COMPARISON DOCUMENT

Substitute House Bill 153
129th General Assembly

Main Operating Appropriations Bill

(FY 2012-FY 2013)

As Introduced
As Reported by House Finance and Appropriations

Legislative Service Commission

May 4, 2011

Introduction

The Comparison Document provides brief descriptions and fiscal estimates of the provisions that make up the executive recommended version and subsequent versions of the biennial main operating budget bill of the 129th General Assembly, House Bill 153. 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 Local Government Provisions (LOC) section for provisions that affect local governments and that are not entered in other agency sections. 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 item is assigned a unique identification number. This number begins with an agency's three-letter Central Accounting System (CAS) code followed by a comparison document reference ("CD") and a number (DEVCD15, 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. 153, see the Legislative Service Commission's Bill Analysis.

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Executive	As Reported by House Finance and Appropriations
ADJCD1 National Guard Benefits	
Section: ***205.10***	**Section:** ***205.10***
(1) Requires GRF appropriation item 745407, National Guard Benefits, to be used for the purpose 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.
(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.
ADJCD2 State Active Duty Costs	
Section: ***205.10***	**Section:** ***205.10***
Earmarks, in each fiscal year, $50,000 of GRF appropriation item 745409, Central Administration, for the purpose of paying expenses related to state active duty of members of the Ohio organized militia.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DASCD11 Construction Reform	
R.C. ***9.33, 9.331, 9.332, 9.333, 9.334, 9.335, 123.011, 126.141, 153.01, 153.03, 153.07, 153.08, 153.50, 153.501, 153.502, 153.51, 153.52, 153.53, 153.54, 153.55, 153.56, 153.57, 153.581, 153.65, 153.66, 153.67, 153.69, 153.692, 153.693, 153.694, 153.70, 153.71, 153.72, 153.73, 153.80, 3313.46, 3353.04, 3354.16, 3357.16, 4113.61, 5540.03, 6115.20, Section 701.10***	**R.C.** ***9.33, 9.331, 9.332, 9.333, 9.334, 9.335, 123.011, 126.141, 153.01, 153.03, 153.07, 153.08, 153.50, 153.501, 153.502, 153.51, 153.52, 153.53, 153.54, 153.55, 153.56, 153.57, 153.581, 153.65, 153.66, 153.67, 153.69, 153.692, 153.693, 153.694, 153.70, 153.71, 153.72, 153.73, 153.80, 3313.46, 3353.04, 3354.16, 3357.16, 4113.61, 5540.03, 6115.20, Section 701.10***
Authorizes public authorities, other than the Ohio Turnpike Commission, to enter into public improvement contracts with construction managers at risk (CMARs) and design-build firms (D/B firms), and to enter into public improvement contracts with general contracting firms regardless of the size of the project.	Same as the Executive.
Eliminates the requirement that the multiple-prime contracting method be used for public improvements, but does not prohibit its use.	Same as the Executive.
Defines CMAR and prescribes the process that a public authority must use to select a CMAR. Requires a CMAR to provide a surety bond in an amount not less than the combined contract values of any work under contract prior to the establishment of the guaranteed maximum price or in the amount of the guaranteed maximum price. Subjects CMARs to the current drug-free workplace and prompt-pay laws.	Same as the Executive.
Defines D/B services and prescribes the process that a public authority must use to select a D/B firm. Requires a D/B firm to provide a surety bond in an amount not less than the combined contract values of any work under contract prior to the establishment of the guaranteed maximum price or in the amount of the guaranteed	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
maximum price. Authorizes the public authority to require the D/B firm to carry contractor's professional liability insurance and any other insurance the public authority considers appropriate. Subjects D/B firms to the current drug-free workplace and prompt-pay laws.	
Permits public authorities to utilize design-assist firms on CMAR and D/B projects	Same as the Executive.
Increases from $50,000 to $200,000 the minimum project cost threshold that requires the preparation of definite and complete specifications of the work to be performed prior to putting a state project out for bid; exempts contracts with CMARs and D/B firms from this requirement.	Same as the Executive.
Permits certain public entities to advertise for bids on a public improvement project by electronic means, pursuant to rules adopted by DAS, rather than by newspaper.	Same as the Executive.
Requires that capital funds released contain a contingency reserve.	Same as the Executive.
Fiscal effect: Increased flexibility in construction delivery methods may enable state agencies and local governments to achieve savings on public improvements.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DASCD35 Health Care Pooling Program/School Employees Health Care Board	
R.C. ***9.883, 9.90, 9.901, 305.171, 505.60, 505.601, 505.603, 1545.071, 3313.202, Section 701.20***	**R.C.** ***9.883, 9.90, 9.901, 305.171, 505.60, 505.601, 505.603, 1545.071, 3313.202, Section 701.20***
(1) Eliminates the School Employees Health Care Board and transfers the majority of the Board's duties to DAS. Renames the School Employees Health Care Fund the Public Employees Health Care Fund.	(1) Replaces the Executive provisions with provisions that (a) completely eliminate the School Employees Health Care Board and the School Employees Health Care Fund; (b) eliminate the requirement that all health care benefits provided to persons employed by public school districts be provided by health care plans that contain best practices established by the Board; and (c) eliminate the provision that allow any board of education member of a school district and his or her dependent children and spouse to be covered under any medical plan designed by the Board.
(2) Requires DAS to design health insurance plans for political subdivisions, school districts (including educational service centers), and institutions of higher education. Permits any or all of the plans designed by DAS to be self-insured. Requires these plans to incorporate the best practices adopted by DAS. Requires DAS to set employee and employer health care premiums for these plans. Permits health benefits to be provided by those entities until DAS implements these new plans. Requires that any such interim plan for school district employees must contain those best practices established by the School Employees Health Care Board or by DAS.	(2) No provision.
(3) Requires DAS to determine geographic regions for the availability of providers, networks, costs, and other factors relating to providing health care benefits.	(3) No provision.
(4) Requires DAS to examine those plans currently offered through a consortium of public entities, including the benefits and the strategies of these plans to manage health care costs.	(4) No provision.

Executive	As Reported by House Finance and Appropriations
(5) Permits such consortiums that are composed of at least 2,500 employees to continue offering health benefit plans to seek permission from DAS to continue offering such plans.	(5) No provision.
(6) Eliminates the Public Schools Health Care Advisory Committee.	(6) Same as the Executive.
(7) Requires DAS to contract with an independent consultant to analyze costs related to employee health care benefits provided by existing entities. Requires the consultant to submit certain written recommendations to DAS for the development of a successful program for pooling purchasing power for the acquisition of employee health care plans.	(7) No provision.
(8) Requires any health care provider that has provided coverage for these entities within the last two years to provide DAS with nonidentifiable aggregate claims data within 30 days of receiving such a request for information from DAS.	(8) No provision.
(9) Requires DAS to develop a request for proposals and to solicit bids for the provision of those plans that it develops. Requires DAS, in consultation with the Superintendent of Insurance and using competitive selection, to contract with one or more insurance companies for the issuance of these plans. Permits all health care benefits for these entities to be provided through these plans.	(9) No provision.
(10) Prohibits these entities, once the plans developed by DAS are in their final form and are fully implemented, from receiving state aid while being in violation of these provisions.	(10) No provision.
(11) Permits these entities to offer health care benefits to their employees that the entity is currently authorized to offer and that are not covered by DAS's plan.	(11) No provision.

Executive	As Reported by House Finance and Appropriations
(12) Requires DAS, not later than 12 months after the section's effective date, to submit a report to the General Assembly on the feasibility of providing care plans that cover persons employed by these entities.	(12) Same as the Executive, but requires the report to be submitted by July 1, 2012, instead of 12 month's after the provision's effective date. Specifies that the report applies to public school districts, as well as political subdivisions and institutions of higher education. Requires that (a) DAS consider voluntary and mandatory participation, and (b) the impacts of changes to the existing purchasing structure on existing health care pooling and consortiums.
(13) No provision.	(13) Specifies that no action can be taken regarding health care coverage for employees of political subdivisions, public school districts, and state institutions of higher education without the enactment of a bill by the General Assembly.
Fiscal effect: Providing pooled health insurance to local governments, school districts, and institutions of higher education may decrease personnel costs for these agencies, if discounts can be achieved through the program. DAS could incur some costs for preparing the report required under the bill.	**Fiscal effect: DAS could incur some costs for preparing the report required under the bill.**

DASCD34 Changes to Civil Service Test Law

R.C. ***124.09, 124.23, 124.231, 124.25, 124.26, 124.27, 124.31, Section 815.20***	**R.C.** ***124.09, 124.23, 124.231, 124.25, 124.26, 124.27, 124.31, Section 815.20***
(1) Allows DAS to delegate civil service testing authority to a designee.	(1) Same as the Executive.
(2) Allows an appointing authority to fill positions without competitive examination, provided sufficient justification exists; requires DAS to establish standards of sufficient justification.	(2) Same as the Executive.
(3) Requires DAS to post notices on its website for a minimum of one week for every examination to be conducted for positions in the classified civil service instead of posting notices in conspicuous places such as	(3) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
court houses, city halls, and in the office of DAS as under current law.	
(4) Requires DAS to prescribe by rule the notification method that is to be used by an appointing authority to notify DAS that a position in the state classified civil service is to filled.	(4) Same as the Executive.
(5) Provides for special examinations to be administered to legally blind and legally deaf persons who are applying for any position in the classified civil service, as opposed to only original appointments under current law. Eliminates DAS express authority to administer equitable programs for the employment of legally blind persons and legally deaf persons.	(5) Same as the Executive.
(6) Removes veteran priority when a veteran and a nonveteran candidate receive the same score on a civil service examination; makes the time of filling of a candidate's application the sole deciding factor in such situations.	(6) No provision.
(7) Modifies the bonus a veteran receives on civil service examination from 20% of the person's total score to 20% or an equivalent weight.	(7) Same as the Executive.
(8) Removes seniority priority when two candidates receive the same score on a promotional civil service examination.	(8) Same as the Executive.
(9) Eliminates the requirement that merit for promotions be determined by examination and by seniority. Instead, requires promotions to be made on the basis of merit and by conduct and capacity in office.	(9) Same as the Executive.
(10) Requires an appointing authority to make an appointment for an open position in the classified civil service from the top 25% of a list of eligible candidates, unless there are fewer than 10 candidates, in which case any candidate may be chosen. Current law requires that appointments be made from a list of 10 candidates certified	(10) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
by DAS, beginning at the top of the list and moving down.	
(11) Permits an eligible list to be used to fill positions up to one year after the closing of the position, as opposed to between one and two years under current law.	(11) Same as the Executive.
(12) Eliminates DAS authority to consolidate two or more eligible lists.	(12) Same as the Executive.
(13) Requires an appointing authority, upon dismissing a probationary employee, to communicate to the Director that fact instead of the reason for which the probationary employee was dismissed under current law.	(14) Same as the Executive.
Fiscal effect: Allows DAS to delegate civil service testing to individual agencies, which are already performing most of these duties. Changes in other areas could also reduce administrative costs by a small amount.	**Fiscal effect: Same as the Executive.**

DASCD6 Job Classification Plans and Appointment Incentive Programs

R.C. ***124.14, 124.141, and 124.15***

Eliminates the requirement that the Director of Administrative Services establish a job classification plan and make job classification plan changes "by rule."	No provision.
Eliminates the requirement that the Director follow the rule-making requirements of the Administrative Procedure Act (Chapter 119.) to establish experimental classification plans; to establish, modify, or rescind a classification plan for county agencies; and to establish an appointment incentive program.	No provision.
Fiscal effect: Providing DAS with the authority to make changes to job classification plans without having to go through the Chapter 119. rulemaking process could reduce administrative expenses for DAS and allow it to make such changes more quickly.	

Executive	As Reported by House Finance and Appropriations
DASCD37 **Drug Procurement for the Ohio Pharmacy Service Center**	
	R.C. ***125.024, 5119.16***
No provision.	Requires the Department of Administrative Services (DAS) to select a single vendor from which to procure all drugs that are stocked by the Ohio Pharmacy Service Center that the Department of Mental Health (DMH) operates.
No provision.	Requires DAS to develop a process to be used in issuing the request for proposals (RFP), receiving responses to the RFP, and evaluating the responses on a competitive basis before selecting a single vendor.
No provision.	Requires DAS to issue the initial RFP not later than 60 days after the bill's effective date and each subsequent RFP at least 90, but not more than 120, days before a drug procurement contract terminates.
No provision.	Specifies that the requirement to select a single vendor does not apply if DAS determines, from a review of the proposals submitted through the RFP process developed by DAS, that procuring all drugs from a single vendor does not result in a net savings to the state when compared to the cost of procuring drugs from multiple vendors. **Fiscal effect: The provision could result in lower prescription drug purchase costs.**
DASCD3 **Information Technology Purchase Program**	
R.C. ***125.15, 125.18***	**R.C.** ***125.15, 125.18***
Authorizes, in codified law, the Office of Information Technology to operate an information technology purchase program to make information technology purchases.	Same as the Executive.
Requires the Chief Information Officer to compute the amount of revenue attributable to the amortization of certain IT purchases and systems and authorizes the	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Director of DAS to request that amount be transferred to the Major IT Purchases Fund (Fund 4N60).	
Establishes the Information Technology Governance Fund (Fund 2290) in codified law, consisting of money paid by agencies to reimburse DAS for its acquisition services.	Same as the Executive.
Establishes the Major Information Technology Purchases Fund (Fund 4N60), consisting of transfers from the Information Technology Fund (Fund 1330).	Same as the Executive.
Fiscal effect: None. This provision codifies two existing funds used to oversee statewide IT systems and acquire IT equipment and services.	**Fiscal effect: Same as the Executive.**

DASCD8 State Public Notice Web Site

R.C. ***125.182***	**R.C.** ***125.182***
Requires the Office of Information Technology in the Department of Administrative Services (DAS) to establish, operate, and maintain a state public notice web site.	Same as the Executive.
Specifies criteria that the Office of Information Technology must satisfy in establishing, maintaining, and operating the state public notice web site. Prohibits the Office from charging a fee to any users of the site. Requires the Office to ensure that (1) notices conform to the statutory or rule requirements as if they were being published in a newspaper or other publication, and (2) notices be displayed on the web site for not less than the length of time required by the relevant statute or rule.	Same as the Executive, but specifically prohibits the Office of Information Technology from charging a state agency or political subdivision a fee for publishing a notice on the state public notice web site.
Requires the Office of Information Technology to submit a status report to the Secretary of State twice annually that demonstrates compliance with statutory requirements governing publication of notices.	Same as the Executive.
Requires the Office of Information Technology to bear the expense of maintaining the public notice web site domain name.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Possible savings for agencies and local governments that use the state public notice web site in lieu of local news publications. The cost to develop the site will be paid for from GRF appropriation item 100418, Web Site and Business Gateway.	**Fiscal effect: Same as the Executive.**

DASCD2 State of Ohio Computer Center Rent

R.C. ***125.28***	**R.C.** ***125.28***
Removes the State of Ohio Computer Center from the list of buildings for which non-GRF state agency tenants must reimburse the General Revenue Fund for use of the building.	Same as the Executive.
Fiscal effect: None. It is anticipated that rent will still be charged to non-GRF agencies that use the State of Ohio Computer Center (SOCC) and deposited into the GRF. Operating costs for the SOCC are paid for from GRF appropriation item 100449, DAS-Building Operating Payments.	**Fiscal effect: Same as the Executive.**

