venture capital funds through the Ohio Venture Capital Authority Program Fund, and to claim refundable venture capital program tax credits to cover losses (claiming the credits either directly or through a trustee). The bond proceedings may include, among other terms, a covenant by the state that the venture capital tax credits shall be preserved as fully refundable tax credits in amounts sufficient to pay the port authorities' debt service and reserves for as long as the port authority bonds are outstanding.	Same as the House.
	Fiscal effect: The provision expands the Ohio Venture Capital Program and potentially decreases state tax revenue collections. Venture capital tax credits generally may be claimed against the dealers in intangibles tax, the domestic and foreign insurance taxes, the public utility excise tax, the corporate franchise tax, and the personal income tax.	**Fiscal effect: Same as the House.**
1097 TAX - 3 Timing of County Auditor Reimbursement for Expense of Expanded Homestead Exemption		
R.C. ***319.54***	**R.C.** ***319.54***	**R.C.** ***319.54***
Requires the compensation to county auditors for additional expenses associated with expansion of homestead exemption eligibility in H.B. 119 of the 127th General Assembly be paid semi-annually instead of annually.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Does not alter the total amount of compensation but shifts the timing, with approximately half to be paid by March 16 or 17 and the rest by September 9, instead of all on August 1. For the manufactured home tax, approximately half is to be paid by May 15 and the rest by October 15.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

1098 TAX - 59 New Convention Facilities Authority Lodging Tax

		R.C. ***351.021***
No provision.	No provision.	Authorizes a convention facilities authority (CFA) in a county having a population of between 100,000 and 150,000 to levy a lodging tax (with the approval of the board of county commissioners) of up to 3% to finance the construction of a convention, entertainment, or sports facility (including through the issuance and retirement of CFA bonds), fund the operation and maintenance of the facility, and pay the CFA's operating costs. Subjects the CFA's authority to levy the tax to referendum if a valid petition signed by 10% of county electors is filed within 30 days after the board of county commissioners adopts its resolution authorizing the CFA to proceed with the tax levy. **Fiscal effect: None on the state, permissive on eligible counties.**

Executive	As Passed by the House	As Passed by the Senate
1099 TAX - 17 Municipal Income Taxation of Justices and Certain Judges		
R.C. ***718.04***	**R.C.** ***718.04, Section 803.20***	**R.C.** ***718.04, Section 803.20***
Authorizes only the City of Columbus and the municipal corporation of residence to levy an income tax on the income of the justices of the Ohio Supreme Court; authorizes only the municipal corporation of residence to levy a tax on the income of a judge sitting in assignment of the Chief Justice, or a judge of a district court of appeals sitting in multiple locations within the district, received as a result of services rendered as a justice or a judge.	Same as the Executive, but delays the applicability of proposed changes to the municipal income tax to January 1, 2010.	Same as the House.
Fiscal effect: None on the state. However, the provision potentially increases municipal income tax revenue to Columbus and certain other municipalities.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
1100 TAX - 28 Use of Department of Taxation Enforcement Fund		
R.C. ***2981.13***	**R.C.** ***2981.13***	**R.C.** ***2981.13***
Includes the Department of Taxation as an entity authorized to determine how money in the Department of Taxation Enforcement Fund (GSF 2250, appropriation item 110626) is to be utilized for law enforcement purposes.	Same as the Executive.	Same as the Executive.
Fiscal effect: None	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
1101 TAX - 8 Ohio Grape Industries Fund		
R.C. ***4301.43***	**R.C.** ***4301.43***	**R.C.** ***4301.43***
Extends through June 30, 2011, the extra 2 cents earmark of wine tax revenue credited to the Ohio Grape Industries Fund.	Same as the Executive, but specifies that the earmark of wine tax revenue credited to the Ohio Grape Industries Fund is effective July 1, 2009 rather than immediately after the bill's passage.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: Maintains current revenues to the Ohio Grape Industries Fund (Fund 4960).	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
1102 TAX - 24 Employee Classification		
R.C. ***5703.05***	**R.C.** ***5703.05***	
Eliminates the requirement that employees of the Research and Statistics Division of the Department of Taxation be in the unclassified civil service.	Same as the Executive.	No provision.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	
1103 TAX - 53 Disclosure of Information by Agent of the Department of Taxation		
		R.C. ***5703.21, 5747.18***
No provision.	No provision.	Authorizes the Department of Taxation to disclose information to the Department of Job and Family Services, Industrial Commission, and Bureau of Workers' Compensation in order to enable them to identify employers that misclassify employees as independent contractors or that do not properly report and pay employer taxes. Authorizes the release of information only as is necessary to verify employer compliance with Ohio law administered by those agencies. **Fiscal effect: May result in increased cost to the Department of Taxation to disclose the information permitted by this change. This possible cost increase may be more than offset by increased revenue.**

Executive	As Passed by the House	As Passed by the Senate
1104 TAX - 2 Department of Taxation Notice Requirements		
R.C. ***5703.37, 4303.331, 5728.12, 5739.131, 5747.16, 5749.12, and 5751.09***	**R.C.** ***5703.37, 4303.331, 5728.12, 5739.131, 5747.16, 5749.12, and 5751.09***	**R.C.** ***5703.37, 4303.331, 5728.12, 5739.131, 5747.16, 5749.12, and 5751.09***
Revises procedural requirements governing how the Department of Taxation is to send notices to taxpayers, including procedures for when mail is returned undeliverable, and creates a presumption of constructive service.	Same as the Executive, but clarifies terminology regarding addresses.	Same as the House, but makes additional nonsubstantive changes.
Fiscal effect: By setting clear and uniform procedures, the provision may facilitate increased efficiency in Department of Taxation operations.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
1105 TAX - 4 Increases in Credits to the Property Tax Administration Fund		
R.C. ***5703.80***	**R.C.** ***5703.80***	**R.C.** ***5703.80***
Increases the percentage of taxes used to fund the state's administration of property taxes: (1) From 0.35% of the state's reimbursement for the 10% real property tax rollback to 0.42% for FY 2010 and 0.48% thereafter; and (2) From 0.725% of the taxes charged against public utility personal property and business personal property of multi-county taxpayers to 0.8% for FY 2010 and 0.951% thereafter.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: These provisions will increase funding to GSF Fund 5V80 appropriation item 110623, Property Tax Administration Fund, by about $1.2 million in FY 2010 and $2.6 million in FY 2011. Since the tax on personal property of general business has been phased out, the provision for credits to the Property Tax Administration Fund based on the amount of this tax will not result in any funding. The tax does remain on personal property of telephone and inter-exchange telecommunications companies, but under current law that is being phased out during the upcoming biennium, which will reduce the amount of funding.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
1106 TAX - 22 Domestic and Foreign Insurance Taxes - Medicaid Managed Care		
R.C. ***5725.18, 5725.25, 5729.03***	**R.C.** ***5725.18, 5725.25, 5729.03***	**R.C.** ***5725.18, 5725.25, 5729.03***
Includes Medicaid premiums received by insurance companies within the tax bases of these taxes. If the insurance company is a domestic insurance company, i.e., if it is headquartered in Ohio, includes the premiums in the domestic insurance tax base. If the company is headquartered in another state, includes the premiums in the foreign insurance tax base.	Same as the Executive.	Same as the Executive.
Fiscal effect: The executive proposal estimates this provision will increase revenue to the GRF by $25.1 million in FY 2010 and by $39.1 million in FY 2011.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**
1107 TAX - 27 Technical Corrections - Personal Property Tax, and Corporate Franchise Tax		
R.C. ***5733.04, 5711.33***	**R.C.** ***5733.04, 5711.33***	**R.C.** ***5733.04, 5711.33***
Corrects a cross-reference error in a personal property tax administration statute and the definition of "qualified holding company" in corporate franchise tax statutes.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