DASCD4 Report on Acquisition and Disposal of Federal Property

R.C. ***125.89***	**R.C.** ***125.89***
Eliminates the requirement for DAS to annually make a report to the General Assembly regarding the acquisition and disposal of surplus federal property.	Same as the Executive.
Fiscal effect: Minimal decrease in administrative costs.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DASCD5 Transfers for the OAKS Support Organization Fund	
R.C. ***126.12, 126.24***	**R.C.** ***126.12, 126.24***
Permits transfers of statewide indirect costs of debt service paid for the enterprise resource planning system (referred to as the Ohio Administrative Knowledge System - OAKS) to the OAKS Support Organization Fund (Fund 5EB0). Allows Fund 5EB0 to be used for system development and upgrades, in addition to operating costs as specified under current law.	Same as the Executive.
Changes the funding sources of the OAKS Support Organization Fund to (1) transfers from statewide indirect costs attributable to debt service paid for the system, and (2) agency payroll charge revenues.	Same as the Executive.
Fiscal effect: Authorizes additional charges to be made to state agencies through the State-Wide Cost Allocation Plan (SWICAP) for debt service payments made from the GRF for OAKS. These payments will be deposited into GSF Fund 5EB0, along with OAKS payroll assessments already charged to state agencies, and be used to pay for development and upgrade costs for the OAKS system. These costs will be paid for through GSF Fund 5EB0 appropriation item, 100656, OAKS Updates and Developments.	**Fiscal effect: Same as the Executive.**
DASCD32 Ohio Professionals Licensing System	
R.C. ***207.30.20***	**R.C.** ***207.30.20***
Creates the Ohio Professionals Licensing System Fund (Fund 5JQ0) in the state treasury.	Same as the Executive.
Requires that SSR Fund 5JQ0 appropriation item 100658, Ohio Professionals Licensing System, be used to make payments from the fund to purchase the equipment,	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
products, and services necessary to develop and maintain a replacement automated licensing system for the professional licensing boards.	
Authorizes the Director of Budget and Management to transfer up to $2,670,000 in cash from the Occupational Licensing and Regulatory Fund (Fund 4K90) and up to $330,000 from the Medical Board Operating Fund (Fund 5C60) to Fund 5JQ0 during the FY 2012-FY2013 biennium.	Same as the Executive.
Authorizes the Department of Administrative Services to establish charges for recovering the costs of ongoing maintenance of the system.	Same as the Executive.
Fiscal effect: This appropriation is to be used for the development and implementation of a licensing system to replace the current eLicensing system used by the state's occupational and professional licensing boards. Ongoing operating costs will be funded by assessments charged to the boards and commissions using the Ohio professionals Licensing System.	**Fiscal effect: Same as the Executive.**
DASCD13 Public Employees Health Care Program	
Section: ***207.10.10***	**Section:** ***207.10.10***
Specifies that GRF appropriation item 100403, Public Employees Health Care Program, shall be used by the Department of Administrative Services to carry out its duties prescribed in section 9.901 of the Revised Code.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DASCD14 Ohio Administrative Knowledge System	
Section: ***207.10.20***	**Section:** ***207.10.20***
Authorizes DAS to implement updates and improvements to OAKS. Also requires that any lease-purchase agreement entered into to finance OAKS and make improvements to the system include a requirement that the OAKS system become the property of the state at the end of the term of any such agreement.	Same as the Executive.
DASCD15 OAKS Lease Rental Payments	
Section: ***207.10.30***	**Section:** ***207.10.30***
Requires that GRF appropriation item 100415, OAKS Rental Payments, be used to pay for debt-service costs related to financing the costs associated with the acquisition, development, installation, and implementation of OAKS. Appropriates additional amounts if necessary.	Same as the Executive.
DASCD16 State Taxation Accounting and Revenue System	
Section: ***207.10.40***	**Section:** ***207.10.40***
Authorizes DAS, in conjunction with the Department of Taxation, to acquire the State Taxation Accounting and Revenue System (STARS). Requires that any lease-purchase arrangement used to acquire the STARS system provide that at the end of the lease period that STARS becomes the property of the state.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DASCD17 STARS Lease Rental Payments	
Section: ***207.10.50***	**Section:** ***207.10.50***
Requires GRF appropriation item 100416, STARS Lease Rental Payments, to be used to make debt service payments for the costs of the acquisition, development, installation, and implementation of STARS. Appropriates additional amounts for this purpose if necessary.	Same as the Executive.
DASCD18 Equal Opportunity Certification Programs	
Section: ***207.10.60***	**Section:** ***207.10.60***
Requires that GRF appropriation item 100439, Equal Opportunity Certification Programs, be used to pay annual maintenance costs associated with the equal employment opportunity project tracking software.	Same as the Executive, but clarifies that the appropriation is to be used to pay for the costs associated with the project tracking software that were formerly paid from GRF appropriation item 100423, EEO Project Tracking Software.
DASCD19 Building Rent Payments	
Section: ***207.10.70***	**Section:** ***207.10.70***
Requires that GRF appropriation item 100447, OBA - Building Rent Payments, be used to make rent payments to the Ohio Building Authority (OBA) pursuant to leases. Specifies that the appropriations are the source of funds pledged for bond service charges on obligations issued pursuant to R.C.152.	Same as the Executive.
Requires that GRF appropriation item 100448, OBA - Building Operating Payments, be used to make operating payments pursuant to leases for agencies that occupy space in various state facilities.	Same as the Executive.
Specifies that the payments to the Ohio Building Authority are for paying the expenses of agencies that occupy space in various state facilities. Permits DAS to enter into leases	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
and agreements with the Ohio Building Authority providing for the payment of these expenses. Requires the Ohio Building Authority to report to the Department of Administrative Services and the Office of Budget and Management not later than five months after the start of each fiscal year the actual expenses incurred for 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 the Ohio Building Authority.	

DASCD20 DAS - Building Operating Payments

Section: ***207.10.80***	**Section:** ***207.10.80***
Requires that GRF appropriation item 100449, DAS - Building Operating Payments, be used to pay the rent expenses and any other operating charges of veterans organizations.	Same as the Executive.
Allows appropriation item, 100449, DAS - Building Operating Payments, to be used to provide funding for the cost of property appraisals or building studies that DAS may be required to obtain for property that is being sold by the state or property under consideration to be renovated or purchased by the state.	Same as the Executive.
Allows for the remaining portion of the appropriation to be used to pay the operating expenses of state facilities maintained by the Department of Administrative Services that are not billed to building tenants. Specifies that these expenses may include, but are not limited to, the costs for vacant space and space undergoing renovation, and the rent expenses of tenants that are relocated because of building renovations. Requires these payments to be processed by DAS through intrastate transfer vouchers and placed in the Building Management Fund (Fund 1320).	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DASCD21 Central Service Agency Fund	
Section: ***207.10.90***	**Section:** ***207.10.90***
Requires that GSF Fund 1150 appropriation item 100632, Central Service Agency, be used to purchase equipment, products, and services that are needed to maintain existing automated applications for the professional licensing boards and to support board licensing functions during the FY 2012-FY 2013 biennium until these functions are replaced by the Ohio Professionals Licensing System. Authorizes DAS to establish charges for recovering the costs of carrying out these functions.	Same as the Executive.
DASCD22 General Service Charges	
Section: ***207.20.10***	**Section:** ***207.20.10***
Requires DAS to establish charges for recovering the costs of administering the programs funded by the General Services Fund (Fund 1170) and the State Printing Fund (Fund 1200). Specifies that receipts deposited into Fund 1170 may be used to recover the cost of paying a vendor to establish reduced pricing for contracted supplies or services.	Same as the Executive.
Allows the Director of Administrative Services to request that the Director of Budget and Management approve additional expenditures to pay for consulting and administrative costs related to securing lower pricing for these services. Appropriates the approved additional amounts in GSF Fund 1170 appropriation item 100644, General Services Division - Operating.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DASCD23 Collective Bargaining Arbitration Expenses	
Section: ***207.20.20***	**Section:** ***207.20.20***
Authorizes the Department of Administrative Services, with the approval of the Director of Budget and Management, to seek reimbursement from state agencies for the actual costs and expenses the Department incurs in the collective bargaining arbitration process. Requires reimbursements to be processed through intrastate transfer vouchers and credited to the Collective Bargaining Fund (Fund 1280).	Same as the Executive.
DASCD24 Equal Opportunity Program	
Section: ***207.20.30***	**Section:** ***207.20.30***
Authorizes DAS, with the approval of the Director of Budget and Management, to establish charges for recovering the costs of administering the activities supported by the State EEO Fund (Fund 1880). Specifies that Fund 1880 consists of receipts from payments made by state agencies, state-supported or state-assisted institutions of higher education, and tax-supported agencies, municipal corporations, and other political subdivisions for services rendered.	Same as the Executive.
DASCD25 Investment Recovery Fund	
Section: ***207.20.40***	**Section:** ***207.20.40***
Allows cash balances in the Investment Recovery Fund (Fund 4270) to be used to support the operating expenses of the Federal Surplus Operating Program created in sections 125.84 to 125.90 of the Revised Code.	Same as the Executive.
Allows cash balances in the Investment Recovery Fund to be used to support the operating expenses of the Asset Management Services Program, including, but not limited	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
to, the cost of establishing and maintaining procedures for inventory records for state property.	
Allows up to $2,092,697 in each fiscal year of the FY 2012-FY 2013 biennium of GSF Fund 4270 appropriation item 100602, Investment Recovery, to be used to pay the operating expenses of the State Surplus Property Program, the Surplus Federal Property Program, and the Asset Management Services Program. Requires the Director of Administrative Services to seek Controlling Board approval for additional appropriations if necessary to operate these programs.	Same as the Executive.
Requires $3,500,000 in each fiscal year of GSF Fund 4270 appropriation item100602, Investment Recovery, to be used to transfer proceeds from the sale of surplus property from the investment Recovery Fund to non-General Revenue Funds. Authorizes the Director of Administrative Services to request additional appropriations from the Director of Budget and Management if necessary. Appropriates those additional amounts.	Same as the Executive.

DASCD26 DAS Information Services

Section: ***207.20.50***	**Section:** ***207.20.50***
Establishes the DAS Information Services Fund in the state treasury. Requires that DAS Information Services Fund (Fund 4P30) appropriation item 100603, DAS Information Services, be used to pay the costs of providing information systems and services in DAS. Allows any state agency, board, or commission to use DAS Information Services by paying for the services rendered. Requires DAS to establish charges for all information systems and services that are allowable in the statewide indirect cost allocation plan and specifies that these receipts are to be deposited in Fund 4P30.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DASCD27 Professional Development Fund	
Section: ***207.20.60***	**Section:** ***207.20.60***
Requires that GSF Fund 5L70 appropriation item 100610, Professional Development, be used to pay for the exempt employee Professional Development Program. Authorizes the Director of DAS to seek approval from the Director of Budget and Management to appropriate additional amounts if necessary and appropriates the approved amounts.	Same as the Executive.
DASCD28 Employee Educational Development	
Section: ***207.20.70***	**Section:** ***207.20.70***
Requires that GSF Fund 5V60 appropriation item 100619, Employee Educational Development, be used to make payments for costs related to the Employee Development Funds Program. Requires that the fund be used to pay the costs of administering educational programs (generally tuition reimbursement) 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. Allows the Director of Administrative Services to request that the Director of Budget and Management approve additional amounts if necessary, and appropriates the additional approved amounts.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DASCD29 Centralized Gateway Enhancement Fund	
Section: ***207.20.80***	**Section:** ***207.20.80***
Creates the Centralized Gateway Enhancements Fund (Fund 5X30) in the state treasury 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.
Requires the Director of Administrative Services to submit spending plans to the Director of Budget and Management to justify operating transfers to the fund from the GRF. Requires the Director of Budget and Management to transfer the approved amounts to the fund, not to exceed the amount of the annual appropriation ($2,052,308 in each fiscal year). Provides that the spending plans may be based on the recommendations of the Ohio Business Gateway Steering Committee or its successor.	Same as the Executive.
DASCD30 Cash Transfers From the Major IT Purchases Fund	
Section: ***207.20.90***	**Section:** ***207.20.90***
Allows for the following transfers from the Major IT Purchases Fund (Fund 4N60) upon the request of the Director of Administrative Services:	Same as the Executive.
(1) Up to $2,800,000 in each fiscal year of the biennium to the State Architect's Fund (Fund 1310) 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.	Same as the Executive.
(2) Up to $310,276 in fiscal year 2012 and up to $305,921 in fiscal year 2013 to the Director's Office Fund (Fund	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
1120) to support the Accountability and Results Initiative.	

DASCD31 Multi-Agency Radio Communication System Debt Service Payments

Section: *207.30.10*	Section: *207.30.10*
Requires the Director of Administrative Services, in consultation with the Multi-Agency Radio Communication System (MARCS) Steering Committee and the Director of Budget and Management, to determine charges for debt service payments attributable to spending for MARCS components that are not specific to any one agency. Requires that these payments be calculated for MARCS capital disbursements made beginning July 1,1997.	Same as the Executive.
Requires the Director of Administrative Services, within thirty days of any payment made from appropriation item 100447, OBA - Building Rent Payments, to certify to the Director of Budget and Management the amount of this share, and requires the Director of Budget and Management to transfer such amounts to the GRF from the State Highway Safety Fund (Fund 7036)	Same as the Executive.
Requires DAS to consider renting or leasing existing tower sites at reasonable rates so long as the sites are equipped with the technical capabilities to support MARCS.	Same as the Executive.

DASCD33 Director's Declaration of Public Exigency

Section: *207.30.30*	Section: *207.30.30*
Requires the Director of Administrative Services to notify the members of the Controlling Board whenever the Director declares a state of public exigency.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DASCD1 **OGRIP Funds Transfer to the GRF**	
Section: ***521.30.10***	**Section:** ***521.30.10***
Authorizes the Director of Budget and Management, on July 1, 2011, or as soon as possible thereafter, to transfer $15,072.03 in cash from the Federal Grants OGRIP Fund (Fund 3H60) to the GRF. Indicates that this amount represents residual funds from old federal grants for the state's OGRIP program that have been closed by the federal awarding agency.	Same as the Executive.
DASCD36 **Temporary Assignment of Exempt Employee to Duties of Higher Classification**	
	Section: ***701.30***
No provision.	Permits agencies to assign exempt employees, with their written consent, to duties of a higher classification for up to two years. Entitles exempt employees temporarily so assigned to compensation at a rate commensurate with the duties of the higher classification. **Fiscal effect: Although the effect on payroll costs is unclear, the provison gives employers more flexibility to assign employees duties as needed.**

Executive	As Reported by House Finance and Appropriations
AGECD10 Long-Term Acute Care Hospitals	
R.C. ***173.14, 173.26***	**R.C.** ***173.14, 173.26***
Specifies that long-term care acute care hospitals are long-term care facilities and are subject to the authority of the Office of the State Long-Term Care Ombudsman.	Same as the Executive.
Requires long-term care acute hospitals to pay the annual fee of $6 per bed that other long-term care facilities pay to fund the Regional Long-Term Care Ombudsman programs.	Same as the Executive.
Fiscal effect: Gain in revenue deposited into SSR Fund 4C40, Regional Long-Term Care Ombudsman Program. Potential increase in costs for duties relating to performing ombudsman activities in long-term acute care hospitals.	**Fiscal effect: Same as the Executive.**
AGECD18 Certification of Residential State Supplement Providers	
R.C. ***173.35***	**R.C.** ***173.35***
Eliminates a requirement that certain entities licensed or certified by ODH or ODMH also be certified by ODA for residents of the facility to be eligible to receive Residential State Supplement payments.	Same as the Executive.
Fiscal effect: Decrease in costs for certification.	**Fiscal effect: Same as the Executive.**
AGECD13 Residential State Supplement Program - Home First Annual Enrollment Report	
R.C. ***173.351***	**R.C.** ***173.351***
Eliminates a requirement that the ODA Director annually submit a report to the General Assembly about the number of individuals enrolled in the Home First component of the Residential State Supplement Program and the costs incurred and savings achieved as a result.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Decrease in administrative costs associated with the production of the report. The executive budget proposes transferring the RSS Program to ODMH.	**Fiscal effect: Same as the Executive.**

AGECD14 Fees for Certification of Community-Based Long-term Care Agencies

R.C. ***173.391***	**R.C.** ***173.391***
Authorizes the ODA Director to adopt rules to establish a fee for the certification of community-based long-term care agencies.	Same as the Executive.
Requires fee revenue collected for certification to be deposited into the Provider Certification Fund, which is created by the bill. Requires any money credited to the fund to be used to pay for community-based long-term care services, administrative costs associated with community-based long-term care agency certification, and administrative costs related to the publication of the Ohio Long-Term Care Consumer Guide.	Same as the Executive.
Fiscal effect: Potential gain in fee revenue to be deposited into the newly created Provider Certification Fund.	**Fiscal effect: Same as the Executive.**

AGECD15 Actions Regarding Certified Long-Term Care Agencies

R.C. ***173.391***	**R.C.** ***173.391***
Authorizes ODA to impose two additional disciplinary sanctions after an administrative hearing: suspend a community-based long-term care agency's certification or require the agency to submit evidence of compliance with requirements identified by ODA.	Same as the Executive.
Specifies that ODA is not required to hold hearings when it imposes disciplinary sanctions against a certified community-based long-term care agency if any of the following apply: (1) rules adopted by ODA require the community-based long-term care agency to be a party to a	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
provider agreement, hold a license, certificate, or permit, or maintain a certification, and this has not been accomplished; and (2) the certification has been denied, suspended, or revoked for a variety of reasons.	
Specifies that if ODA does not hold a hearing due to reasons outlined by the bill, ODA may send a notice to the agency describing the decision not to certify or the disciplinary action that is proposed. Requires that the notice be sent to the agency address on record and may be sent by regular mail.	Same as the Executive.
Fiscal effect: Potential decrease in administrative costs if the provision results in fewer disciplinary hearings.	**Fiscal effect: Same as the Executive.**
AGECD17 Home First Process	
R.C. ***173.404, 173.401, 173.501, and 5111.894***	**R.C.** ***173.404, 173.401, 173.501, and 5111.894***
Provides that a requirement for ODA to establish a unified waiting list for the PASSPORT, Choices, Assisted Living, and PACE programs applies if ODA determines that there are insufficient funds to enroll all individuals who have applied and been determined eligible for the programs.	Same as the Executive.
Eliminates a requirement that an individual be on ODA's unified waiting list to qualify for the PASSPORT, Assisted Living, or PACE program through the Home First process.	Same as the Executive.
Eliminates a requirement for ODA to make quarterly certifications to the OBM Director regarding the estimated increase in the costs of the PASSPORT, Assisted Living, and PACE programs resulting from enrollment of individuals through the Home First process.	Same as the Executive.
Fiscal effect: Potential minimal decrease in administrative duties and costs relating to the elimination of the requirement that ODA make quarterly certifications.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
AGECD12 **Aging and Disabilities Resource Network**	
R.C. ***173.41***	**R.C.** ***173.41***
Requires ODA to promote the development of a statewide Aging and Disabilities Resource Network to provide older adults, adults with disabilities, and their caregivers with information on available long-term care service options and access to public and private long-term care services.	Same as the Executive.
Requires Area Agencies on Aging to establish the network and to collaborate with centers for independent living and other locally funded organizations to implement a cost-effective and consumer-friendly network.	Same as the Executive.
Fiscal effect: Potential increase in costs to ODA and AAAs. However, according to ODA's website, ODA is currently in the process of establishing this network and has received some federal funding for this purpose.	**Fiscal effect: Same as the Executive.**
AGECD16 **Ohio Long-Term Care Consumer Guide - Adult Care Facilities and Home and Community Based Services Providers**	
R.C. ***173.46, 173.45; and Section 209.30***	**R.C.** ***173.46, 173.45; and Section 209.30***
Allows ODA to include information about adult care facilities and providers of community-based long-term care services in the Ohio Long-Term Care Consumer Guide.	Same as the Executive.
Requires ODA to identify methods and tools for assessing consumer satisfaction with adult care facilities and with the providers of home and community-based services. Requires ODA to consider the development of a provider fee structure to support the inclusion of information about these entities in the Ohio Long-Term Care Consumer Guide.	Same as the Executive.
Fiscal effect: Potential increase in administrative duties.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
AGECD11 Ohio Long-Term Care Consumer Guide Fees	
R.C. ***173.48, 173.47***	**R.C.** ***173.48, 173.47***
Allows ODA to charge certain long-term care facilities annual fees to be used for the publication of the Ohio Long-Term Care Consumer Guide.	Same as the Executive.
Increases the annual fee that may be charged to nursing homes from $400 to $650.	Same as the Executive.
Fiscal effect: Gain in revenue of $240,500 in each fiscal year to be deposited into SSR Fund 5K90, Long-Term Care Consumer Guide.	**Fiscal effect: Same as the Executive.**
AGECD1 Long-Term Care	
Section: ***209.20***	**Section:** ***209.20***
Requires ODA to provide long-term care consultations to assist individuals in planning for long-term health care needs.	Same as the Executive.
Requires ODA to adopt rules governing the nonwaiver funded PASSPORT and Assisted Living programs, including client eligibility.	No provision.
Requires ODA to administer PASSPORT, Choices, Assisted Living, and PACE as delegated in an interagency agreement with ODJFS. Allows GRF appropriation item 490423, Long Term Care Budget - State, and FED Fund 3C40 appropriation item 490623, Long Term Care Budget, to be used for administrative costs associated with operating the programs.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
AGECD2 Long-Term Care Ombudsman	
Section: ***209.30***	**Section:** ***209.30***
Requires that GRF appropriation item 490410, Long-Term Care Ombudsman, be used to fund ombudsman program activities.	Same as the Executive.
AGECD3 Senior Community Services	
Section: ***209.30***	**Section:** ***209.30***
Requires that GRF appropriation item 490411, Senior Community Services, be used for services designated by ODA and further requires 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.
AGECD4 Alzheimer's Respite	
Section: ***209.30***	**Section:** ***209.30***
Requires that GRF appropriation item 490414, Alzheimer's Respite, be used to fund Alzheimer's disease services.	Same as the Executive.
AGECD5 Senior Community Outreach and Education	
Section: ***209.30***	**Section:** ***209.30***
Permits GSF Fund 4800 appropriation item 490606, Senior Community Outreach and Education, to be used to provide training to workers in the aging field.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations

AGECD6 **Transfer of Appropriations - Federal Independence Services and Federal Aging Grants**

Section: *209.30*	Section: *209.30*
Specifies that at the request of the ODA Director, the OBM Director 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 no more than 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.

AGECD7 **Regional Long-Term Care Ombudsman Program**

Section: *209.30*	Section: *209.30*
Requires that SSR Fund 4C40 appropriation item 490609, Regional Long-Term Care Ombudsman, 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.

AGECD8 **Transfer of Resident Protection Funds**

Section: *209.30*	Section: *209.30*
Allows the OBM Director to transfer up to $750,000 cash in each fiscal year from the Resident Protection Fund (Fund 4E30), which is used by ODJFS, to the Ombudsman Support Fund (Fund 4E30), which is used by ODA. Specifies that moneys in Fund 5BA0 may be used by the State Office of the Long-Term Care Ombudsman Program and by regional ombudsman programs to promote person-centered care in nursing homes.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires ODA to certify the cash balance in Fund 5BA0 to the OBM Director on July 1, 2011, or as soon as possible thereafter.	Same as the Executive.

AGECD9 Long-Term Care Consumers Guide

Section: ***209.30***	**Section:** ***209.30***
Requires that SSR Fund 5K90 appropriation item 490613, Long-Term Care Consumers Guide, be used to conduct annual customer satisfaction surveys and to pay for other administrative expenses related to the publication of the Ohio Long-Term Care Consumer Guide.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
AGRCD5 Seasonal Gypsy Moth Traptenders	
R.C. ***901.09***	**R.C.** ***901.09***
Allows the Director of Agriculture to contract with individuals or entities to perform gypsy moth trapping instead of employing seasonal staff as gypsy moth traptenders as authorized in current law.	Same as the Executive.
Fiscal effect: Potential reduction in employee compensation costs.	**Fiscal effect: Same as the Executive.**
AGRCD6 Expenditures by Ohio Grape Industries Committee	
R.C. ***924.52***	**R.C.** ***924.52***
Eliminates the requirement that no less than 30% of the money in the Ohio Grape Industries Fund (Fund 4960), be expended by the existing Ohio Grape Industries Committee on each of the following: (1) Conducting research on grapes and grape products, including production, processing, and transportation of grapes and grape products; (2) Performing specified activities regarding the marketing of grapes and grape products. Retains the requirement that no more than 70% of the money in Fund 4960 be used for these specified purposes.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
AGRCD4 Phytosanitary Certificate Fees	
R.C. ***927.69***	**R.C.** ***927.69***
Revises the following fees for phytosanitary certificates issued by the Director of Agriculture: (1) eliminates the $25 fee for collectors or dealers that are licensed under the Nursery Stock and Plant Pests Law; (2) adds a $25 fee for shipments comprised exclusively of nursery stock; (3) adds a $25 fee for replacement of an issued certificate because of a mistake on the certificate or a change made by the shipper if no additional inspection is required.	Same as the Executive.
Fiscal effect: These changes appear to clarify the fees that currently apply to those who are required to obtain these certificates.	**Fiscal effect: Same as the Executive.**
AGRCD3 Weights and Measures Fees	
R.C. ***1327.46, 1327.47, 1327.48, 1327.49, 1327.501, 1327.51, 1327.511, 1327.52, 1327.53, 1327.54, 1327.55, 1327.56, 1327.57, 1327.571, 1327.58, 1327.59, 1327.60, 1327.61, 1327.62, 1327.65, 1327.70, 1327.99***	**R.C.** ***1327.46, 1327.47, 1327.48, 1327.49, 1327.501, 1327.51, 1327.511, 1327.52, 1327.53, 1327.54, 1327.55, 1327.56, 1327.57, 1327.571, 1327.58, 1327.59, 1327.60, 1327.61, 1327.62, 1327.65, 1327.70, 1327.99***
Establishes a new permit program in the Division of Weights and Measures that requires permits for operating a commercially used weighing and measuring device that is a livestock scale, vehicle scale, railway scale, vehicle tank meter, bulk rack meter, or LPG meter.	Same as the Executive.
Defines "commercially used weighing and measuring device" to mean a device described in the National Institute of Standards and Technology Handbook 44 and any other weighing and measuring device designated by rules adopted under the Weights and Measures Law and specifies that such a device includes, but is not limited to, a (1) livestock scale, (2) vehicle scale, (3) railway scale, (4)	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
vehicle tank meter, (5) bulk rack meter, and (6) LPG meter. Defines these six devices.	
Establishes a $75 permit application and $75 permit renewal fee for each of the above six devices, and requires the Director of Agriculture to establish procedures governing the issuance or denial of permits as well as any late fees or penalties.	Same as the Executive.
Requires all money collected through the payment of these permit fees or penalties to be deposited into the renamed Metrology and Scale Certification and Device Permitting Fund (Fund 5H20), and adds oversight of the device permitting program to the purposes for which money in the Fund may be used (current uses include oversight of the metrology laboratory and type evaluation programs).	Same as the Executive.
Alters the specified provisions of the Weights and Measures Program that trigger a civil or criminal penalty.	Same as the Executive.
Fiscal effect: Increase of approximately $450,000 in permit fee revenue deposited into Fund 5H20	**Fiscal effect: Same as the Executive.**

AGRCD1 County Agricultural Societies

Section: ***211.10***	**Section:** ***211.10***
Requires that GRF 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.

Executive	As Reported by House Finance and Appropriations
AGRCD2 Clean Ohio Agricultural Easement Program	
Section: ***211.10***	**Section:** ***211.10***
Requires Fund 7057 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.

Executive	As Reported by House Finance and Appropriations
AIRCD1 Energy Strategy Development	
Section: ***213.20***	**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. Creates in uncodified law 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.
Permits the Director of Budget and Management to make the following cash transfers to Fund 5EG0: (1) $27,405 in FY 2012 and $27,439 in FY 2013 from the Office Services Fund (Fund 1170) used by the Department of Administrative Services; (2) $27,405 in FY 2012 and $27,439 in FY 2013 from the Central Support Indirect Cost Fund (Fund 5GH0) used by the Department of Agriculture; (3) $27,405 in FY 2012 and $27,439 in FY 2013 from the Support Services Fund (Fund 1350) used by the Department of Development; (4) $27,405 in FY 2012 and $27,439 in FY 2013 from the Central Support Indirect Cost Fund (Fund 2190) used by the Environmental Protection Agency; (5) $27,405 in FY 2012 and $27,439 in FY 2013 from the Central Support Indirect Chargeback Fund (Fund 1570) used by the Department of Natural Resources; and (6) $39,150 in FY 2012 and $39,199 in FY 2013 from the Highway Operating Fund (Fund 7002) used by the Department of Transportation.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Revenue increase of $176,175 in FY 2012 and $176,394 in FY 2013 to GSF Fund 5EG0.	**Fiscal effect: Same as the Executive.**

AIRCD2 Reimbursement to Air Quality Development Authority Trust Account

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 the expenses related to its administration and shared costs of its responsibilities under Chapter 3706 of the Revised Code.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
ADACD2 Elevation of Medicaid Alcohol and Drug Addiction Services	
R.C. ***3793.04, 3793.21, 4511.191, 5111.911, 5111.913***	**R.C.** ***3793.04, 3793.21, 4511.191, 5111.911, 5111.913***
Requires that funds appropriated to ODADAS for community alcohol and drug addiction services that are transferred to ODJFS for the Medicaid program be excluded from the funds that ODADAS allocates and distributes to community behavioral health boards for such services.	Same as the Executive.
Specifies that community behavioral health boards are responsible, until July 1, 2012, for paying the nonfederal share of costs incurred under a component of the Medicaid program that ODADAS administers and requires the boards to use funds allocated and distributed to them by ODADAS to make the payments.	Same as the Executive.
Requires that the portion of the fee persons pay to have a driver's or commercial driver's license or permit reinstated that is credited to the Statewide Treatment and Prevention Fund be used for purposes identified in ODADAS's comprehensive statewide alcohol and drug addiction services plan rather than to pay the costs of indigent driver treatment and intervention programs.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: In FY 2012, ODADAS will allocate the nonfederal share of Medicaid covered addiction treatment services to community behavioral health boards from GRF appropriation item 038401, Treatment Services ($24 million) and SSR Fund 4750, appropriation item 038621, Statewide Treatment and Prevention Services ($7 million). In FY 2013, ODJFS will pay most of the nonfederal share of Medicaid covered addiction treatment services ($26.2 million) from GRF appropriation item 600525, Health Care/Medicaid. In addition, ODADAS will transfer $7.0 million for the nonfederal share of Medicaid covered addiction treatment services from SSR Fund 4750, Statewide Treatment and Prevention Services, to ODJFS. Total funding for alcohol and drug addiction Medicaid services, all funds, is $100.2 million in FY 2012 and $115.1 million in FY 2013.	**Fiscal effect: Same as the Executive.**

ADACD1 Indigent Drivers Alcohol Treatment Fund

R.C. ***4511.193, 4503.235, 4507.164***	**R.C.** ***4511.193, 4503.235, 4507.164***
Designates the county or municipal indigent drivers alcohol treatment fund in which court costs imposed for violation of a municipal ordinance that is a moving violation or an OVI violation are to be deposited, based on the court with jurisdiction over that municipal corporation.	Same as the Executive.
Fiscal effect: Potential minimal increase in annual revenue deposited into county or municipal indigent drivers alcohol treatment funds.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
AGOCD1 County Sheriffs' Pay Supplement	
Section: ***223.10***	**Section:** ***223.10***
(1) Requires that GRF appropriation item 055411, County Sheriffs' Pay Supplement, be used for the purpose of supplementing the annual compensation of county sheriffs as required R.C. 325.06.	(1) Same as the Executive.
(2) 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.	(2) Same as the Executive.
AGOCD2 County Prosecutors' Pay Supplement	
Section: ***223.10***	**Section:** ***223.10***
(1) Requires that GRF appropriation item 055415, County Prosecutors' Pay Supplement, be used for the purpose of supplementing the annual compensation of certain county prosecutors as required by R.C. 325.111.	(1) Same as the Executive.
(2) 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.	(2) Same as the Executive.
AGOCD3 Workers' Compensation Section	
Section: ***223.10***	**Section:** ***223.10***
(1) 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.	(1) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(2) Requires the advance payments to be subject to adjustment.	(2) Same as the Executive.
(3) Requires the Bureau of Workers' Compensation to transfer quarterly payments for the support of the Attorney General's Workers' Compensation Fraud Unit.	(3) Same as the Executive.
(4) Requires that the amount of these quarterly payments be mutually agreed upon by the Attorney General, the Bureau of Workers' Compensation, and the Ohio Industrial Commission.	(4) Same as the Executive.

AGOCD4 General Holding Account

Section: ***223.10***	**Section:** ***223.10***
(1) Requires that Holding Account Redistribution Fund appropriation item 055631, General Holding Account, be used to distribute money under the terms of relevant court orders or other settlements received in cases involving the Attorney General.	(1) Same as the Executive.
(2) Appropriates the additional amounts necessary for this purpose.	(2) Same as the Executive.