1108 TAX - 36 Motor Fuel Tax Discount

R.C. ***5735.06, 5735.142***		
Authorizes a motor fuel tax discount for taxpayers who timely pay the tax or who timely file the return. Changes current law that allows a discount if both the payment and the report are timely. Makes some other nonsubstantive changes to the motor fuel tax statute entitling transit authorities to refunds.	No provision.	No provision.
Fiscal effect: Potential revenue loss, but the amount is indeterminate.		

1109 TAX - 21 School District Income Tax

R.C. ***5748.02, 3317.021, 3317.0216, 3317.08, 5748.03***	**R.C.** ***5748.02, 3317.021, 3317.0216, 3317.08, 5748.03***	**R.C.** ***5748.02, 3317.021, 3317.0216, 3317.08, 5748.03***
Specifically excludes, from the determination of a school district's tuition rate or whether the district has met its obligation to levy at least the equivalent of 20 mills for operation of the district, income tax revenues allocated for the project cost, debt service, or maintenance set-aside associated with a state-assisted school facilities project. Authorizes a school district to combine two or more simultaneously expiring income tax levies into a single renewal levy.	Same as the Executive.	Same as the Executive.
Fiscal effect: Minimal.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
1110 TAX - 12 Salt Severance Tax Revenue Use		
R.C. ***5749.02(B)***	**R.C.** ***5749.02(B)***	
Requires 85% of severance tax revenue from salt extraction to be used for Lake Erie water and shore erosion protection and recreation facilities. (Currently, this share of revenue is credited to the Unreclaimed Lands Fund (Fund 5290) used by the Department of Natural Resources.)	Replaces the Executive provision with a provision that requires that all revenue from the salt severance tax be credited to the Geological Mapping Fund.	No provision.
Fiscal effect: Increases revenue to the Permit and Lease Fund (Fund 5140), used by the Department of Natural Resources, from the severance tax on salt extraction. Corresponding decrease in revenue to Fund 5290.	**Fiscal effect: Eliminates the revenue increase to Fund 5140 and instead allocates that increase to the Geological Mapping Fund (Fund 5110).**	
1111 TAX - 47 Technical Changes		
	Section: ***399.10***	**Section:** ***399.10***
No provision.	Changes the name of the Litter Control and Natural Resource Tax Administration Fund to the Income Tax Contribution Administration Fund (Fund 4370).	Same as the House.
	Fiscal effect: None.	**Fiscal effect: None.**