AGOCD5 Attorney General Pass-Through Funds

Section: ***223.10***	**Section:** ***223.10***
Requires that 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 departments of Youth Services and Public Safety.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
AGOCD6 Antitrust Settlements	
Section: ***223.10***	**Section:** ***223.10***
(1) Requires that Holding Account Redistribution Fund appropriation item 055632, Antitrust Settlements, be used to distribute money under the terms of relevant court orders or other out of court settlements in antitrust cases or matters in which the Attorney General represents the state or a political subdivision under R.C. 109.81.	(1) Same as the Executive.
(2) Appropriates the additional amounts necessary for this purpose.	(2) Same as the Executive.
AGOCD7 Consumer Frauds	
Section: ***223.10***	**Section:** ***223.10***
(1) Requires that Holding Account Redistribution Fund appropriation item 055630, Consumer Frauds, be used for distribution of money from court-ordered judgments against sellers in actions brought by the Attorney General under certain R.C. sections to provide restitution to consumers victimized by the fraud that generated the court-ordered judgments.	(1) Same as the Executive.
(2) Appropriates the additional amounts necessary for this purpose.	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
AGOCD8 Organized Crime Commission Distributions	
Section: ***223.10***	**Section:** ***223.10***
(1) Requires that Holding Account Redistribution Fund appropriation item 055601, Organized Crime Commission Account, be used by the Organized Crime Investigations Commission to reimburse political subdivisions for expenses incurred when their law enforcement officers participate in an organized crime task force.	(1) Same as the Executive.
(2) Appropriates the additional amounts necessary for this purpose.	(2) Same as the Executive.
AGOCD9 Collection Outside Counsel Payments	
Section: ***223.10***	**Section:** ***223.10***
(1) Requires that Holding Account Redistribution Fund appropriation item 055650, Collection Outside Counsel Payments, be used for the purpose of paying contingency counsel fees for cases where debtors mistakenly paid the client agencies instead of the Attorney General's Revenue/Collections Enforcement Section.	(1) Same as the Executive.
(2) Appropriates the additional amounts necessary for this purpose.	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
AUDCD2 **Costs Assessed to the Uniform Accounting Network Fund**	
R.C. ***117.101***	**R.C.** ***117.101***
Removes the requirement that the Director of Budget and Management approve assessments to be charged against the Uniform Accounting Network Fund (Fund 6750) to pay for administrative costs that the Auditor of State determines can be attributed to the operation of the Uniform Accounting Network.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
AUDCD3 **Cost Recovery for Audits of Local Public Offices**	
R.C. ***117.13***	**R.C.** ***117.13***
Repeals the authority of the Auditor to recover certain local public office audit costs. Eliminates the authority to fund vacation and sick leave costs of assistant auditors performing the audits, employees, and typists from the GRF.	Same as the Executive.
Eliminates the authority to pay necessary travel and hotel expenses of deputy inspectors and supervisors of public offices from the state treasury. Requires, instead, that the Auditor establish rates by rule to be charged to public offices for recovering the costs of audits of local public offices.	Same as the Executive.
Fiscal effect: Local governments would now pay these costs through the newly established cost recovery plan.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
AUDCD1 Fiscal Watch/Emergency Technical Assistance	
Section: ***225.10***	**Section:** ***225.10***
Requires that GRF appropriation item 070403, Fiscal Watch/Emergency Technical Assistance, be used to pay the expenses incurred for fiscal watch or fiscal emergency activities under R.C. 118 and R.C. 3316. 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. Reappropriates the unexpended, unencumbered portion of the line item at the end of FY 2012 for the same purpose in FY 2013.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BRBCD1 **Issuing Licenses to Convicted Felons**	
	R.C. ***4709.13***
No provision.	Allows a person convicted of a felony to obtain a barber license if the person was convicted of the felony before applying for a license. **Fiscal effect: Could potentially allow for a small number of new licenses to be issued that otherwise would not have been.**

Executive	As Reported by House Finance and Appropriations
OBMCD2 Transfers of Cash Between Non-GRF Funds	
R.C. ***126.21***	**R.C.** ***126.21***
Authorizes the Director of OBM to transfer cash between funds other than the GRF in order to correct an erroneous payment or deposit regardless of the fiscal year during which the erroneous payment or deposit occurred.	Same as the Executive.
OBMCD3 Elimination of State Agency Spending Plans	
R.C. ***126.50, 126.501 (Repealed), 126.502 (Repealed), and 126.507 (Repealed)***	**R.C.** ***126.50, 126.501 (Repealed), 126.502 (Repealed), and 126.507 (Repealed)***
Eliminates an outdated requirement for the submission of state agency spending reduction plans for FY 2010 and FY 2011. Also eliminates requirements that state agencies submit biennial spending plans to the General Assembly and the Director of OBM, and that the Director of DAS oversee implementation of those spending plans.	Same as the Executive.
Fiscal effect: Eliminates certain components of the codified version of Executive Order 2009-07S.	**Fiscal effect: Same as the Executive.**
OBMCD4 Public Services Provided by Private, Local, or Regional Entities	
R.C. ***126.60, 126.601 to 126.605***	**R.C.** ***126.60, 126.601 to 126.605; Section 105.10***
(1) Allows the Director of OBM and the authorized representative of a responsible state agency to enter into contracts for the provision of public services with private sector entities and local or regional public entities, or any group or combination thereof, including by generating additional resources in support of those public services and related projects.	(1) Same as the Executive, but limits the public services that can be outsourced by the Director of OBM to "highway services," which is defined as the operation or maintenance of any highway in this state, the construction of which was funded by proceeds from state revenue bonds that are primarily repaid from non-gas tax revenues derived from the operation of the highway (practically, this limits the application of these provisions to the Ohio Turnpike).

Executive	As Reported by House Finance and Appropriations
(2) Specifies that the Director of Transportation is the authorized representative of the Ohio Turnpike Commission and is authorized to exercise all powers of the Ohio Turnpike Commission for the purposes of entering into a contract for the provision of public services.	(2) Replaces the Executive provision with a provision that authorizes the Director of Transportation to exercise all powers of the Ohio Turnpike Commission for the purposes of entering into a contract for "highway services."
(3) Requires the Director of OBM to publish notice of its intent to enter into a contract for public services and any related project before a contract is entered into. Requires the notice to include a general description of the public service to be provided, the qualifications or proposals being sought, and a statement informing interested parties of the opportunity to submit their qualifications or proposals, or both. Requires the notice to be published 30 days prior to the deadline for submitting qualifications or proposals.	(3) Same as the Executive, but the provisions now only apply to contracts for the provision of "highway services."
(4) Specifies the actions the Director of OBM and the responsible state agency must or may take, depending on the circumstances and discretion required to be exercised, in evaluating qualifications and proposals for the provision of public services.	(4) Same as the Executive, but replaces "responsible state agency" with the Department of Transportation and makes the provisions apply only to contracts for the provision of "highway services."
(5) Specifies that any contract entered into for the provision of public services may contain terms, as deemed appropriate by the Director of OBM, in consultation with the responsible state agency, including the duration of the contract, which is not to exceed 75 years, rates or fees for the public services to be provided, standards for the public services to be provided, required financial assurances, financial and other data reporting requirements, reasons and procedures for termination of the contract, and so forth.	(5) Same as the Executive, but replaces "responsible state agency" with the Department of Transportation and makes the provisions apply only to contracts for the provision of "highway services."
(6) Prohibits the Prevailing Wage Law from applying to any project and the Public Employee Collective Bargaining Law from applying to any employees working at or on a project to provide public services.	(6) Same as the Executive, but the provisions now only apply to contracts for the provision of "highway services."

Executive	As Reported by House Finance and Appropriations
(7) Requires the Controlling Board to approve any invitation for qualifications or proposals and any related contracts negotiated to provide public services. Allows the Controlling Board to approve any transfer of moneys and funds necessary to support the public service.	(7) Same as the Executive, but makes the provisions apply only to contracts for the provision of "highway services" and requires all money received by the Director of OBM pursuant to a contract for highway services to be deposited into the Highway Services Fund, which is created. Requires the fund to retain any interest it earns.
(8) Exempts any project or part thereof owned by the state pursuant to any contract for the provision of public services from taxation or assessments if, in the absence of the contract, the project would otherwise be exempt from taxation and assessments levied by the state and its political subdivisions. Exempts from taxation levied by the state and its political subdivisions the gross receipts and income of an entity providing public services for a project owned by the state pursuant to a contract.	(8) Same as the Executive, but the provisions now only apply to contracts for the provision of "highway services."
(9) Permits the Director of OBM, in consultation with the responsible state agency, to retain or contract for the services of commercial appraisers, engineers, investment bankers, financial advisors, accounting experts, and other consultants, independent contractors or providers of professional services as are necessary in the judgment of the Director to effectuate a contract for the provision of public services.	(9) Same as the Executive, but replaces "responsible state agency" with the Department of Transportation and makes the provisions apply only to contracts for the provision of "highway services."
(10) No provision.	(10) Sunsets these provisions on June 30, 2013.
Fiscal effect: Uncertain. Provides the authority for the state to enter into agreements to privatize assets or services. Specific fiscal effects would depend on the negotiated terms of each contract.	**Fiscal effect: Same as the Executive, but would only apply to an agreement concerning the Ohio Turnpike.**

Executive	As Reported by House Finance and Appropriations
OBMCD5 Audit Costs and Dues	
Section: ***229.10***	**Section:** ***229.10***
(1) Requires all costs associated with single audit schedules or financial statements prepared in conformance with generally accepted accounting principles for the state to be paid from GSF Fund 1050 appropriation item 042603, State Accounting and Budgeting.	(1) Same as the Executive.
(2) Requires costs associated with the audit of the Auditor of State and national association dues to be paid from GRF appropriation item 042321, Budget Development and Implementation.	(2) Same as the Executive.
OBMCD30 Pension Shift Replacement	
	Section: ***229.10***
No provision.	Requires the Director of OBM to use GRF appropriation item 042422, Pension Shift Replacement, to help state agencies fully fund the employer's share of public retirement system contributions for state employees who are paid directly by warrant of the Director of OBM.
No provision.	Permits the Director of OBM to authorize additional expenditures from various non-GRF appropriation items in order to fully fund the employer's share of public retirement system contributions for state employees who are paid directly by warrant of the Director of OBM. Appropriates any such additional expenditures authorized by the Director of OBM.

Executive	As Reported by House Finance and Appropriations
OBMCD6 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 support the Shared Services Center within OBM for the purpose of consolidating statewide finance functions and common transactional processes.	(1) Same as the Executive.
(2) 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.	(2) Same as the Executive.
OBMCD7 Internal Control and Audit Oversight	
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.

Executive	As Reported by House Finance and Appropriations
OBMCD8 **Forgery Recovery**	
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.
OBMCD9 **GRF Transfer to the OAKS Project Implementation Fund**	
Section: ***229.10***	**Section:** ***229.10***
Requires the Director of OBM to transfer up to $1.1 million each fiscal year from the GRF to the OAKS Project Implementation Fund (Fund 5N40).	Same as the Executive.
OBMCD10 **Personal Service Expenses**	
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. Permits expenditures from appropriation item 070601, Public Audit Expense - Intra-State, to be exempted from this requirement.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
OBMCD11 **Satisfaction of Judgments and Settlements Against the State**	
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.
OBMCD12 **Capital Project Settlements**	
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.
OBMCD13 **Re-Issuance of Voided Warrants**	
Section: ***503.40***	**Section:** ***503.40***
Provides funds for the reissuance of voided warrants under section R.C. 126.37, when approved by OBM.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations

OBMCD14 Reappropriation of Unexpended Encumbered Balances of Operating Appropriations

Section: ***503.50***	**Section:** ***503.50***
(1) Reappropriates on July 1 of the following fiscal year an unexpended balance of an operating appropriation or reappropriation that a state agency lawfully encumbered prior to the close of a fiscal year from the fund from which it was originally appropriated or reappropriated for various time periods based on the type of encumbrance.	(1) Same as the Executive.
(2) 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 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.	(2) Same as the Executive.
(3) Specifies that a reappropriation made pursuant to this provision lapses upon the expiration of the reappropriation time periods referenced above and requires the Director of OBM to cancel the encumbrance of the unexpended reappropriation no later than the end of the weekend following the expiration of the reappropriation period.	(3) Same as the Executive.
(4) Reappropriates on July 1 of the following fiscal biennium an unexpended balance of an encumbrance that was reappropriated on July 1 for up to two years for reclamation of land or oil and gas wells or other expenses for periods of up to two years that the Director of OBM approves and that remains encumbered at the close of the fiscal biennium.	(4) Same as the Executive.
(5) Permits the Director of OBM to correct accounting errors committed by OBM staff, such as re-establishing encumbrances or appropriations cancelled in error, during	(5) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
the cancellation of operating encumbrances in November and of nonoperating encumbrances in December.	
(6) Specifies that if the Controlling Board approved a purchase, that approval remains in effect so long as the appropriation used to make that purchase remains encumbered.	(6) Same as the Executive.

OBMCD15 **Appropriations Related to Cash Transfers and Re-Establishment of Encumbrances**

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.

OBMCD16 **Expenditures and Appropriation Increases Approved by the Controlling Board**

Section: ***503.80***	**Section:** ***503.80***
Specifies that any money that the Controlling Board approves for expenditure or any increase in appropriation that the Controlling Board approves under its authority is appropriated for the FY 2012-FY 2013 biennium.	Same as the Executive.

OBMCD17 **Transfers to the General Revenue Fund of Interest Earned**

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.

Executive	As Reported by House Finance and Appropriations
OBMCD18 **Cash Transfers to the General Revenue Fund from Non-GRF Funds**	
Section: ***512.30***	**Section:** ***512.30***
Permits the Director of OBM to transfer up to $60 million in cash over the FY 2012-FY 2013 biennium 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.	Same as the Executive.
OBMCD1 **FY 2011 GRF Ending Balance**	
Section: ***512.40***	**Section:** ***512.40***
Requires the OBM Director to transfer cash into the Disaster Services Fund (Fund 5E20) and the Teacher Incentive Program Fund (Fund 5KG0) from the FY 2011 surplus GRF revenue that would otherwise be transferred to the Budget Stabilization Fund (Fund 7013) or the Income Tax Reduction Fund (Fund 4R80). Specifies that half the amount of the FY 2011 surplus GRF revenue be transferred to Fund 5E20 and the other half to Fund 5KG0.	Same as the Executive, except caps the amount of the transfer to each of Funds 5E20 and 5KG0 at $25,000,000.
OBMCD28 **General Obligation Debt Service Payments**	
Section: ***518.10***	**Section:** ***518.10***
Specifies that certain appropriations of this act are for the purpose of paying debt service and financing costs on general obligation bonds or notes of the state. Appropriates additional amounts to fully fund those costs if additional amounts are necessary.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
OBMCD29 **Lease Payments to OPFC, PBA, and Treasurer of State**	
Section: ***518.20***	**Section:** ***518.20***
Specifies that certain appropriations of this act are for the purpose of making lease rental payments pursuant to leases and agreements related to certain bonds or notes issued under the Ohio Constitution and acts of the General Assembly. Appropriates additional amounts to fully fund those costs if additional amounts are necessary.	Same as the Executive.
OBMCD19 **Authorization for Treasurer of State and OBM to Effectuate Certain Debt Service Payments**	
Section: ***518.30***	**Section:** ***518.30***
Directs OBM to process payments from general obligation and lease rental payment appropriation items during the FY 2012-FY 2013 biennium relating to bonds or notes issued under Sections 2i, 2k, 2l, 2m, 2n, 2o, 2p, 2q, 2r, 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.
OBMCD20 **Authorization for Ohio Building Authority and OBM to Effectuate Certain Lease Rental Payments**	
Section: ***518.40***	**Section:** ***518.40***
Requires OBM, in FY 2012 and FY 2013, to process 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.

Executive	As Reported by House Finance and Appropriations
OBMCD21 State and Local Rebate Authorization	
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.
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.**
OBMCD22 Statewide Indirect Cost Recovery	
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.

Executive	As Reported by House Finance and Appropriations
OBMCD23 Transfers on Behalf of the Statewide Indirect Cost Allocation Plan	
Section: ***521.30***	**Section:** ***521.30***
(1) Allows the 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 (SWICAP) under federal regulations, from any fund included in the SWICAP, prepared as required by R.C. 126.12.	(1) Same as the Executive.
(2) Permits the Director of OBM, upon determining that no alternative source of funding is available to pay for such expenses, to transfer funds from the GRF to the fund for which the certification is made up to the amount of the certification. 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.
(3) Allows the director of an agency to certify to the Director of OBM the amount of expenses paid in error from a fund included in the SWICAP. Allows the Director of OBM to transfer cash from the fund from which the expenditure should have been made into the fund from which the expenses were erroneously paid, up to the amount of the certification.	(3) Same as the Executive.
(4) Prohibits total transfers made from the GRF by the Director of OBM under these provisions from exceeding the amounts transferred into the GRF for the purpose of recovering statewide indirect costs under R.C. 126.12.	(4) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
OBMCD24 Federal Government Interest Requirements	
Section: ***521.40***	**Section:** ***521.40***
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, as determined by the Statewide Indirect Cost Allocation Plan prepared pursuant to R.C. 126.12(A).	Same as the Executive.
OBMCD25 Federal Cash Management Improvement Act	
Section: ***521.50***	**Section:** ***521.50***
Allows the Director of OBM to cancel and re-establish all or part of encumbrances in like amounts within the funds identified by the plan required to be prepared under R.C. 131.36 for compliance with the Federal Cash Management Improvement Act. Appropriates the amounts necessary to re-establish all or part of the encumbrances.	Same as the Executive.
OBMCD26 Fiscal Stabilization and Recovery	
Section: ***521.60***	**Section:** ***521.60***
Permits the Director of OBM, to ensure the level of accountability and transparency required by federal law, to issue guidelines to any agency applying for federal money made available to this state for fiscal stabilization and recovery purposes and to prescribe the process by which agencies are to comply with any reporting requirements established by the federal government.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
OBMCD27 Oversight of Federal Stimulus Funds	
Section: ***521.70***	**Section:** ***521.70***
(1) Requires the Office of Internal Auditing (OIA) within OBM, in connection with its responsibility under current law to internally audit specified state agencies, to monitor and measure the effectiveness of funds allocated to the state as part of the federal American Recovery and Reinvestment Act of 2009 (ARRA). Requires OIA to review how funds allocated to each state agency under its oversight are spent.	(1) Same as the Executive.
(2) Requires OIA to submit a report of its findings covering each of the six-month periods during the FY 2012-FY 2013 fiscal biennium to the President of the Senate, the Speaker of the House of Representatives, the Minority Leaders of each chamber, and the chairs of the House and Senate committees handling finance and appropriations.	(2) Same as the Executive.
(3) Requires that certain quarterly reports regarding ARRA funds that are required by the federal government also be submitted to the President of the Senate, the Speaker of the House of Representatives, the Minority Leaders of each chamber, and the chairs and ranking members of the committees in the Senate and the House of Representatives handling finance and appropriations.	(3) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
CSRCD3 **Capitol Square Review and Advisory Board as Legislative Agency**	
	R.C. ***105.41***
No provision.	Specifies that the Capitol Square Review and Advisory Board is part of the legislative branch of government.
CSRCD2 **DAS Office of Information Technology Oversight**	
	R.C. ***125.021, 125.18***
No provision.	Exempts the Capitol Square Review and Advisory Board from the Department of Administrative Services' (DAS) authority to contract for telephone, telecommunication, and computer services, functions that are overseen by the DAS Office of Information Technology.
CSRCD1 **Warehouse Payments and Underground Parking Garage Fund**	
Section: ***231.10***	**Section:** ***231.10***
Requires up to $48,000 in each fiscal year from Underground Parking Garage Fund 2080 appropriation item 874601, Underground Parking Garage Operations, to be used for debt service payments related to the Capitol Collection Trust warehouse.	Same as the Executive.
Permits moneys in the Underground Parking Garage Fund (Fund 2080) to be used for personnel and operating costs of the Statehouse and the Statehouse Underground Parking Garage.	Same as the Executive.