Executive	As Passed by the House	As Passed by the Senate
Appropriation Language		
1112 TAX - 29 Homestead Exemption, Property Tax Rollback, and Tangible Tax Exemption		
Section: ***399.10***	**Section:** ***399.10***	**Section:** ***399.10***
Requires GRF appropriation item 110901, Property Tax Allocation - Taxation to be used to pay the state's cost, except to school districts, incurred due to the Homestead Exemption, the Manufactured Home Property Tax Rollback, and the Property Tax Rollback. Requires these funds are to be distributed by the Tax Commissioner directly to local taxing districts. Appropriates additional amount if necessary.	Same as the Executive.	Same as the Executive.
1113 TAX - 30 Municipal Income Tax		
Section: ***399.10***	**Section:** ***399.10***	**Section:** ***399.10***
Specifies that appropriation item 110995, Municipal Income Tax, in the Agency Fund Group, be used for payments to municipal corporations under section 5745.05 of the Revised Code. Appropriates additional amount if necessary.	Same as the Executive.	Same as the Executive.
1114 TAX - 31 Tax Refunds		
Section: ***399.10***	**Section:** ***399.10***	**Section:** ***399.10***
Specifies that appropriation item 110635, Tax Refunds, in the Agency Fund Group, be used to pay for tax refunds under section 5703.052 of the Revised Code. Appropriates additional amount if necessary.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1115 TAX - 32 International Registration Plan Audit		
Section: ***399.10***	**Section:** ***399.10***	**Section:** ***399.10***
Specifies that SSR Fund 4C60 appropriation item 110616, International Registration Plan, be used under section 5703.12 of the Revised Code for audits of persons with vehicles registered under the International Registration Plan.	Same as the Executive.	Same as the Executive.
1116 TAX - 33 Travel Expenses for the Streamlined Sales Tax Project		
Section: ***399.10***	**Section:** ***399.10***	**Section:** ***399.10***
Allows the Tax Commissioner to use funds from SSR Fund 4350 appropriation item 110607, Local Tax Administration, to pay for travel costs to Streamlined Sales Tax Project meetings.	Same as the Executive.	Same as the Executive.
1117 TAX - 34 Centralized Tax Filing and Payment Fund		
Section: ***399.10***	**Section:** ***399.10***	**Section:** ***399.10***
Requires the Director of Budget and Management to transfer up to $400,000 in the biennium from the GRF to the Centralized Tax Filing and Payment Fund (Fund 5W40), which is used by the Department of Taxation.	Same as the Executive.	Same as the Executive.
1118 TAX - 35 Tobacco Settlement Enforcement		
Section: ***399.10***	**Section:** ***399.10***	**Section:** ***399.10***
Specifies that GRF appropriation item 110404, Tobacco Settlement Enforcement, be used by the Tax Commissioner to pay costs incurred in the enforcement of divisions (F) and (G) of section 5743.03 in the Revised Code.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1119 TAX - 25 Income Tax Distribution to Counties		
Section: ***503.70***	**Section:** ***503.70***	**Section:** ***503.70***
Appropriates GRF funds to make any payment required by the Ohio Constitution's provision that not less than 50% of income, estate, and inheritance taxes collected by the state in a county, school district, city, village, or township be returned to that jurisdiction.	Same as the Executive.	Same as the Executive.
Fiscal effect: May require appropriation and expenditure of funds in the GRF.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
1120 DOT - 61 Division of Equal Opportunity		
	R.C. *5501.04*	
No provision.	Creates a Division, and a Deputy Director of, Equal Opportunity in DOT and requires the new Division to ensure that all groups protected by state and federal civil rights laws are afforded equal opportunity in the employment of or on projects of DOT and to participate in contracts DOT awards.	No provision.
No provision.	Requires the Director of DOT to report to the Governor and the General Assembly on the Division's activities and accomplishments.	No provision.
	Fiscal effect: Likely minimal. DOT's Office of Civil Rights, currently housed under DOT's Chief Legal Counsel, already performs much, if not all, of the duties that would be required of the proposed division. There may be some new payroll costs associated with the Deputy Director position. There may also be some administrative costs to reflect the organizational changes associated with the Office of Civil Rights' duties being housed under the Division of Equal Opportunity rather than the Chief Legal Counsel, but these are likely to be minimal.	
1121 DOT - 62 Southeastern Ohio Port Authority Container-on-Barge Study		
	Section: *503.95*	
No provision.	Earmarks $100,000 in FY 2010 from Highway Operating Fund appropriation item 771412, Planning and Research - Federal, for the Southeastern Ohio Port Authority to conduct a study of and to implement container-on-barge service on the Ohio River.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Requires the study to take into account cargo origin and destinations, cost comparisons, target cargoes, and required infrastructure to connect with surface transportation.	No provision.
1122 DOT - 65 Curb Cut on State Route 91 in Lake County		
		Section: ***503.95***
No provision.	No provision.	Requires the Director of DOT to permit the construction of a curb cut on State Route 91, near Vine Street, in Lake County.
1123 DOT - 63 Motor Fuel Tax Revenue Distribution		
	Section: ***506.20***	**Section:** ***506.20***
No provision.	Requires the first 2% of monthly motor fuel tax receipts to be deposited to the credit of the Highway Operating Fund (Fund 7002).	No provision.
No provision.	Permits the Director of OBM, upon the request of the Director of Public Safety, to make periodic transfers of cash totaling $16,220,000 in each fiscal year from Fund 7002 to the State Highway Safety Fund (Fund 7036).	Same as the House.
	Fiscal effect: Gain in revenue to Fund 7002 of approximately $36.4 million per year, based on FY 2008 motor fuel tax receipts of $1.82 billion. When the transfers to Fund 7036 are taken into account, the net gain to Fund 7002 is approximately $20.2 million per year.	**Fiscal effect: Reduces revenue to Fund 7002 by up to $16.22 million per fiscal year and subsequently, increases revenue to Fund 7036 by the same amount.**

Executive	As Passed by the House	As Passed by the Senate
1124 DOT - 64 Amish Transportation Study		
		Section: ***755.10***
No provision.	No provision.	Requires the Director of DOT to conduct an Amish transportation study in Burton Township, Geauga County and specifies what is to be included as part of the study.
1125 DOT - 66 Ohio Task Force on Transportation Funding and Fuel Taxes		
		Section: ***755.20***
(1) No provision.	(1) No provision.	(1) Creates the Ohio Task Force on Transportation Funding and Fuel Taxes, consisting of six members from the General Assembly, four designees from the executive branch, and ten members representing specified industry groups.
(2) No provision.	(2) No provision.	(2) Requires the Task Force to consider current transportation funding, transportation funding needs, and funding options.
(3) No provision.	(3) No provision.	(3) Requires a report with recommendations to be submitted by June 30, 2010 to the Governor, President of the Senate, Speaker of the House, and the minority leaders of each chamber.

Executive	As Passed by the House	As Passed by the Senate
1126 OTC - 6 Grade Separation Maintenance		
		R.C. *5537.051*
No provision.	No provision.	Makes the Ohio Turnpike Commission responsible for major maintenance and repair and replacement of grade separations at intersections of any turnpike project with county and township roads. Specifies that the governmental entity with jurisdiction over the county or township road is responsible for routine maintenance of grade separations. **Fiscal effect: Potential increase in Ohio Turnpike Commission costs ranging from a few thousand dollars to several hundred thousand dollars, if not more, to perform major maintenance of grade separations at intersections of any Turnpike project with county and township roads, resulting in less money available for other operating and capital expenses. Costs will vary depending on the major maintenance function performed at each separation. Potential corresponding decrease in expenses for counties and townships along the Turnpike.**