Executive		As Reported by House Finance and Appropriations
CSRCD4	**Boiler Replacement Project**	
		Sections: ***231.10, 501.10***
No provision.		Requires $100,000 in each fiscal year from Fund 2080 appropriation item 874601, Underground Parking Garage Operations, to be used as debt service payments to the Ohio Building Authority for the boiler replacement project appropriated in Fund 7026 appropriation item C87416, Statehouse Boiler Replacement.
No provision.		Appropriates $900,000 in FY 2012 from the Administrative Building Fund (Fund 7026) to capital appropriation item C87416, Statehouse Boiler Replacement.

Executive		As Reported by House Finance and Appropriations
CACCD2	**Creation of a Problem Gambling Hotline**	
		R.C. ***3772.062***
No provision.		Requires the Ohio Casino Control Commission, in conjunction with the Department of Alcohol and Drug Addiction Services, to establish, operate, and publicize an in-state hotline Ohio residents may call at any time to obtain problem gambling information. Specifies that moneys in the Problem Casino Gambling and Addictions Fund be used to fund the hotline. **Fiscal effect: Requires that moneys from the Problem Casino Gambling and Addictions Fund (Fund 5JL0) fund a gambling hotline. Fund 5JL0 is to receive two per cent of the tax on gross casino revenues.**

Executive	As Reported by House Finance and Appropriations
COMCD20 Assessments for Video Service Providers	
	R.C. *1332.24*
No provision.	Requires assessments for video service providers, imposed by the Director of Commerce, to be deposited into the Video Service Authorization Fund (Fund 5X60) rather than the Division of Administration Fund (Fund 1630). **Fiscal effect: Provides ongoing adequate funding to support appropriations for the video service regulation program from Fund 5X60.**
COMCD4 Consent to Service of Process in Connection with Regulation D Exemption Notice Filings	
R.C. *1707.11*	**R.C. *1707.11***
Removes the requirement that a person not organized under Ohio law, not licensed as a foreign corporation, or that does not have a principal place of business in Ohio submit a consent to service of process when filing for an exemption for a security offered or sold in reliance on Regulation D of the Securities Act of 1933. **Fiscal effect: Conforms Ohio to the majority of states that have discontinued this requirement. Reduces the number of forms required to be filed with the Division of Securities.**	Same as the Executive. **Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
COMCD5 Waiver of Certain Securities Investment License, Renewal, and Notice Filing Fees	
R.C. ***1707.17***	**R.C.** ***1707.17***
Permits the Division of Securities to waive, in part or in whole, certain license, renewal, and notice filing fees for dealers, salespersons, investment advisors, investment advisor representatives, state retirement system investment officers, or Bureau of Workers' Compensation chief investment officers involved in securities investment if the waiver is in the public interest and protects securities investors.	Same as the Executive.
Fiscal effect: Minimal loss in revenue to the Division of Securities Fund (Fund 5500). This provision, though it applies to a broad range of circumstances, provides the Division the flexibility to waive fees in circumstances where a registrant would be forced to pay a double fee, for example. One such circumstance results from a provision in the federal Dodd/Frank Financial Reform Act of 2010. Effective July 21, 2011, that act requires states to be the primary regulator of investment advisors having up to $100 million in assets under management. Currently, states regulate investment advisors with up to $30 million in assets under management and the Securities and Exchange Commission (SEC) regulates entities above that threshold. As a result of the federal law, some investment advisors will be switching from regulation by the SEC to regulation by the state and thus must pay a filing fee of $100. According to COM, investment advisor firms switching to Ohio regulation already had to pay a $100 filing fee at the beginning of this year even though they were regulated by the SEC. This provision allows the additional filing fee for firms switching regulators to be waived.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
COMCD6 Increase in Credit Union Share Guaranty Corporation Annual Fee	
R.C. ***1761.04***	**R.C.** ***1761.04***
Increases the maximum annual fee placed on credit union share guaranty corporations from $5,000 to $50,000 (unchanged is the basis for the fee, which is 0.5% of a corporation's guarantee fund as shown by the corporation's last annual financial report).	Same as the Executive, but reduces the maximum annual fee to $25,000.
Fiscal effect: Gain in revenue to the Credit Unions Fund (Fund 5520) of up to $45,000 per year. Currently, there is only one credit union share guaranty corporation operating in Ohio, American Share Insurance (ASI). Increasing the maximum fee that may be charged is intended to make a credit union share guarantee corporation's assessment more comparable to what credit unions of similar size and complexity pay to the Division of Financial Institutions.	**Fiscal effect: Same as the Executive, but reduces the gain in revenue to Fund 5520 by up to $25,000 per year.**
COMCD7 Prevailing Wage Law Modifications	
R.C. ***4115.03, 4115.033, 4115.034, 4115.04, 4115.10, and 4115.16. Repealed: R.C. 4115.032***	**R.C.** ***4115.03, 4115.033, 4115.034, 4115.04, 4115.10, and 4115.16. Repealed: R.C. 4115.032 and 4582.37***
(1) Increases the current statutory monetary thresholds for determining when the Prevailing Wage Law applies to public improvements other than roads, sewers, ditches, and other related projects from $78,258 (the inflation-adjusted statutory baseline threshold of $50,000) to $5 million for new construction and from $23,447 (the inflation-adjusted statutory baseline threshold of $15,000) to $5 million for reconstruction. Requires these amounts to be adjusted biennially by the Director of Commerce, as under current law.	(1) Same as the Executive.
(2) Retains the Prevailing Wage Law thresholds at their current, inflation-adjusted levels for roads, sewers, ditches,	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
and other related projects.	
(3) Exempts from the Prevailing Wage Law public improvements undertaken by, or under contract for, state institutions of higher education.	(3) Same as the Executive.
(4) Prohibits a public authority from applying prevailing wage requirements to a public improvement that is undertaken by, or under contract for, a state institution of higher education, a school district, or an education service center.	(4) Same as the Executive.
(5) Excludes from the definition of "public improvement" an improvement that is neither constructed by a public authority nor constructed for the benefit of a public authority, even if the improvement uses or receives financing, grants, or in-kind support from a public authority.	(5) Same as the Executive.
(6) Repeals a provision of the Prevailing Wage Law that deemed certain projects to be public improvements and required all contractors and subcontractors on those projects to comply with the Prevailing Wage Law.	(6) Same as the Executive.
(7) Removes the right of an interested party to sue regarding a violation of the Prevailing Wage Law when the Director of Commerce fails to rule on the merits of an administrative complaint within 60 days after the party files that complaint with the Director.	(7) Same as the Executive.
(8) No Provision.	(8) Exempts public improvements undertaken by, or under contract for, a port authority, including port authorities created after 1964 pursuant to R.C. 4582.22, and repeals the prevailing wage requirement that applies to the construction or repair of a port authority facility.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Uncertain. These provisions could lower the cost of a public improvement project falling under the proposed threshold amounts, but it could be that the savings in labor costs are put toward expanding the scope of the project. A reduction in labor costs could also result in certain tax effects that are difficult to quantify. Finally, the change in (7) above could reduce enforcement costs for the Department's Labor and Wage Section (LAWS) if an interested party files in court before LAWS has made a determination on the alleged violation.	**Fiscal effect: Same as the Executive.**

COMCD8 Prevailing Wage Funds

R.C. ***4115.10, 4115.101, Section 512.70***	**R.C.** ***4115.10, 4115.101, Section 512.70***
(1) Abolishes the Penalty Enforcement Fund (Fund 5K70) and instead requires that moneys received from prevailing wage penalties be deposited into the Labor Operating Fund (Fund 5560).	(1) Same as the Executive.
(2) Requires the Director of Commerce, if the Director determines that any back wages in the Prevailing Wage Custodial Fund are not returnable to employees, to certify to the Treasurer of State the amount of the funds that are not returnable. Requires the Treasurer, upon receipt of such certification, to transfer the certified amount of the funds from the Prevailing Wage Custodial Fund to Fund 5560.	(2) Same as the Executive.
(3) Requires the Director of OBM to transfer the cash balance of Fund 5K70 to Fund 5560 on July 1, 2011, or as soon as possible thereafter. Abolishes Fund 5K70 upon completion of the transfer.	(3) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Potential gain in revenue to Fund 5560 from the transfer of cash from Fund 5K70 and from any back wages certified as non-returnable to employees. As of the end of FY 2010, the cash balance of Fund 5K70 was approximately $132,000. Currently, the cash balance is approximately $54,700.	**Fiscal effect: Same as the Executive.**

COMCD23 Sale of Beer for Personal Consumption by A-1 Permit Holder

	R.C. ***4303.02***
No provision.	Allows an A-1 liquor permit holder (a manufacturer of beer, ale, stout, and other malt liquors) to sell beer and beer products at retail, by the individual drink in a glass or from a container, for consumption on the premises of the permit holder. **Fiscal effect: Minimal. There are currently around 60 A-1 permit holders across the state.**

COMCD22 Issuance of F-9 Liquor Permits to Certain City Parks

	R.C. ***4303.209, 4301.62***
(1) No provision.	(1) Allows an F-9 liquor permit authorizing the sale of beer or intoxicating liquor by the individual drink to be issued to a nonprofit corporation that operates a city park or provides or manages entertainment for a nonprofit corporation that operates a city park.
(2) No provision.	(2) Specifies that the permit may be issued only in a park that is located in a county with a population of between 1.1 million and 1.2 million on the amendment's effective date.
(3) No provision.	(3) Allows the Division of Liquor Control to issue separate F-9 permits to a nonprofit corporation that operates a city park and a nonprofit corporation that provides or manages entertainment programming for the city park that are effective during the same time period, but specifies that the

Executive	As Reported by House Finance and Appropriations
	permit privileges may be exercised by only one of the permit holders at specific events and requires the other permit holder to certify to the Division that it will not use its permit privileges during that specific event.
(4) No provision.	(4) Requires the premises on which an F-9 permit will be used to be clearly defined and sufficiently restricted to allow proper supervision of the permit's use by state and local law enforcement officers and limits sales under an F-9 permit to the same hours permitted under a D-3 permit (until 1 a.m.).
(5) No provision.	(5) Specifies that the fee for an F-9 permit is $1,700 and that an F-9 permit is effective for up to nine months. Prohibits an F-9 permit holder from transferring or renewing the permit, but allows an F-9 permit holder to apply for a new F-9 permit at any time. Requires the permit holder to notify in advance the Division of Liquor Control, the Department of Public Safety, and certain local law enforcement officers about the events at which beer or intoxicating liquor will be sold.
(6) No provision.	(6) Specifies that an application for the issuance of an F-9 permit is subject to existing local notice and hearing requirements.
(7) No provision.	(7) Allows a person to have in the person's possession on an F-9 liquor permit premises an opened or unopened container of beer or intoxicating liquor that was not purchased from the holder of the F-9 permit if certain conditions are met.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: Potential minimal gain in revenue to the Undivided Liquor Permit Fund (Fund 7066), which would subsequently be distributed to the GRF (45%), the local taxing district where the permit was issued (35%), and the Statewide Treatment and Prevention Fund (Fund 4750) used by the Department of Alcohol and Drug Addiction Services (20%). The provision applies to Columbus Commons in downtown Columbus.

COMCD9 Transfer of Spirituous Liquor Distribution System to Jobs Ohio

R.C. ***4313.02, 4313.01, 4301.12***	**R.C.** ***4313.02, 4313.01, 4301.12; Section 801.30***
(1) Authorizes the state to transfer to JobsOhio all or a portion of the enterprise acquisition project for a transfer price payable by JobsOhio to the state, and requires any such transfer to be treated as an absolute conveyance and true sale of the interest in the enterprise acquisition project.	(1) Same as the Executive.
(2) Defines the "enterprise acquisition project" as all or any portion of the capital or other assets of the Liquor Control Commission or the Division of Liquor Control (DOLC), including inventory, real property rights, equipment, furnishings, the spirituous liquor distribution system, the monetary management system, warehouses, contract rights, rights to take assignment of contracts and related receipts and revenues, accounts receivable, the exclusive right to manage and control spirituous liquor distribution and sales in the state and to sell spirituous liquor in the state, and the assets and liabilities of the existing Facilities Establishment Fund.	(2) Same as the Executive, but (a) removes from the definition all or any portion of the capital or other assets of the Liquor Control Commission, (b) adds that the enterprise acquisition project means the capital or other assets of the spirituous liquor distribution and merchandising operations of DOLC, and (c) specifies that the spirituous liquor distribution system includes transportation.
(3) Defines "spirituous liquor profits" as all receipts of the state representing the gross profit on the sale of spirituous liquor, as referred to in R.C. 4301.10(B)(4), after paying all costs and expenses of JobsOhio and DOLC and providing an adequate working capital reserve for JobsOhio and DOLC, but excluding the liquor gallonage tax, as it was in	(3) Replaces the Executive provision with a provision providing that "spirituous liquor profits" means all receipts representing the gross profit on the sale of spirituous liquor, as referred to in R.C. 4301.10(B)(4), less the costs, expenses, and working capital provided for therein, but excluding the liquor gallonage tax, as it was in effect on

Executive	As Reported by House Finance and Appropriations
effect on May 2, 1980, to be paid into the state treasury.	May 2, 1980, to be paid into the state treasury. Specifies that from and after the initial transfer of the enterprise acquisition project to JobsOhio and until the project is transferred back to the state, the reference in R.C. 4301.10(B)(4) to all costs and expenses of and an adequate working capital reserve for DOLC is to be considered of or for JobsOhio.
(4) Specifies that any real or personal property of JobsOhio that is acquired, leased, or subleased under the bill and the purchase and sale of that property must be exempt from value added, sales, use, and franchise taxes and to zoning, planning, and building regulations and fees to the same extent and in the same manner as if title to that property was in the name of DOLC. In addition, exempts all income of JobsOhio from taxation in Ohio to the same extent and in the same manner as if received by the Division.	(4) Replaces the Executive provision with provisions that (a) continue the exemption from real property taxes or assessments for all or any portion of the enterprise acquisition project that would be exempt from such taxes or assessments in the absence of a transfer of the enterprise acquisition project to JobsOhio, (b) exempts the gross receipts and income of JobsOhio derived from the enterprise acquisition project from taxation by the state and political subdivisions, including, but not limited to, municipal income taxes, the sales tax, use tax, and the commercial activities tax, and (c) exempts any transfer of the enterprise acquisition project from the state to JobsOhio from sales and use taxes.
(5) States that the proceeds of any transfer may be expended as provided in the transfer agreement for any one or more of the following purposes: (a) Funding, payment, or defeasance of outstanding bonds secured by a pledge of spirituous liquor profits, (b) deposit into the GRF, (c) deposit into certain specified funds used by the Department of Development, and (d) conveyance to JobsOhio for the purposes for which it was created.	(5) Same as the Executive, but clarifies that the transfer proceeds may be used to fund, pay, or defease outstanding bonds secured by pledged liquor profits as those profits are defined in R.C. 151.40.
(6) Requires any transfer of the enterprise acquisition project that is a lease or grant of a franchise to be for a term not to exceed 25 years or that is an assignment and sale, conveyance, or other transfer to contain a provision that the state has the option to purchase back or have conveyed or transferred back to it the enterprise acquisition	(6) Same as the Executive, but specifies that any transfer must contain a provision that the state has the option to have the enterprise acquisition project conveyed or transferred back to it at no cost.