Executive	As Passed by the House	As Passed by the Senate
1127 TOS - 5 Deferred Compensation Program for Public Employees		
	R.C. ***148.02, 148.04, 148.05, 3105.87***	**R.C.** ***148.02, 148.04, 148.05, 3105.87***
No provision.	Specifies that the Treasurer of State is the custodian of contributions into the deferred compensation program.	Same as the House, but specifies that the deferred compensation program contribution accounts are in the custody of the Treasurer of State, but are not part of the state treasury.
No provision.	Requires, when an individual becomes employed in a position paid by warrant of the Director of Budget and Management, the individual's employer to provide information to the employee regarding the benefits of deferred compensation and to secure the employee's election to participate or not participate in a deferred compensation program. Requires such an election to be filed with the program not later than 30 days after the employee's employment begins.	Same as the House, but specifies that the employer must provide materials prepared by the Ohio Public Employees Deferred Compensation Program and changes reference to an employee's "election" to an acknowledgement form. Requires such an acknowledgement form to be filed with the program not later than 45 days after the employee's employment begins.
No provision.	Removes a list of particular deferred funds investments that must be made available.	Same as the House.
No provision.	Provides for the confidentiality of certain records maintained by the Ohio Public Employees Deferred Compensation Board on an individual who is a participating employee or continuing member, and specifies the circumstances under which otherwise confidential records may be released.	Same as the House.
	Fiscal effect: None.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
1128 TOS - 1 Office of the Sinking Fund		
Section: ***403.20***	**Section:** ***403.20***	**Section:** ***403.20***
Specifies that GRF appropriation item 090401, Office of the Sinking Fund, must be used for costs incurred by or on behalf of the Commissioners of the Sinking Fund and the Ohio Public Facilities Commission with respect to State of Ohio general obligation bonds or notes, and the Treasurer of State with respect to State of Ohio general obligation and special obligation bonds or notes. Specifies that the GRF be reimbursed for costs relating to the issuance and administration of Highway Capital Improvement bonds or notes authorized under Ohio Constitution, Article VIII, Section 2m and Chapter 151. of the Revised Code from appropriation item 155902, Highway Capital Improvement Bond Retirement Fund, by intrastate transfer voucher pursuant to a certification by the Office of the Sinking Fund of the actual amounts used. Specifies that the amounts necessary to make such a reimbursement are appropriated from the Highway Capital Improvement Bond Retirement Fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1129 TOS - 2 Police and Fire Death Benefit Fund		
Section: ***403.20***	**Section:** ***403.20***	**Section:** ***403.20***
Specifies that GRF appropriation item 090575, Police and Fire Death Benefits, is to be disbursed quarterly by the Treasurer of State at the beginning of each quarter of each fiscal year to the Board of Trustees of the Ohio Police and Fire Pension Fund, and requires the quarterly payment to be certified quarterly to the Director of Budget and Management. Requires the Board of Trustees of the Ohio Police and Fire Pension Fund, by June 20th of each fiscal year, to certify to the Treasurer of State the amount disbursed in that fiscal year to make the payments required by section 742.63 of the Revised Code and return to the Treasurer of State moneys received from this appropriation item but not disbursed.	Same as the Executive.	Same as the Executive.
1130 TOS - 3 Tax Refunds		
Section: ***403.20***	**Section:** ***403.20***	**Section:** ***403.20***
Specifies appropriation item 090635, Tax Refunds, Fund 4250 in the Agency Fund Group, is to be used to pay specified tax refunds. Appropriates additional amount if necessary.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1131 TOS - 4 Action to Establish Funds in State Treasury		
Section: ***512.70***	**Section:** ***512.70***	**Section:** ***512.70***
Permits the Director of Budget and Management, in collaboration with the Treasurer of State, to take any necessary action to establish certain funds in the state treasury that were previously held in the custody of the Treasurer of State; specifies that the funds are those for purposes of sections 109.93, 111.18, and 173.85 of the Revised Code. Appropriates funds to support outstanding obligations. Allows these agencies to request additional appropriation authority from the Controlling Board as necessary.	Same as the Executive.	Same as the Executive.
Fiscal effect: None. This provision is identical to Section 512.41 of Am.Sub. H.B. 119 of the 127th General Assembly. Current law states that the funds in question, the Attorney General Education Fund, the Secretary of State Alternative Payment Program Fund, and the Ohio's Best Rx Program Fund, are in the state treasury.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
1132 TTA - 1 Transfer of Ohio Tuition Trust Authority Powers and Duties		
R.C. ***3334.03, 3334.031, 3334.032, 3334.07, 3334.08, 3334.11, 5111.015, 5115.03; Section 371.70.20***	**R.C.** ***3334.03, 3334.031, 3334.032, 3334.07, 3334.08, 3334.11, 5111.015, 5115.03; Section 371.70.20***	**R.C.** ***3334.03, 3334.031, 3334.032, 3334.07, 3334.08, 3334.11, 5111.015, 5115.03; Section 733.10***
(1) Transfers the powers, duties, and possessions of the Ohio Tuition Trust Authority to the Chancellor of the Board of Regents.	(1) Same as the Executive.	(1) Replaces the Executive provision with a provision that makes the Ohio Tuition Trust Authority a part of the office of the Chancellor of the Board of Regents.
(2) Makes the Ohio Tuition Trust Authority an advisory board to the Chancellor and renames the Authority the Ohio Tuition Trust Advisory Board. Adds to the Advisory Board one additional gubernatorial-appointed member that has experience in the field of banking, investment banking, insurance, or law. Requires the Advisory Board to submit an annual report on the chancellor's management of the college savings programs to the General Assembly.	(2) Same as the Executive.	(2) Replaces the Executive provision with a provision that creates the Ohio Tuition Trust Authority Board, which consists generally of the members of the current Ohio Tuition Trust Authority; and revises the role of the Chancellor from an ex officio voting member of the current Authority to an ex officio nonvoting member of the Board.
(3) No provision.	(3) No provision.	(3) Authorizes the Board to assume the primary duties under the College Savings Program law, including the authorization of bond issuances, administration of expenditures and contracts, and the creation and termination of savings plans. Requires that the Board consult with the Chancellor before executing some duties. Specifies that all duties under the College Savings Program law that are not assigned to the Board are to be performed by the Authority.
(4) Specifies that employees of the Ohio Tuition Trust Authority remain subject to appointment by and continue to serve at the pleasure of the Chancellor.	(4) Same as the Executive.	(4) Replaces the Executive provision with a provision that requires the Tuition Trust Authority to obtain the advice and consent of the Board in the employment of the Authority's executive director. Specifies that an executive director cannot be hired unless a majority of the Board votes in favor of the hiring and the Board can remove the executive director at any time with the advice and consent of the Chancellor.

Executive	As Passed by the House	As Passed by the Senate
(5) No provision.	(5) No provision.	(5) Eliminates the existing requirement that the Public Employees Retirement Board, with the approval of the Authority, exercise the investment powers of the Authority, and instead authorizes the Authority to enter in to an agreement with any business, entity, or governmental agency to perform investment powers of the Authority.
(6) No provision.	(6) No provision.	(6) Requires the Authority to conduct a study of guaranteed tuition program plans and submit a report with recommendations for a new guaranteed tuition plan to the Speaker of the House of Representatives, the President of the Senate, and the Governor by December 31, 2009. Requires the report to include a plan in which risks are shared equitably among institutions of higher education, the state, the Authority, and program investors. Authorizes the Authority to establish and administer more than one plan. Requires that money received under multiple plans be segregated and identified within the Ohio Tuition Trust Fund.
Fiscal effect: Potential savings from the consolidation of the back office support functions of the Ohio Tuition Trust Authority and Board of Regents.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Possible minimal increase in administrative expenditures for the guaranteed tuition program study and report.**

1133 TTA - 2 Abolishment of Index Savings Plan Fund

Section: ***405.10***	**Section:** ***405.10***	**Section:** ***405.10***
Transfers, on July 1, 2009, or as soon as possible thereafter, the balance of SSR Fund 5AM0, Index Savings Plan Fund, to SSR Fund 5P30, Variable Savings Fund. Cancels any existing encumbrances against SSR Fund 5AM0 appropriation item 095603, Index Savings Plan, and reestablishes them against SSR Fund 5P30 appropriation item 095602, Variable Savings Plan. Abolishes SSR Fund 5AM0, Index Savings Plan Fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1134 TTA - 3 Abolishment of Banking Products Fund		
Section: ***405.10***	**Section:** ***405.10***	**Section:** ***405.10***
Transfers, on July 1, 2009, or as soon as possible thereafter, the balance of SSR Fund 5DC0, Banking Products Fund, to SSR Fund 5P30, Variable Savings Fund. Cancels any existing encumbrances against SSR Fund 5DC0 appropriation item 095604, Banking Products, and reestablishes them against SSR Fund 5P30 appropriation item 095602, Variable Savings Plan. Abolishes SSR Fund 5DC0, Banking Products Fund.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1135 VTO - 1 Release of Funds		
Section: ***407.10***	**Section:** ***407.10***	**Section:** ***407.10***
Specifies that the Director of Budget and Management may release the GRF subsidies to the 13 veterans' organizations receiving funds.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1136 DVS - 2 Ohio Military Family Month		
		R.C. *5.2265*
No provision.	No provision.	Designates the month of August as "Ohio Military Family Month."
		Fiscal effect: None.
1137 DVS - 1 Purchasing Without Competitive Selection		
R.C. *127.16*	**R.C. *127.16***	**R.C. *127.16***
Removes language permitting reimbursements for pharmaceutical and patient supply purchases that are paid to the United States Department of Veterans Affairs on behalf of the Ohio Veterans' Home Agency to be made without competitive selection.	Same as the Executive.	Same as the Executive.
Permits instead the Department of Veterans Services to purchase goods and services in accordance with contracts entered into by the United States Department of Veterans Affairs without competitive selection.	Same as the Executive.	Same as the Executive.
Fiscal effect: None. It is assumed that the United States Department of Veterans Affairs is able to get the best and lowest price.	**Fiscal effect: Same as the Executive.**	**Fiscal effect: Same as the Executive.**

Executive	As Passed by the House	As Passed by the Senate
1138 DVM - 1 Veterinary Loan Repayment Program		
	R.C. ***4741.41, 4741.44 - 4741.46, Section 515.20***	**R.C.** ***4741.41, 4741.44 - 4741.46, Section 515.20***
No provision.	Transfers the administration of the Veterinarian Loan Repayment Program from the Ohio Board of Regents to the State Veterinary Medical Licensing Board.	Same as the House.
	Fiscal effect: Minimal increase in costs to administer loan repayment program.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
1139 DYS - 4 County Juvenile Felony Delinquent Care and Custody Fund		
R.C. ***5139.43***	**R.C.** ***5139.43***	**R.C.** ***5139.43***
Decreases the amount of money the Department of Youth Services withholds from payments to a county's Felony Delinquent Care and Custody Fund when the Fund's balance exceeds total allocations made to it during the preceding fiscal year by requiring the Department to withhold and reallocate, not an amount equal to moneys in the county's Fund that exceed the total moneys allocated to the Fund during the preceding fiscal year, but rather an amount equal to any moneys in the county's Fund that exceed 50% of the total moneys allocated in FY 2010, and 25% of the total moneys allocated in subsequent fiscal years.	Replaces the Executive provision with a provision that: (1) provides that the maximum balance carry-over at the end of each respective fiscal year in the Felony Delinquent Care and Custody Fund in any county cannot exceed an amount calculated pursuant to a formula set forth in the section, unless the county is granted an exemption by the Department of Youth Services, (2) specifies under that formula that, for FY 2008, the maximum balance carry-over is 100% of the FY 2007 allocation to be applied in determining the FY 2009 allocation, for FY 2009, it is 50% of the FY 2008 allocation to be applied in determining the FY 2010 allocation, for FY 2010, it is 25% of the FY 2009 allocation to be applied in determining the FY 2011 allocation, and for each fiscal year subsequent to FY 2010, it is 25% of the immediately preceding fiscal year's allocation to be applied in determining the allocation for the next immediate fiscal year, and (3) requires the Department to withhold from future payments in any fiscal year to a county an amount equal to any moneys in the county's Fund that exceed the applicable maximum balance carry-over for that county in that fiscal year and to reallocate the amount withheld.	Same as the House.
Fiscal effect: Presumably, as a result of this provision, certain counties may receive certain state subsidy moneys to which they are entitled more promptly than might otherwise have been the case under current law and practice.	**Fiscal effect: Presumably, the change will encourage counties to expend state juvenile justice subsidy moneys more promptly than might otherwise have been the case under current law and practice.**	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
1140 DYS - 1 Ohio Building Lease Authority Payments		
Section: ***413.10***	**Section:** ***413.10***	**Section:** ***413.10***
Requires GRF appropriation item 470412, Lease Rental Payments, be used to meet all 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.	Same as the Executive.	Same as the Executive.
1141 DYS - 2 Education Reimbursement		
Section: ***413.10***	**Section:** ***413.10***	**Section:** ***413.10***
Requires moneys appropriated to appropriation item 470613, 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, and educational equipment, and permits use of those appropriated moneys for capital expenses related to the education program.	Same as the Executive.	Same as the Executive.
1142 DYS - 3 Employee Food Service and Equipment		
Section: ***413.10***	**Section:** ***413.10***	**Section:** ***413.10***
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 of reimbursements for state surplus property, deposited to the credit of Fund 4790, and appropriated to appropriation item 470609, Employee Food Service, to be used for the purpose of purchasing food operational items.	Same as the Executive.	Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
1143 DYS - 5 Behavioral Health/Juvenile Justice Programs		
	Section: ***413.10***	
No provision.	Requires $2,500,000 of the amount appropriated to GRF appropriation item 470401, RECLAIM Ohio, in each fiscal year to be used to support Behavorial Health/Juvenile Justice programs.	No provision.