Executive	As Reported by House Finance and Appropriations
project no later than 25 years after the original transfer was authorized.	
(7) Permits the state to covenant, pledge, and agree in the transfer agreement, with and for the benefit of JobsOhio, that it will maintain statutory authority for the enterprise acquisition project and the revenues of the enterprise acquisition project and not otherwise materially impair any obligations supported by a pledge of revenues of the enterprise acquisition project.	(7) Same as the Executive.
(8) Allows the Governor, Director of Development, Director of Commerce, and the Director of OBM to take any action and execute any documents, including transfer agreements, necessary to effect the transfer and the acceptance of the transfer of the enterprise acquisition project.	(8) Same as the Executive, but (a) adds that these individuals may take any action and execute any documents without need for any other approval and (b) permits the Director of OBM to create any funds or accounts, within or without the state treasury, as are needed for the transactions and activities authorized to transfer the enterprise acquisition project to JobsOhio.
(9) Permits the Director of OBM, Director of Commerce, and Director of Development, without need for any other approval, to retain or contract for the services of commercial appraisers, underwriters, investment bankers, and financial advisors, as are necessary in their judgment to effect the transfer agreement.	(9) Same as the Executive.
(10) Permits the transfer agreement to authorize JobsOhio to sell, lease, release, or otherwise dispose of real and personal property or interests therein, or a combination thereof, acquired by JobsOhio and no longer needed for the purposes of R.C. 4313 or of JobsOhio and permits JobsOhio to grant such easements and other interests and rights in, over, under, or across all or a portion of the enterprise acquisition project as will not interfere with its use of such property. Specifies that such sale, lease, release, disposition, or grant to be made without competitive bidding and in such manner and for such consideration as Jobs Ohio in its judgment deems	(10) Same as the Executive, but adds that JobsOhio may sell, lease, release, or otherwise dispose of such real and personal property acquired by it and no longer needed for the purposes of the enterprise acquisition project (in addition to the purposes of R.C. 4313 and JobsOhio, as in the Introduced version) and, subject to specified provisions, states that ownership of the interest in the enterprise acquisition project that is transferred to JobsOhio must be maintained in JobsOhio or a nonprofit entity the sole member of which is JobsOhio until the enterprise acquisition project is transferred back to the state.

Executive	As Reported by House Finance and Appropriations
appropriate.	
(11) Permits the transfer agreement to authorize JobsOhio to fix, alter, and collect rentals and other charges for the use and occupancy of all or any portion of the enterprise acquisition project, to lease all or a portion of the enterprise acquisition project to others, including a contract with, or the granting of an option to, the state or the lessee to purchase the enterprise acquisition project for such price as JobsOhio, in its sole discretion, determines to be appropriate, or for a price determined in accordance with the terms of the transfer agreement after retirement or redemption, or provision therefor, of all obligations supported by a pledge of spirituous liquor profits.	(11) Same as the Executive, but requires the transfer agreement to include a contract with, or the granting of an option to, the state to have the enterprise acquisition project, as it then exists, transferred back to it without charge in accordance with the terms of the transfer agreement after retirement or redemption of all obligations supported by a pledge of spirituous liquor profits.
(12) Permits JobsOhio, the Director of OBM, the Director of Commerce, and the Director of Development, without the need for any other approval, to enter into a contract, which may be part of the transfer agreement, establishing the terms and conditions for the assignment of certain duties to, and the provision of advice, services, and other assistance by, DOLC with respect to the operation of the enterprise acquisition project, including providing for the necessary staffing and payment by JobsOhio of appropriate compensation to DOLC.	(12) Same as the Executive, but (a) further clarifies that JobsOhio, the Director of OBM, the Director of Commerce, and the Director of Development may enter into a contract for the continuing operation by DOLC of spirituous liquor distribution and merchandising subject to standards for performance provided in that contract that may relate to the bill's provisions governing the transfer agreement and the impairment of obligations supported by pledged revenues and (b) states that the provisions of, and activities under, any contract are subject to the requirements of current law regarding the following powers and duties of DOLC: (i) controlling the traffic in beer and intoxicating liquor in the state, including the manufacturing, importation, and sale of beer and intoxicating liquor, (ii) operating, managing, and controlling a system of state liquor stores for the sale of spirituous liquor, (iii) determining the locations of all state liquor stores and manufacturing, distributing, and bottling plants required in connection with those stores, (iv) fixing the wholesale and retail prices of spirituous liquor sold by DOLC, and (v) allocating the equitable distribution of state liquor stores and agency stores in the state.

Executive	As Reported by House Finance and Appropriations
(13) No provision.	(13) Requires the transfer agreement between the state and JobsOhio to include a requirement that JobsOhio pay for the operations of DOLC with regard to DOLC's spirituous liquor merchandising operations and requires the payments from JobsOhio to be deposited into the state treasury to the credit of the Liquor Control Fund (Fund 7043).
(14) Authorizes revenue resulting from any contracts with the Department of Commerce pertaining to responsibilities and operations described in the Liquor Control Law to be credited to the Liquor Control Fund (Fund 7043). Allows the Director of OBM to transfer money from the GRF to Fund 7043 if the Director determines that the amount in Fund 7043 is insufficient.	(14) Same as the Executive.
(15) No provision.	(15) States that the revenue estimates for FY 2012 assume receipt of $500 million in cash from JobsOhio pursuant to the transfer of the enterprise acquisition project.
Fiscal effect: The Governor's proposal envisions the transaction yielding at least $1.2 billion, though the final amount will depend on the terms of the transfer agreement. The transfer fee to the state would be funded through the issuance of revenue bonds by JobsOhio. Of the transfer proceeds, $700 million will be needed to pay off outstanding bonds backed by liquor profits. In addition, $500 million will be provided to the GRF to compensate the state for the loss of liquor profits. In addition, the agreement may also provide for annuity payments to the state beginning in FY 2014. The transfer agreement is expected to occur on or around January 1, 2012. As a result of the agreement, no FY 2013 appropriations have been provided to purchase spirituous liquor merchandise for resale or to pay the debt service on bonds backed by liquor profits.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
COMCD10 Small Government Fire Departments	
Section: ***243.10***	**Section:** ***243.10***
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.
COMCD11 Unclaimed Funds Payments	
Section: ***243.10***	**Section:** ***243.10***
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, thereby ensuring that unclaimed funds owners receive the funds due them.	Same as the Executive.
COMCD12 Unclaimed Funds Transfers	
Section: ***243.10***	**Section:** ***243.10***
Requires the Director of Commerce to transfer up to $70 million of unclaimed funds to the GRF prior to June 30, 2012 and up to another $85 million of unclaimed funds to the GRF prior to June 30, 2013.	Same as the Executive, but increases the amount transferred to $115 million and $100 million, respectively.

Executive	As Reported by House Finance and Appropriations
COMCD13 Fire Department Grants	
Section: ***243.10***	**Section:** ***243.10***
(1) Earmarks up to $1,647,140 each year from SSR Fund 5460 appropriation item 800639, Fire Department Grants, 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.	(1) Same as the Executive.
(2) Requires 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.	(2) Same as the Executive.
(3) Limits 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.	(3) Same as the Executive.
(4) Requires the State Fire Marshal to determine the total amounts to be allocated for each eligible purpose.	(4) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(5) Requires 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.	(5) Same as the Executive.
(6) Permits any appropriations in excess of the amount allocated for the grants to be used to administer the grant program.	(6) Same as the Executive.

COMCD14 Cash Transfers to the Division of Securities Investor Education and Enforcement Expense Fund

Section: ***243.10***	**Section:** ***243.10***
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 the Division of Securities Investor Education and Enforcement Expense Fund (Fund 5GK0).	Same as the Executive.

COMCD21 Cash Transfer to Video Service Authorization Fund

	Section: ***243.10***
No provision.	Requires the Director of OBM, upon the request of the Director of Commerce, to transfer up to $340,000 in cash in each fiscal year from the Division of Administration Fund (Fund 1630) to the Video Service Authorization Fund (Fund 5X60).

COMCD15 Increased Appropriation - Merchandising

Section: ***243.10***	**Section:** ***243.10***
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.

Executive	As Reported by House Finance and Appropriations
COMCD16 Development Assistance Debt Service	
Section: ***243.10***	**Section:** ***243.10***
Establishes that LCF Fund 7043 appropriation item 800633, Development Assistance Debt Service, is to pay debt service and related financing costs 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.
COMCD17 Revitalization Debt Service	
Section: ***243.10***	**Section:** ***243.10***
Requires that LCF Fund 7043 appropriation item 800636, Revitalization Debt Service, be used to pay debt service and related financing costs in FY 2012 on bonds issued for the urban revitalization component of the Clean Ohio bond program and appropriates additional amounts if necessary.	Same as the Executive.
COMCD18 Liquor Control Fund Transfers	
Section: ***243.10***	**Section:** ***243.10***
Authorizes the Director of OBM to transfer up to $10,600,000 in FY 2012 and up to $21,400,000 in FY 2013 from the GRF to the Liquor Control Fund (Fund 7043) to support the operations of the Department of Commerce, Liquor Control Commission, and the Department of Public Safety in carrying out the Liquor Control Law (Chapter 4301. of the Revised Code).	Same as the Executive, but decreases the amount of the FY 2012 transfer to up to $7,390,407 and decreases the amount of the FY 2013 transfer to up to $15,582,085 and specifies that the portion of funding for the Department of Commerce is for the Division of Liquor Control's liquor permitting and compliance functions.

Executive	As Reported by House Finance and Appropriations
COMCD19 Administrative Assessments	
Section: ***243.10***	**Section:** ***243.10***
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.

Executive		As Reported by House Finance and Appropriations
OCCCD2	**Prohibition of OCC Advocacy Against Competitive Markets**	
No provision.		**R.C.** ***4911.02*** Prohibits the Consumers' Counsel from advocating or promoting positions contrary to the development of competitive markets in Ohio, including any position contrary to natural gas retail auctions, merchant-function exit, or state policies pertaining to competitive natural gas markets. **Fiscal effect: None**
OCCCD1	**Prohibition of OCC Call Center**	
No provision.		**R.C.** ***4911.021, 4927.17, 4928.10, 4929.22*** Prohibits the Office of Consumers' Counsel (OCC) from operating a call center for consumer complaints, and requires such calls to be forwarded to the Public Utilities Commission. Removes requirements that utilities include OCC's contact information on customer bills and notices. **Fiscal effect: Reduces expenditures within GSF Fund 5F50 appropriation item 053601 by an amount between $700,000 and $900,000.**

Executive	As Reported by House Finance and Appropriations
CEBCD2 **Disaster Services Fund Transfers to the Emergency Purposes/Contingencies Appropriation Line Item**	
Section: ***247.10***	**Section:** ***247.10***
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 247.10 of the bill.	Same as the Executive.
CEBCD3 **Federal Share**	
Section: ***247.10***	**Section:** ***247.10***
Requires the Controlling Board, in transferring appropriations to and from appropriation items that have federal shares identified in the bill, to 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.

Executive	As Reported by House Finance and Appropriations
CEBCD4 Disaster Assistance	
Section: ***247.10***	**Section:** ***247.10***
(1) Permits the Department of Public Safety to request, and the Controlling Board to approve, transfers from GRF appropriation item 911401, Emergency Purposes/Contingencies, to appropriation items used by the Department to provide funding for assistance to political subdivisions and individuals made necessary by natural disasters or emergencies.	(1) Same as the Executive.
(2) Permits 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.	(2) Same as the Executive.
CEBCD5 Disaster Services	
Section: ***247.10***	**Section:** ***247.10***
(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.
(2) Permits 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.
(3) Requires Public Safety's 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	(3) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Administration, and requires 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.

CEBCD6 **Southern Ohio Correctional Facility Cost**

Section: ***247.10***	**Section:** ***247.10***
Permits the Department of Public Safety's 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.

CEBCD7 **Ballot Advertising Costs**

Section: ***247.10***	**Section:** ***247.10***
Requires the Controlling Board, pursuant to requests submitted by the Secretary of State, to approve transfers from GRF appropriation item 911441, Ballot Advertising Costs, to GSF appropriation item 050621, Statewide Ballot Advertising, in order to pay for the cost of public notices associated with statewide ballot initiatives.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
CEBCD8 **Capital Appropriation Increase for Federal Stimulus Eligibility**	
Section: ***247.10***	**Section:** ***247.10***
(1) 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.	(1) Same as the Executive.
(2) 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.	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
CSWCD1 Fees	
R.C. *4757.31*	**R.C. *4757.31***
Requires the Counselor, Social Worker, and Marriage and Family Therapist Board to establish fees for issuing a replacement copy of any wall certificate issued by the Board, approving continuing education programs, and approving providers of continuing education programs.	Same as the Executive.
Fiscal effect: Projected annual increase of $87,000 in revenue deposited into the Occupational Licensing Regulatory Fund (Fund 4K90).	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
AFCCD2 Operating Expenses	
Section: ***255.10***	**Section:** ***255.10***
Requires GRF appropriation item 371321, Operating Expenses, to be used by the Commission to perform its responsibilities.	Same as the Executive.
AFCCD1 Lease Rental Payments	
Section: ***255.10***	**Section:** ***255.10***
Requires GRF appropriation item 371401, Lease Rental Payments, to be used to meet all of the Commission's required payments between July 1, 2011 and June 30, 2013 under primary leases and agreements for cultural and sports facilities.	Same as the Executive.
AFCCD4 Project Administration Services	
Section: ***255.10***	**Section:** ***255.10***
Requires SSR Fund 4T80 appropriation item 371603, Project Administration Services, to be used by the Commission to administer Cultural and Sports Facilities Building Fund (Fund 7030) projects.	Same as the Executive.
Requires the Director of Budget and Management, on a quarterly basis, to determine the amount of cash from interest earnings to be transferred from Fund 7030 to Fund 4T80.	Same as the Executive.
Requires the Director of Budget and Management to determine, after each bond issuance, the amount of cash from any premium paid on the issuance, after all issuance costs have been paid, that is available to be transferred from Fund 7030 to Fund 4T80.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
AFCCD3 Capital Donations Fund Certifications and Appropriations	
Section: ***255.10***	**Section:** ***255.10***
Requires the Executive Director of the 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.

Executive	As Reported by House Finance and Appropriations
BDPCD1 Board of Deposit Expense Fund	
Section: ***259.10***	**Section:** ***259.10***
Requires that after receiving certification of expenses from the Treasurer of State, the Director of Budget and Management must 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.

Executive	As Reported by House Finance and Appropriations
DEVCD47 **Sporting Event Incentives**	
	R.C. ***122.121***
No provision.	Delays the date on or after which awards may be made under the Department of Development's Sports Incentive Grant Program from July 1, 2011 to July 1, 2013. **Fiscal effect: None. The program would not have begun until FY 2012 under current law.**
DEVCD8 **Minority Business Enterprise Loan Financing Requirements**	
R.C. ***122.76***	**R.C.** ***122.76***
Removes the requirement that applicants for the Department of Development's Minority Business Enterprise Loan Program have funding from one or more financial institutions or other governmental entities totaling at least 30% of the total value of the project.	Same as the Executive.
DEVCD9 **Biomedical Research and Technology Transfer Award Administrative Expenses**	
R.C. ***183.30***	**R.C.** ***183.30***
Removes the current 5% limit on the portion of the Biomedical Research and Technology Transfer Trust Fund (Fund M087) that may be used by the Third Frontier Commission for administrative expenses of the fund; specifies instead that payments may be made from the fund for administrative expenses related to awards made from the fund prior to the bill's effective date; and requires that no such payments be made after June 30, 2013.	Same as the Executive.
Fiscal effect: Limits the administrative expenses to be paid from the Biomedical Research and Technology Transfer Trust Fund (Fund M087) to those for awards issued before FY 2012.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DEVCD7 Transfer of Ohio Coal Development Office	
R.C. ***1551.32, 1551.311, 1551.33, 1551.35, 1555.02-1555.06, 1555.08, 1555.17; Sections 261.30.70 and 515.30***	**R.C.** ***1551.32, 1551.311, 1551.33, 1551.35, 1555.02-1555.06, 1555.08, 1555.17; Sections 261.30.70 and 515.30***
Transfers the Ohio Coal Development Office from the Ohio Air Quality Development Authority to the Ohio Department of Development; removes provisions that require the Coal Development Office or its Director to obtain the approval of a majority of the members of the Air Quality Development Authority to perform certain actions; and removes the Director of Development as an ex officio member of the Coal Development Office Technical Advisory Committee.	Same as the Executive.
Requires the Director of Budget and Management to transfer any unexpended and unencumbered portion and any outstanding encumbrances of Coal Research and Development Fund 7046 line item 898604, Coal Research and Development Fund, to a new capital line item in the Department of Development's budget, to be determined by the Director. Appropriates the transferred amounts plus $2,283,264 for FY 2012 and requires the funds to be used for coal research and development purposes.	Same as the Executive.
Fiscal effect: Removes all funding for the Coal Development Office from the Air Quality Development Authority and requires the creation of a new capital line item in the Department of Development's budget for coal research and development purposes.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DEVCD10 Prevailing Wage Requirements for Development Projects	
R.C. ***4115.032, (Repealed), 166.02, 1551.33, 1728.07, 4116.01, Repealed: 122.0818, 122.452, 165.031, 1551.13, 3706.042, 4981.23***	**R.C.** ***4115.032, (Repealed), 166.02, 1551.33, 1728.07, 4116.01, Repealed: 122.0818, 122.452, 165.031, 1551.13, 3706.042, 4981.23***
Removes the requirements that prevailing wage be paid to contractors for:	Same as the Executive.
(1) projects under the Department of Development's Job Ready Sites Program;	Same as the Executive.
(2) any industrial, distribution, commercial, and research projects receiving funding from the Department under Chapter 122. of the Revised Code;	Same as the Executive.
(3) projects involving the acquisition, construction, improvement, or equipping of property for industry, commerce, distribution, or research under Chapter 165. of the Revised Code;	Same as the Executive.
(4) projects receiving funding from the Department under Chapter 166. of the Revised Code;	Same as the Executive.
(5) energy resource development projects or facilities supported by the Department under Chapter 1551. of the Revised Code;	Same as the Executive.
(6) projects undertaken by community urban redevelopment corporations in conjunction with municipal corporations under Chapter 1728. of the Revised Code;	Same as the Executive.
(7) air quality projects financed by the Ohio Air Quality Development Authority under Chapter 3706. of the Revised Code; and	Same as the Executive.
(8) rail service projects funded by the Ohio Rail Development Commission under Sections 4981.11 to 4981.26 of the Revised Code	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DEVCD11 Thomas Edison Program	
Section: ***261.10.10***	**Section:** ***261.10.10***
Requires GRF appropriation item 195401, Thomas Edison Program, to be used for the purposes of sections 122.28 to 122.38 of the Revised Code, and requires not more than 10% of the appropriation in each fiscal year to be used for administrative costs of the Department of Development's Technology and Innovation Division.	Same as the Executive.
DEVCD12 Small Business Development	
Section: ***261.10.20***	**Section:** ***261.10.20***
Requires GRF appropriation item 195404, Small Business Development, to be used as matching funds for grants from the U.S. Small Business Administration and other federal agencies pursuant to federal law and regulations, and to be used for grants to local organizations for the operation of Small Business Development Centers and other local economic development activities that promote small business development and entrepreneurship.	Same as the Executive.
DEVCD13 Rapid Outreach Grants	
Section: ***261.10.30***	**Section:** ***261.10.30***
Requires GRF appropriation item 195412, Rapid Outreach Grants, to be used as an incentive for attracting, expanding, and retaining business opportunities for the state in accordance with Chapter 166. of the Revised Code, and requires no more than 5% in each fiscal year to be used for the program's administrative costs.	Same as the Executive.
Requires the Department of Development to award funds directly to business entities considering Ohio for expansion or new site locations; requires Rapid Outreach Grants to	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
be used for equipment purchases, infrastructure and real property improvements, or other fixed assets; allows funds to be awarded directly to a political subdivision for on- or off-site infrastructure improvements to various specified facilities; and allows the Director of Development to recommend alternative uses of funds in order to satisfy an economic development opportunity or extraordinary need, including projects for rail freight assistance as requested and submitted by the Department of Transportation.	
Requires that Rapid Outreach Grant awards be expended only after Controlling Board approval.	Same as the Executive.