Executive	As Passed by the House	As Passed by the Senate
Local Government Provisions		
1144 MIS - 18 Advertisements and Internet Postings on County Websites		
		R.C. ***9.03, 305.20, 307.12, 307.121,***
No provision.	No provision.	Permits a board of county commissioners to authorize commercial advertising on a county's web site, and specifies the information that must be included in the resolution authorizing such advertising; requires that a board of county commissioners that authorizes commercial advertising on the county's web site to send a copy of the authorizing resolution to each county official who is authorized to place commercial advertisements on a county web site; requires the county official to notify the board if the official intends to implement the resolution; permits the county official to make requests for proposals for such advertising; and permits the board of county commissioners to enter into a contract with such an advertiser, who must pay a fee that is deposited into the county general fund.
No provision.	No provision.	Provides that for purposes of any statute or regulation that requires a county to publish a notice, advertisement, list, or other information more than once in a newspaper of general circulation, second and subsequent publications are satisfied by an internet posting if the notice otherwise complies with the publication requirement and its first newspaper publication includes a statement that the notice, advertisement, list, or other information is posted in its entirety on the county's internet web site and provides the county's internet address and instructions for accessing the notice on that web site. **Fiscal effect: Reduces advertising costs for political subdivisions and also potentially increases revenue gains for counties that contract with an advertiser.**

Executive	As Passed by the House	As Passed by the Senate
1145 MIS - 9 Reverse Internet Auctions		
	R.C. *9.314, 9.317*	**R.C. *9.314, 9.317***
No provision.	Prohibits the state and political subdivisions from using internet reverse auctions to purchase supplies or services if the contract concerns the design, construction, alteration, repair, reconstruction, or demolition of a building, highway, road, street, alley, drainage system, water system, waterworks, ditch, sewer, sewage disposal plant, or any other structure or works of any kind.	Same as the House.
	Fiscal effect: It is uncertain how widely this bidding process is used on design and construction projects, and thus the effect on design and construction costs is unclear.	**Fiscal effect: Same as the House.**
1146 MIS - 32 Force Accounts		
		R.C. *117.16, 117.162, 723.52, 723.53, 5517.02, 5543.19, 5575.01, 5579.10*
No provision.	No provision.	Requires the Auditor of State to adjust the Department of Transportation, county, township, and municipal corporation force account limits by 25% of current limits and by consumer price indexes every year beginning in 2011.
No provision.	No provision.	Establishes scope of work limits allowing for use of force accounts for certain bridge and culvert construction performed in counties, townships, and nonchartered municipal corporations.
No provision.	No provision.	Specifies force account limits for certain county, township, and municipal projects, and reduces the scope of work limits for one year if a political subdivision violates its scope of work limits.

Executive	As Passed by the House	As Passed by the Senate
		Fiscal effect: Uncertain. Overall, the provision will increase force account limits and grant more flexibility to the Department of Transportation and political subdivisions when completing capital projects using their own resources.
1147 MIS - 24 Mandatory Cost Savings Programs for Exempt County Employees		
		R.C. *124.393*
No provision.	No provision.	Authorizes a county appointing authority to establish a mandatory cost savings program for its employees who are not subject to a collective bargaining agreement that includes a loss of pay or loss of holiday pay of not more than 80 hours during each of state fiscal years 2010 and 2011.
No provision.	No provision.	Authorizes a county appointing authority to establish a mandatory cost savings program for such employees after June 30, 2011, in the event of a fiscal emergency.
1148 MIS - 4 Contractor Compliance with Local Law		
	R.C. *125.24, 153.013*	
No provision.	Requires contractors to comply with any workforce regulation or ordinance enacted by a political subdivision when performing a contract in that political subdivision when that contract is made by the state or is funded in whole or in part by state funds.	No provision.

Executive	As Passed by the House	As Passed by the Senate
1149 MIS - 21 Regional Council of Governments		
		R.C. *167.081*
No provision.	No provision.	Allows a regional council of governments, when applicable, to enter into a contract that establishes a unit price for, and provides upon a per unit basis, materials, labor, services, overhead, profit, and associated expenses for the repair, enlargement, improvement, or demolition of a building or structure if the contract is awarded pursuant certain competitive bidding procedures.
No provision.	No provision.	Specifies that a public notice requirement pertaining to the contract must be considered to be met if certain newspaper notice and internet notice requirements are met.
No provision.	No provision.	Permits a council member to participate in such a contract, but prohibits a council member from participating if it has received bids for the same work under another contract, unless the council's contract will enable the member to obtain the same work, upon the same terms, conditions, and specifications, at a lower price.
		Fiscal effect: Potentially reduces contract costs for regional councils of governments.

Executive	As Passed by the House	As Passed by the Senate
1150 MIS - 30 Alternative Form of County Government		
		R.C. ***302.011, 302.012-302.015, 302.02-302.05, 302.081, 302.082, 302.09-302.14, 302.17-302.19, 302.201, 302.202, 302.204, 302.21, 302.22, 302.24***
No provision.	No provision.	Requires the board of county commissioners in a county with a population of 1.2 million or more according to the 2000 decennial cencus (Cuyahoga County), within a reasonable time before the next general election occurring more than 75 days after the effective date of this provision, to vote upon a resolution to cause the board of elections of that county to submit a question to the voters of whether to adopt a blended form of county government; requires that if two-thirds of the commissioners approve the resolution, the question must be voted upon at the next general election occurring more than 75 days after the effective date of this provision
No provision.	No provision.	Creates the blended county government plan that does the following: (1) Consists of a thirteen member county council elected by districts. (2) Includes a county executive elected at large for a four year term. (3) Combines the offices of county auditor, county treasurer, and county recorder into an elected office of chief financial officer. (4) Creates the chief operating officer who is appointed by a vote of at least nine county council members and who oversees the offices of medical examiner, county engineer,

Executive	As Passed by the House	As Passed by the Senate
		and clerk of the court of common pleas. (5) Replaces the elected office of county coroner with an appointed office of medical examiner, appointed by the chief operating officer with the approval of nine county council members. (6) Replaces the elected office of county engineer with an appointed office of county engineer, appointed by the chief operating officer with the approval of nine county council members. (7) Replaces the elected office of the clerk of the court of common pleas with an appointed clerk of the court of common pleas, appointed by the chief operating officer with the approval of nine county council members. (8) Retains the elected offices of county prosecutor and county sheriff.
No provision.	No provision.	Amends current law to include a blended county government plan as an alternative form of county government.
No provision.	No provision.	Requires the Secretary of State, instead of the board of elections, to divide the county into 13 districts and requires the 13 districts, to the greatest extent possible, to follow the districts for the House of Representatives in effect in that county.

1151 MIS - 14 Certain County Sheriff and Law Enforcement Accident Report Fees

	R.C. ***311.17, 2949.17, 5502.12***	**R.C.** ***311.17, 2949.17, 5502.12***
(1) No provision.	(1) Increases certain fees that a sheriff charges for the service and return of certain writs and orders and for transporting convicted felons to state correctional institutions.	(1) Same as the House.

Executive	As Passed by the House	As Passed by the Senate
(2) No provision.	(2) Requires a charge of $4 for accident reports and $4 for photos or any electronic format related to accident reports.	(2) Same as the House.
(3) No provision.	(3) No provision.	(3) Provides that if, after the bill's effective date, the State Highway Patrol is authorized to charge a fee in excess of $4 for an accident report relating to an accident investigated by the Patrol and all related reports and statements or a fee in excess of $4 for photographs or other electronic formats related to an accident report, then a local law enforcement agency may charge that same fee for an accident report investigated by that law enforcement agency upon approval of the board of county commissioners of the county in which that law enforcement agency is located.
	Fiscal effect: Likely: (1) minimal annual loss in accident report fee revenues collected by the State Highway Patrol, and (2) annual increase of uncertain magnitude in fees collected by various local law enforcement agencies.	**Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
1152 MIS - 20 Use of Delinquent Tax and Assessment Collection Fund		
		R.C. *321.261*
No provision.	No provision.	Expands the allowable uses of the Delinquent Tax and Assessment Collection (DTAC) Fund by authorizing the board of commissioners of any county to use money in the county's DTAC Fund (derived from a 5% excise from delinquent tax collections) to fund residential mortgage foreclosure prevention efforts and to address foreclosure-related problems, provided that the amount spent for that purpose in any year does not result in the DTAC Fund reserve falling below 20% of the amount spent the preceding year to collect delinquent taxes (the original purpose of the DTAC Fund); authorizes the board of commissioners of any county to use DTAC money to assist cities, villages, and townships in nuisance abatement efforts and permits the board of county commissioners of any county to spend DTAC money for "land reutilization" if the county's investment advisory committee authorizes such spending.
1153 MIS - 12 County Land Reutilization Corporations		
	R.C. *323.78, 1724.04*	
No provision.	Authorizes all counties, not just those with a population greater than 1.2 million (Cuyahoga County) to create a county land reutilization corporation to dispose of tax-delinquent real property, and to shorten the time allowed for delinquent property owners to redeem tax-foreclosed property before it is sold or otherwise disposed of by the county.	No provision.

Executive	As Passed by the House	As Passed by the Senate
	Fiscal effect: The number of tax-delinquent properties acquired will depend on the available resources for each county land reutilization corporation.	
1154 MIS - 17 Municipal Solar Panel Revolving Loan Program		
		R.C. *717.25*
No provision.	No provision.	Authorizes a municipal corporation to establish a program to make low interest loans to residents of the municipal corporation so that they can install solar panels in their homes.
No provision.	No provision.	Allows repayments by residents receiving the loans to be paid in installments, and, at the option of the resident, in the same manner as the repayment of special assessments.
		Fiscal effect: Potential increase in interest earnings gained through loan repayments.
1155 MIS - 10 Municipal Property Auctions		
	R.C. *721.15*	**R.C. *721.15***
No provision.	Reduces, from fifteen to ten, the minimum number of days for bidding when a nonchartered municipal corporation sells personal property by internet auction.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate
1156 MIS - 16 Park District Establishment of Building Departments		
		R.C. *1545.073*
No provision.	No provision.	Authorizes a board of park commissioners of a park district to create a building department to enforce the state nonresidential building code regarding existing and constructed buildings on park district property, so long as the building department is certified under section 3781.10 of the Revised Code, and prohibits a municipal, township, or county building department that has jurisdiction in the same location as a certified park district building department from exercising its enforcement authority regarding any buildings on the park district's property.
1157 MIS - 22 Township Authority to Initiate a Civil Action to Abate a Public Nuisance		
		R.C. *3767.41*
No provision.	No provision.	Includes townships among the current entities allowed to initiate a public nuisance action under the Public Nuisance Law, Chapter 3767.
No provision.	No provision.	Provides that nothing in this provision of law authorizing the initiation of a civil action to abate a public nuisance shall be construed to limit or prohibit a municipal corporation or township that has adopted an ordinance or resolution to participate in the fire loss claims program from receiving insurance proceeds under the program.

			Executive	As Passed by the House	As Passed by the Senate
1158	**MIS - 23**	**Prevailing Wage Schedule of Wages**			
					R.C. ***4115.04***
			No provision.	No provision.	Gives any public authority, rather than just the Department of Natural Resources, the option of including language in contracts to require wage rate determinations and updates to be obtained directly from the Department of Commerce through electronic or other means rather than attaching to the contract the schedule of wages that the public authority obtains from the Department of Commerce.
1159	**MIS - 11**	**Court Employee Collective Bargaining Exemption**			
				R.C. ***4117.01***	
			No provision.	Removes the exemption for employees and officers of the court and employees of the clerks of courts who perform a judicial function from the Public Employee Collective Bargaining Law.	No provision.
1160	**MIS - 26**	**Firefighter Collective Bargaining**			
				R.C.	
			Specifies that, for the purposes of collective bargaining rights, a township, regardless of its population count, is considered a public employer with respect to permanent, full-time, paid members of its fire department.	Same as the Executive.	No provision.

Executive	As Passed by the House	As Passed by the Senate
1161 MIS - 31 Angle Parking on State Routes within Municipal Corporations		
		R.C. ***4511.69***
No provision.	No provision.	Provides that no angled parking space that is located on a state route within a municipal corporation is subject to elimination, irrespective of whether or not there is or is not at least 25 feet of unoccupied roadway width available for free-moving traffic at the location of that angled parking space, unless the municipal corporation approves of the elimination of the angled parking space. **Fiscal effect: Uncertain.**
1162 MIS - 29 Port Authority Plans		
		R.C. ***4782.07, 4582.08, 4582.32, Section 745.50***
No provision.	No provision.	Restricts the current requirement for all port authorities to prepare a plan for future development, construction, and improvement of the port and its facilities to a requirement for such plans for port authority maritime facilities only, limits the effect of the plan on port authority financial instruments and contracts, and revises notification requirements.
No provision.	No provision.	Clarifies that the amendment is intended to eliminate certain unintended effects that resulted from the enactment of S.B. 353 of the 127th General Assembly, in that, as enacted, unintentionally burdened the process by which Ohio port authorities promote their authorized purposes.