DEVCD14 Strategic Business Investment Division and Regional Offices

Section: ***261.10.40***	**Section:** ***261.10.40***
Requires GRF appropriation item 195415, Strategic Business Investment Division and Regional Offices, to be used for the operating expenses of the Division and the regional economic development offices and for grants to cooperative economic development ventures.	Same as the Executive.

DEVCD15 Governor's Office of Appalachia

Section: ***261.10.50***	**Section:** ***261.10.50***
Authorizes GRF appropriation item 195416, Governor's Office of Appalachia, to be used for the administrative costs of planning and liaison activities for the office, to provide financial assistance for projects in Ohio's Appalachian counties, and to match federal funds from the Appalachian Regional Commission.	Same as the Executive, but also states the intent of the General Assembly to appropriate for FY 2013 the same amount that is appropriated in FY 2012 for GRF appropriation items 195501, Appalachian Local Development Districts ($391,482), and 195502, Appalachian Regional Commission Dues ($195,000).

Executive	As Reported by House Finance and Appropriations
DEVCD16 Technology Action	
Section: ***261.10.60***	**Section:** ***261.10.60***
Requires GRF appropriation item 195422, Technology Action, to be used for operating expenses incurred under sections 184.10 to 184.20 of the Revised Code, and specifies that if the appropriation is insufficient to cover such costs, the Department may request Controlling Board approval to appropriate the additional amount needed in Third Frontier Research and Development Fund appropriation item 195686, Third Frontier Operating.	Same as the Executive.
DEVCD17 Clean Ohio Implementation	
Section: ***261.10.70***	**Section:** ***261.10.70***
Requires GRF appropriation item 195426, Clean Ohio Implementation, to be used to fund the administrative costs of the Clean Ohio Revitalization Program and other urban revitalization programs of the Department of Development.	Same as the Executive.
DEVCD18 Global Markets	
Section: ***261.10.80***	**Section:** ***261.10.80***
Requires GRF appropriation item 195432, Global Markets, to be used to administer Ohio's foreign trade and investment programs, including operations of Ohio's out-of-state trade and investment offices, to fund the Global Markets Division, and to assist Ohio manufacturers, agricultural producers, and service providers with exports and attracting foreign direct investment.	Same as the Executive, but earmarks $100,000 in FY 2012 from the appropriation item for the Negev Foundation as part of the Ohio-Israel Initiative.

Executive	As Reported by House Finance and Appropriations
DEVCD19 Ohio Workforce Guarantee Program	
Section: ***261.10.90***	**Section:** ***261.10.90***
Authorizes GRF appropriation item 195434, Industrial Training Grants, to be used for the Ohio Workforce Guarantee Program to promote training through grants to businesses and the reimbursement of eligible training expenses incurred by training and education providers for services to a business consortium.	Same as the Executive.
DEVCD20 Economic Development Projects	
Section: ***261.20.10***	**Section:** ***261.20.10***
Authorizes GRF appropriation item 195528, Economic Development Projects, to be used for the purposes of Chapter 122. of the Revised Code in anticipation of the evaluation of the powers, functions, and duties of the Department of Development as prescribed in Section 187.05 of the Revised Code, in preparation for the transition of certain functions to JobsOhio. States the intent of the General Assembly that appropriations to this line item be reallocated upon the completion of the evaluation.	Same as the Executive, but earmarks $100,000 from the appropriation item in FY 2013 for the Negev Foundation as part of the Ohio-Israel Initiative.

Executive	As Reported by House Finance and Appropriations
DEVCD21 Ohio Film Office	
Section: ***261.20.20***	**Section:** ***261.20.20***
Requires the Ohio Film Office to promote media productions in the state, serve as an informational clearinghouse, and provide technical assistance to the media production industry and business entities engaged in media production in the state. Requires the Office to encourage development of a strong capital base for electronic media production in order to achieve an independent, self-supporting industry in Ohio. Requires the Office to (1) attract private investment for the electronic media production industry, (2) develop a tax infrastructure encouraging private investment, and (3) encourage increased employment opportunities within the sector and increased competition with other states.	Same as the Executive.
DEVCD22 General Obligation Debt Service	
Section: ***261.20.30***	**Section:** ***261.20.30***
(1) Requires GRF appropriation item 195901, Coal Research and Development General Obligation Debt Service, to be used to pay all debt service and related financing costs from July 1, 2011 through June 30, 2013 for obligations issued under sections 151.01 and 151.07 of the Revised Code.	Same as the Executive.
(2) Requires GRF appropriation item 195905, Third Frontier Research and Development General Obligation Debt Service, to be used to pay all debt service and related financing costs from July 1, 2011 through June 30, 2013 for obligations issued under sections 151.01 and 151.10 of the Revised Code.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(3) Requires GRF appropriation item 195912, Job Ready Site Development General Obligation Debt Service, to be used to pay all debt service and related financing costs from July 1, 2011 through June 30, 2013 for obligations issued under sections 151.01 and 151.11 of the Revised Code.	Same as the Executive.

DEVCD23 Supportive Services

Section: ***261.20.40***	**Section:** ***261.20.40***
Authorizes the Director of Development to assess the Department's divisions for the costs of central service operations, requires assessments to contain the characteristics of administrative ease and uniform application, and requires such payments to be credited to the Supportive Services Fund (Fund 1350) using an intrastate transfer voucher.	Same as the Executive.

DEVCD24 Economic Development Contingency

Section: ***261.20.40***	**Section:** ***261.20.40***
Authorizes GSF Fund 5AD0 appropriation item 195677, Economic Development Contingency, to be used to award funds directly to (1) business entities considering Ohio for expansion or new site location opportunities, or (2) political subdivisions to assist with necessary costs involved in attracting a business entity, and authorizes the Director of Development to award funds to satisfy an economic development opportunity or extraordinary need.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DEVCD25 Direct Cost Recovery Expenditures	
Section: ***261.20.40***	**Section:** ***261.20.40***
Requires GSF Fund 6850 appropriation item 195636, Direct Cost Recovery Expenditures, to be used for reimbursable costs, and requires revenues to the General Reimbursement Fund (Fund 6850) to consist of moneys charged for various non-central service administrative costs.	Same as the Executive.
DEVCD26 HEAP Weatherization	
Section: ***261.20.50***	**Section:** ***261.20.50***
Allows up to 15% of the federal funds credited to the Home Energy Assistance Block Grant Fund (Fund 3K90) to be expended from FED Fund 3K90 appropriation item 195614, HEAP Weatherization to provide home weatherization services as determined by the Director of Development. Requires any transfers or increases in appropriation for appropriation item 195614, HEAP Weatherization, or FED Fund 3K90 appropriation item 195611, Home Energy Assistance Block Grant, to be subject to Controlling Board approval.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DEVCD27 State Special Projects	
Section: ***261.20.60***	**Section:** ***261.20.60***
Permits the State Special Projects Fund (Fund 4F20) to be used for the deposit of funds from private utility companies and other miscellaneous state funds. Requires state moneys deposited in 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 used by SSR Fund 4F20 appropriation item 195699, Utility Provided Funds, for (1) verifying the income eligibility of HEAP applicants, (2) leveraging additional federal funds, (3) funding special projects to assist the homeless, (4) funding special projects to assist with the energy efficiency of PIPP households, and (5) assisting with training programs for agencies that administer low-income customer assistance programs.	Same as the Executive.
DEVCD28 Tax Incentive Programs Operating	
Section: ***261.20.70***	**Section:** ***261.20.70***
Requires SSR Fund 4S00 appropriation item 195630, Tax Incentive Programs, to be used for the operating costs of the Office of Grants and Tax Incentives.	Same as the Executive.
DEVCD29 Minority Business Enterprise Loan and Bonding	
Section: ***261.20.80***	**Section:** ***261.20.80***
(1) Requires all repayments from the Minority Development Financing Advisory Board Loan Program and the Ohio Mini-Loan Guarantee Program to be credited to the Minority Business Enterprise Loan Fund (Fund 4W10), and requires the fund's administrative costs to be paid from the fund.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(2) Permits the Director of Development, upon the recommendation of the Minority Development Financing Advisory Board, to pledge up to $10,000,000 in unclaimed funds in the FY 2012-FY 2013 biennium allocated to the Minority Business Bonding Program. Requires any transfer of unclaimed funds from the Unclaimed Funds Fund (Fund 5430) to the Minority Business Bonding Fund (Fund 4490) to occur only if funds are needed for payment of losses arising from the Minority Business Bonding Program, and only after the original transfer of $2,700,000 authorized by the Controlling Board has been used for that purpose. Permits moneys transferred for this purpose to be moneys in custodial funds held by the Treasurer of State. Requires that any expenditures made to pay losses of the Minority Business Bonding Program be made from SSR Fund 4490 appropriation item 195623, Minority Business Bonding Contingency, and appropriates such amounts.	Same as the Executive.

DEVCD6 Ohio Incumbent Workforce Training Vouchers

Section: *261.20.90*	Section: *261.20.90*
Requires the transfer of $20,000,000 in FY 2012 and $30,000,000 in FY 2013 from the Economic Development Programs Fund (Fund 5JC0) used by the Board of Regents to the Ohio Incumbent Workforce Job Training Fund (Fund 5HR0) used by the Department of Development.	Same as the Executive.
Requires up to $20,000,000 in FY 2012 and up to $30,000,000 in FY 2013 from SSR Fund 5HR0 line item 195526, Ohio Incumbent Workforce Job Training, to support the Ohio Incumbent Workforce Job Training Program. Permits the Director of Development and the Chief Investment Officer of JobsOhio to enter into an agreement to run the program under the contract between the two entities, and specifies that the agreement may include a provision allowing for the transfer, loan, or grant	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
of funds from line item 195526 to JobsOhio to provide training for incumbent workers.	
Requires any agreement between the Director and the Chief Investment Officer to contain guidelines that (1) require a maximum voucher amount of $6,000 per year, (2) allow an eligible employer to apply on behalf of an employee, (3) allow employees to apply with their employer's pre-approval, and (4) require that the training costs paid by an employer or employee not be less than 33% of the total eligible training costs.	Same as the Executive.
Fiscal effect: Sets aside $50 million over the biennium in casino license fee revenues for incumbent workforce training.	**Fiscal effect: Same as the Executive.**

DEVCD30 Advanced Energy Fund

Section: ***261.30.10***	**Section:** ***261.30.10***
Requires SSR Fund 5M50 appropriation item 195660, Advanced Energy Programs, to be used for financial assistance for eligible advanced energy projects for residential, commercial, and industrial businesses; local governments; educational institutions; nonprofits; and agriculture customers; and to pay for the program's administrative costs.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DEVCD31 Volume Cap Administration	
Section: ***261.30.10***	**Section:** ***261.30.10***
Requires SSR Fund 6170 appropriation item 195654, Volume Cap Administration, to be used for expenses related to the administration of the Volume Cap Program, and requires revenues received by the Volume Cap Administration Fund (Fund 6170) to consist of application fees, forfeited deposits, and interest earned from the custodial account held by the Treasurer of State.	Same as the Executive.
DEVCD32 Innovation Ohio Loan Fund	
Section: ***261.30.10***	**Section:** ***261.30.20***
Requires Facilities Establishment Fund Group Fund 7009 appropriation item 195664, Innovation Ohio, to be used for Innovation Ohio Program loan guarantees and loans under Chapter 166., and particularly sections 166.12 to 166.16, of the Revised Code.	Same as the Executive.
DEVCD33 Research and Development	
Section: ***261.30.10***	**Section:** ***261.30.20***
Requires Facilities Establishment Fund Group Fund 7010 appropriation item 195665, Research and Development, to be used for research and development purposes, including loans, under Chapter 166., and particularly sections 166.17 to 166.21, of the Revised Code.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DEVCD34 Logistics and Distribution Infrastructure	
Section: ***261.30.20***	**Section:** ***261.30.20***
Requires Facilities Establishment Fund Group Fund 7008 appropriation item 195698, Logistics and Distribution Infrastructure, to be used for eligible logistics and distribution infrastructure projects under section 166.01 of the Revised Code; specifies that any unexpended and unencumbered portions of the appropriation item remaining at the end of FY 2011 and FY 2012 are reappropriated for FY 2012 and FY 2013, respectively; and requires the Director of Budget and Management to transfer the remaining cash balance in the Logistics and Distribution Infrastructure Fund (Fund 7008) to the Facilities Establishment Fund (Fund 7037) when all encumbrances have been paid.	Same as the Executive.
DEVCD35 Facilities Establishment Fund	
Section: ***261.30.20***	**Section:** ***261.30.20***
(1) Requires Facilities Establishment Fund Group 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.	Same as the Executive.
(2) Allows up to $1,000,000 in FY 2012 to be transferred from the Facilities Establishment Fund (Fund 7037) to the Economic Development Financing Operating Fund (Fund 4510), subject to Controlling Board approval.	Same as the Executive.
(3) Authorizes the transfer of up to $2,500,000 in each fiscal year from the Facilities Establishment Fund (Fund 7037) to the Minority Business Enterprise Loan Fund (Fund 4W10).	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(4) Requires the Director of Budget and Management to transfer the unexpended and unencumbered cash balance in the Urban Development Loans Fund (Fund 5D20) to the Facilities Establishment Fund (Fund 7037) on July 1, 2011, or as soon as possible thereafter.	Same as the Executive.
(5) Requires the Director of Budget and Management to transfer the unexpended and unencumbered cash balance in the Rural Industrial Park Loan Fund (Fund 4Z60) to the Facilities Establishment Fund (Fund 7037) on July 1, 2011, or as soon as possible thereafter.	Same as the Executive.
DEVCD36 Capital Access Loan Program	
Section: ***261.30.20***	**Section:** ***261.30.20***
Requires Facilities Establishment Fund Group Fund 5S90 appropriation item 195628, Capital Access Loan Program, to be used for operating, program, and administrative expenses of the program, and requires program funds to be used to assist participating financial institutions in making program loans to eligible businesses that face barriers in accessing working capital and obtaining fixed-asset financing.	Same as the Executive.
DEVCD37 Clean Ohio Operating Expenses	
Section: ***261.30.30***	**Section:** ***261.30.30***
Requires Clean Ohio Revitalization Fund Group Fund 7003 appropriation item 195663, Clean Ohio Operating, to be used by the Department of Development to administer brownfield redevelopment projects of the Clean Ohio Revitalization Fund (Fund 7003).	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DEVCD38 Third Frontier Operating	
Section: ***261.30.40***	**Section:** ***261.30.40***
Requires Third Frontier Research & Development Fund Group Fund 7011 appropriation item 195686, Third Frontier Operating, and Fund 7014 appropriation item 195620, Third Frontier Operating - Tax, to be used for Department of Development operating expenses under sections 184.10 to 184.20 of the Revised Code. Requires expenses paid from line item 195686 to be limited to the administration of projects funded from the Third Frontier Research & Development Fund (Fund 7011), and requires expenses paid from line item 195620 to be limited to the administration of projects funded from the Third Frontier Research & Development Taxable Bond Project Fund (Fund 7014).	Same as the Executive.
DEVCD39 Third Frontier Research and Development Projects and Research and Development Taxable Bond Projects	
Section: ***261.30.50***	**Section:** ***261.30.50***
Requires Third Frontier Research & Development Fund Group Fund 7011 appropriation item 195687, Third Frontier Research & Development Projects, and Fund 7014 appropriation items 195692, Research & Development Taxable Bond Projects and 195620, Third Frontier Operating - Tax, to be used to fund eligible project costs.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DEVCD40 Transfers of Third Frontier Appropriations	
Section: ***261.30.50***	**Section:** ***261.30.50***
Permits the Director of Budget and Management to approve written requests from the Director of Development for the transfer of appropriations between Fund 7011 appropriation item 195687, Third Frontier Research & Development Projects, and Fund 7014 appropriation item 195692, Research & Development Taxable Bond Projects, based upon awards recommended by the Third Frontier Commission and subject to approval by the Controlling Board.	Same as the Executive.
Specifies that any unexpended and unencumbered portions of appropriation items 195687 and 195692 remaining at the end of FY 2012 are reappropriated for the same purposes in FY 2013.	Same as the Executive.
DEVCD41 Authority to Issue and Sell Original Obligations	
Section: ***261.30.50***	**Section:** ***261.30.50***
Authorizes the Ohio Public Facilities Commission, on request of the Department of Development, to issue and sell original obligations of the state under Article VIII, Section 2p of the Ohio Constitution not to exceed an aggregate amount of $400,000,000 in addition to the issuance of obligations authorized by prior acts of the General Assembly. Requires the obligations to be issued and sold in amounts necessary to ensure sufficient moneys are credited to the Third Frontier Research and Development Fund (Fund 7011) for the costs of research and development projects.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DEVCD42 Job Ready Site Operating	
Section: ***261.30.60***	**Section:** ***261.30.60***
Requires Job Ready Site Development Fund Group Fund 7012 appropriation item 195688, Job Ready Site Operating, to be used for the Department of Development's operating expenses for administering Job Ready Site Development projects under sections 122.085 to 122.0820 of the Revised Code. Specifies that operating expenses include, but are not limited to, qualified expenses of District Public Works Integrating Committees, engineering review of submitted applications by the State Architect or a third party engineering firm, audit and accountability activities, and costs associated with formal site infrastructure certifications.	Same as the Executive.
DEVCD43 Third Frontier Biomedical Research and Commercialization Support	
Section: ***261.30.80***	**Section:** ***261.30.80***
States the intent of the General Assembly, the Governor, the Director of Development, and the Director of Budget and Management to work together in continuing to provide comprehensive state support for the biomedical industry.	Same as the Executive.
DEVCD44 Unclaimed Funds Transfers	
Section: ***261.30.90***	**Section:** ***261.30.90***
Requires the Director of Commerce, upon the request of the Director of Budget and Management, to transfer up to $25,000,000 in unclaimed funds in FY 2012 and $15,000,000 in unclaimed funds in FY 2013 to the Job Development Initiatives Fund (Fund 5AD0), regardless of the allocation of unclaimed funds described under section 169.05 of the Revised Code.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires the Director of Commerce to transfer up to $5,000,000 in unclaimed funds in FY 2012 to the State Special Projects Fund, regardless of the allocation of unclaimed funds described in section 169.05 of the Revised Code.	Same as the Executive.