Executive	As Passed by the House	As Passed by the Senate
1163 MIS - 5 County Boards of Revision Membership		
	R.C. *5715.02*	**R.C. *5715.02***
No provision.	Requires that a member of the board of county commissioners, rather than the president of the board of county commissioners be a member of the county board of revision.	Same as the House.
1164 MIS - 19 Internet Publication of Tax-Delinquent Property Lists		
		R.C. *5721.03*
No provision.	No provision.	Authorizes county auditors to publish the list of tax-delinquent real property and related preliminary notices on a website instead of in a newspaper. **Fiscal effect: Reduces publication costs for counties.**
1165 MIS - 8 Discounted or Reduced Water and Sewer Rates		
	R.C. *6103.01, 6103.02, 6117.01, 6117.02, 6119.011, 6119.091*	**R.C. *6103.01, 6103.02, 6117.01, 6117.02, 6119.011, 6119.091***
No provision.	Authorizes a board of county commissioners for a sewer district, and a board of trustees for a regional water and sewer district, to offer discounts or reductions on water and sewer rates, rentals, or charges to persons 65 years of age or older who are eligible for the homestead exemption or qualify as low- and moderate-income persons. **Fiscal effect: Potential reduction in water and sewer revenues for districts that provide the discount, dependent upon the number of eligible residents.**	Same as the House. **Fiscal effect: Same as the House.**

Executive	As Passed by the House	As Passed by the Senate
1166 MIS - 7 Ohio Commission on Local Government Reform and Collaboration		
	Sections: ***610.30, 610.31***	
No provision.	Requires that the Ohio Commission on Local Government Reform and Collaboration, when developing its recommendations, consider making annual financial reporting across local governments consistent for ease of comparison and aligning regional planning units across state agencies.	No provision.
1167 MIS - 13 Land Conveyance from ODMH to Dayton Public School District/Dayton Board of Education		
	Section: ***753.20***	
No provision.	Conveys about 45 acres from the state (DMH) to the Dayton Public School District.	No provision.
No provision.	Specifies that the cost of the above conveyance is to convey about 9 acres of land adjacent to the remaining Twin Valley Behavioral Healthcare - Dayton Campus from the Dayton Public School District to the state subject to certain conditions; if the conditions are not met, in lieu of conveying the 9 acres to the state, requires the school district to pay $1,175,000, into the Mental Health Trust Fund (Fund 4P90) for the 45 acres of land.	No provision.
No provision.	Requires the Auditor of State, with the Attorney General's assistance, to prepare a deed stating the consideration, and requires the school district to present the deed for recording in the Montgomery County Recorder's office and pay all costs associated with conveyance of the real estate transferred to the state, including recordation costs of the deed.	No provision.

Executive	As Passed by the House	As Passed by the Senate
No provision.	Prohibits the school district, during any period that any bonds issued by the state to finance or refinance all or a portion of the real estate are outstanding, from using any portion of the real estate for a private business use without the state's prior written consent. **Fiscal effect: Reduces DMH's land maintenance costs and increases costs to the school district to meet the conditions of the conveyance.**	No provision.

1168 MIS - 28 Land Conveyance - Butler County

		Section: ***753.40***
No provision.	No provision.	Authorizes the Governor to execute a deed in the name of the state conveying Fairfield Village Realty, LLC, and its successors and assigns, all of the state's right, title, and interest in certain real estate located in Butler County.
No provision.	No provision.	States that the consideration for the conveyance is $450,000 and that additional consideration for the conveyance is a Cognovit Promissory Purchase Note between the grantee and Empowering People, Inc., the licensed operator of the facility for $5 million.
No provision.	No provision.	Permits credits against Cognovit Promissory Purchase Note for certain completed improvements and development obligations and requires forgiveness of the balance of the Note if certain obligations are met.
No provision.	No provision.	Requires the real estate to be sold as an entire tract and not in parcels through a Governor's Deed and that any personal property or chattels located on the real estate be transferred to the grantee through a bill of sale.
No provision.	No provision.	Requires the Governor's Deed to contain deed restrictions that prohibit, within five years from the date of closing, the grantee from transferring the real estate to a third party or assigning its interest in the real estate to a third party, except

Executive	As Passed by the House	As Passed by the Senate
		in the case of death or disability of the grantee's owner, without the prior written approval of ODMR/DD.
No provision.	No provision.	Requires the Auditor of State, with the assistance of the Attorney General, to prepare a Governor's Deed to the real estate.
No provision.	No provision.	Requires the grantee to present the Governor's Deed for recording in the Office of the Butler County Recorder.
No provision.	No provision.	Requires the grantee to pay the costs of the conveyance of the real estate.
No provision.	No provision.	States that the authority for this land conveyance expires two years after the effective date of this section of the bill.

1169 MIS - 25 Land Conveyance - Jackson County

		Section: ***753.50***
No provision.	No provision.	Authorizes the conveyance of state-owned real estate in Jackson County, used by the Ohio Agricultural Research and Development Center, to the Jackson City Schools Board of Education. Specifies that the consideration of the conveyance is for the Jackson City Schools Board of Education to convey certain Board-owned real estate to the state.

Executive	As Passed by the House	As Passed by the Senate
Other Provisions		
1170 MIS - 27 Protected Public Record Status for Investigators of the BCII		
		R.C. *149.43, 149.45, 319.28, 319.54*
No provision.	No provision.	Includes BCII investigators among those whose residential and familial information is exempt from disclosure as a public record under current law.
No provision.	No provision.	Requires county auditors to use the initials of protected persons, not only on the general tax list and duplicate, but also on any record made available by the county auditor to the general public on the Internet or a publicly accessible database.
1171 MIS - 15 Appeals-Stay of Execution and Supersedeas Bonds		
		R.C. *2505.09, 2505.12, and 2505.122*
(1) No provision.	(1) No provision.	(1) Provides that, generally, the perfection of an appeal, including an administrative appeal, does not operate as a stay of execution until such a stay has been obtained pursuant to the Rules of Appellate Procedure or in another applicable manner and a supersedeas bond is executed by the appellant to the appellee, with sufficient sureties and in a sum that is not less than, if applicable, the cumulative total for all claims covered by the final order, judgment, or decree plus interest involved, except that the bond cannot exceed $50 million excluding interest and costs, as directed by the court that rendered the final order, judgment, or decree that is sought to be superseded or by the court to which the appeal is taken.
(2) No provision.	(2) No provision.	(2) Clarifies an existing provision exempting an appellant from giving a supersedeas bond in connection with any perfection of an appeal by any of the parties specified in

Executive	As Passed by the House	As Passed by the Senate
		existing law or any perfection of an administrative-related appeal of a final order that is not for the payment of money.
(3) No provision.	(3) No provision.	(3) Modifies the requirements for a supersedeas bond executed by an appellant who obtains a stay of execution pending the appeal of a final order, adjudication, or decision of the court. **Fiscal effect: Uncertain.**

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