DEVCD45 Workforce Development

Section: ***261.40.10***	**Section:** ***261.40.10***
Authorizes 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 integrate workforce development into a larger economic development strategy, to implement the recommendations of the Workforce Policy Board, and to complete activities related to the transition of employment programs identified by the board. Permits, subject to the approval of the Director of Budget and Management, the two departments to expend moneys to support the recommendations of the Workforce Policy Board in the integration of employment functions and to complete implementation and transition activities.	Same as the Executive.

DEVCD48 Diesel Emissions Reduction Grant Program

	Section: ***512.90***
No provision.	Requires the Director of Development to administer the Diesel Emissions Reduction Grant Program, which is established in the Highway Operating Fund (Fund 7002), and to solicit, evaluate, score, and select projects submitted by public and private entities for the federal Congestion Mitigation and Air Quality (CMAQ) Program, and requires the Director of Transportation to process Federal Highway Administration-approved projects as recommended by the Director of Development.

Executive	As Reported by House Finance and Appropriations
No provision.	Requires the directors of Development, Transportation, and Environmental Protection to develop guidance for funding projects under the program.
No provision.	Allows Diesel Emissions Reduction Grant Program funds to be used to purchase hybrid and alternative fuel vehicles under CMAQ Program guidance.
No provision.	Requires public entities to be reimbursed for eligible costs from the Department of Transportation and requires private entities to be reimbursed for eligible costs from cash transferred from the Department of Transportation to the Diesel Emissions Reduction Grant Fund (Fund 3BD0) used by the Department of Development.
No provision.	Establishes Fund 3BD0 appropriation item 195697, Diesel Emissions Reduction Grants, with an appropriation of $10,000,000 in each fiscal year. Specifies that any unencumbered and unexpended balance remaining at the end of FY 2012 is appropriated for the same purpose in FY 2013.

DEVCD46 Federal Funds for Historic Preservation Loan Guarantee

Section: *521.80*	Section: *521.80*
Permits the Director of Development to seek to secure $75,000,000 in federal funds for deposit in the Historic Preservation Tax Credit Fund, and creates the fund in the state treasury.	Same as the Executive.
Requires the Director of Development to use moneys in the fund to guarantee loans in connection with approved historic rehabilitation projects. Requires priority to be given in the first funding round to projects receiving a Historic Preservation Tax Credit, and requires that the amount of a loan guarantee not exceed the amount of the tax credit.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Prohibits the transfer of any funds from the Facilities Establishment Fund (Fund 7037) to the Ohio Historic Preservation Tax Credit Fund.	Same as the Executive.
Specifies that there is no determination by the General Assembly that federal funds are available for these purposes, and states the determination of the General Assembly that public purposes would be advanced by the availability of federal funds for these purposes.	Same as the Executive.
Fiscal effect: Authorizes expenditures for historic preservation loan guarantees, contingent upon the availability of $75,000,000 in federal funds for that purpose.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DDDCD23 Separate Appropriation Item to Fulfill Martin v. Strickland Consent Order	
R.C. ***126.04, (Repealed)***	**R.C.** ***126.04, (Repealed)***
Repeals a provision that requires funds appropriated to fulfill obligations under Martin v. Strickland (expansion of home and community-based services for persons with disabilities) to be in a separate appropriation item.	Same as the Executive.
Fiscal effect: Funding for this purpose will be maintained in GRF line item 322407, Medicaid State Match.	**Fiscal effect: Same as the Executive.**
DDDCD17 Age Limits for Programs for Children with Intensive Behavioral Needs	
R.C. ***5123.0417***	**R.C.** ***5123.0417***
Increases the maximum age limit from 21 to 22 years old for children to participate in programs for children with intensive behavioral needs.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
DDDCD26 Additional Purposes for Appropriated Funds	
R.C. ***5123.0418, 5123.352, Repealed: R.C. 5126.19***	**R.C.** ***5123.0418, 5123.352, Repealed: R.C. 5126.19***
Specifies additional purposes for which the ODODD Director may use funds appropriated to ODODD including specified services to assist persons with MR/DD remain in the community and avoid institutionalization, emergency respite services, and staff training. Requires money in the Community Developmental Disabilities Trust Fund to be used for the purposes described above.	Same as the Executive, but, with regard to respite care services, specifies that the funds may be used for any respite care services, rather than only emergency respite care services provided under a county DD board's family support services program.
Permits the ODODD Director to establish priorities for using funds appropriated to ODODD.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DDDCD28 Innovative Pilot Projects	
R.C. ***5123.0418***	**R.C.** ***5123.0418***
Permits the ODODD Director to authorize innovative pilot projects that are likely to assist in promoting the objectives of state law governing ODODD and county DD boards.	Same as the Executive.
Fiscal effect: Potential minimal increase in costs.	**Fiscal effect: Same as the Executive.**
DDDCD22 Interagency Workgroup on Autism	
R.C. ***5123.0419, 3323.31***	**R.C.** ***5123.0419, 3323.31***
Authorizes the ODODD Director to establish an Interagency Workgroup on Autism.	Same as the Executive.
Establishes the Interagency Workgroup on Autism Fund and requires the ODODD Director to use money in the fund to support the activities of the Workgroup.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
DDDCD27 Residential Services Contracts	
R.C. ***5123.18, 3721.01, 5123.01, 5123.051, 5123.171, 5123.191, 5123.194, 5123.211, 5126.04, Repealed: R.C. 5123.172***	**R.C.** ***5123.18, 3721.01, 5123.01, 5123.051, 5123.171, 5123.191, 5123.194, 5123.211, 5126.04, Repealed: R.C. 5123.172***
Eliminates obsolete laws governing ODODD's former Purchase of Service Program for residential services.	Same as the Executive.
Permits ODODD to enter into a contract with a person or government agency to provide residential services to individuals with mental retardation or developmental disabilities in need of residential services.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

DDDCD20 Repeal of Residential Facility Licensure Law

R.C. ***5123.193, (Repealed), 5111.21, 5111.211, 5123.19, 5123.45***	**R.C.** ***5123.193, (Repealed), 5111.21, 5111.211, 5123.19, 5123.45***
Repeals an obsolete law that permitted, under certain circumstances, a residential facility for persons with mental retardation and developmental disabilities to obtain a license without providing ODODD a copy of a development plan for the proposed residential facility that had been approved by a county DD board.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

DDDCD24 Residential Services for Former Institutional Residents and Unserved Individuals

R.C. ***5123.211, (Repealed)***	**R.C.** ***5123.211, (Repealed)***
Repeals a provision that requires ODODD to provide or arrange for the provision of residential services for (1) former residents of institutions under ODODD's jurisdiction who ceased to be residents because of an institution's closure or significant reduction in occupancy, and (2) an equal number of individuals, from each county represented by the former residents, who need residential services but are not receiving them.	Same as the Executive.
Fiscal effect: ODODD does not expect any developmental center closures or significant census reductions in the next biennium. Potential savings in future years in the event of closures or significant reductions (defined as at least a 40% reduction in a year) in occupancy.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DDDCD30 County Developmental Disabilities Board Meetings	
	R.C. ***5126.029***
No provision.	Reduces from ten to eight the number of times a county DD board that shares a superintendent or other administrative staff with one or more other county boards is to meet each year following its annual organizational meeting. **Fiscal effect: Minimal decrease in costs to the affected county DD boards.**
DDDCD25 County Boards' Waiting Lists	
R.C. ***5126.042, 5111.872, 5126.054, 5126.08, 5126.41***	**R.C.** ***5126.042, 5111.872, 5126.054, 5126.08, 5126.41***
Eliminates most of the statutory requirements governing the waiting lists that county DD boards establish for services, leaving the requirements to be established in rules adopted by the ODODD Director. **Fiscal effect: None.**	Same as the Executive. **Fiscal effect: Same as the Executive.**
DDDCD31 County DD Boards' Enrollment Responsibilities for Medicaid Waivers	
	R.C. ***5126.0512, 5123.0413, 5126.0510***
No provision.	Requires a county DD board to ensure that at least a certain number of individuals are enrolled in any of ODODD's Medicaid waiver programs, rather than each of the waiver programs. **Fiscal effect: None.**

Executive	As Reported by House Finance and Appropriations
DDDCD29 Elimination of Rule-Making Requirements	
R.C. ***5126.08***	**R.C.** ***5126.08***
Eliminates a requirement that ODODD's rules regarding programs and services that county DD boards offer include standards for providing (1) environmental modifications and (2) specialized medical, adaptive, and assistive equipment, supplies, and supports.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
DDDCD21 Family Support Services Subsidy	
R.C. ***5126.11, 5126.0511, Section 263.10.30***	**R.C.** ***5126.11, 5126.0511, Section 263.10.30***
Removes a requirement in the Revised Code that the ODODD Director adopt rules establishing a formula for the distribution of Family Support Services funds to county DD boards.	Same as the Executive.
Specifies that GRF appropriation item 322451, Family Support Services, may be used to provide a subsidy to county DD boards for family support services, paid in quarterly installments according to a formula the ODODD Director is to develop in consultation with county DD boards, or for the purpose of addressing economic hardships and promoting operation efficiency, in an amount determined by the ODODD Director in consultation county DD boards. Specifies that county boards are not to use more than 7% of its subsidy for administration. Requires each county board to submit reports to ODODD on the use of funds received at times and in the manner specified by the ODODD Director.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DDDCD18 County Boards' Average Daily Membership Reports	
R.C. ***5126.12, 5126.05, 3323.09***	**R.C.** ***5126.12, 5126.05, 3323.09***
Eliminates a requirement that county DD boards annually certify to the ODODD Director the average daily membership in various programs and the number of children enrolled in approved preschool units.	Same as the Executive.
Fiscal effect: Minimal decrease in admininstrative costs for county DD boards and ODODD.	**Fiscal effect: Same as the Executive.**
DDDCD19 Formula for Allocation of Tax Equity Payments	
R.C. ***5126.18, Section 263.10.60***	**R.C.** ***5126.18, Section 263.10.60***
Replaces the formula used by the ODODD to allocate tax equity payments among county DD boards. Requires the Tax Commissioner, at the request of the ODODD Director, to certify the taxable value of property on each county's most recent tax list of real and public utility property, and requires the ODODD Director to calculate a six-year moving average of the per-mill yields of a county and divide that by a county's population to determine the yield per person for each county.	Same as the Executive.
Specifies a threshold for receiving a tax equity payment, which is determined by adding the population of the county with the lowest yield per person to the populations of counties in order from lowest yield per person to highest yield per person until the addition of the population of another county would increase the aggregate sum to over 30% of the total state population.	Same as the Executive.
Generally specifies that tax equity payments to each eligible county equal the population of the county multiplied by the difference between the yield per person of the threshold county and the yield per person of the eligible county.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Specifies that payments under the new formula phase-in beginning in FY 2012 with the formula fully implemented by FY 2015.	Same as the Executive.
Requires county DD boards to use tax equity payments solely to pay the nonfederal share of medicaid expenditures for home and community-based services and case management. Prohibits tax equity payments from being used to pay salaries or other compensation to county DD board personnel.	Same as the Executive.
Permits the ODODD Director to authorize tax equity payments to be used for infrastructure improvements necessary to support Medicaid waiver administration upon written request of a county DD board.	Same as the Executive.
Permits the ODODD Director to audit any county DD board receiving tax equity payments to ensure appropriate use of the payments.	Same as the Executive.
Specifies that GRF appropriation item 322503, Tax Equity, may be used to distribute funds to county DD boards to address economic hardships and promote efficiency of operations. Requires the ODODD Director, in consultation with county DD boards, to determine the amount of funds to distribute for these purposes and the criteria for distributing the funds.	Same as the Executive.
Fiscal effect: The new formula allocates funds to counties with the lowest per capita tax capacity whose cumulative populations account for 30% of the state's total population. The formula will gradually phase-in from FY 2012 to FY 2015. Temporary law allows the ODODD Director to use discretion when allocating tax equity funds. Funds can only be used by county DD boards as the nonfederal share for home and community-based Medicaid services.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DDDCD1 Lease-Rental Payments	
Section: ***263.10.10***	**Section:** ***263.10.10***
Requires ODODD to use GRF appropriation item 320415, Lease-Rental Payments, to meet all 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.
DDDCD2 Medicaid - State Match (GRF)	
Section: ***263.10.20***	**Section:** ***263.10.20***
Requires that GRF appropriation item 322407, Medicaid State Match, must be used for the following: (1) to fund home and community-based waiver services under Title XIX of the "Social Security Act" as amended; (2) to pay the nonfederal share of the cost of new intermediate care facilities for the mentally retarded certified beds if certain conditions apply; (3) to implement the requirements of agreements settling consent decrees in Sermak v. Manuel and Martin v. Strickland; (4) developmental and residential facilities services; (5) other programs as identified by the ODODD Director.	Same as the Executive.
DDDCD4 State Subsidy to County Boards	
Section: ***263.10.40***	**Section:** ***263.10.40***
Except for the amounts used for the nonfederal share of ICF/MR bed, requires that GRF appropriation item 322501, County Boards Subsidies, be used for the following purposes:	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
To provide a subsidy to county DD boards, allocated quarterly in accordance with a formula developed by the ODODD Director in consultation with the county DD boards, for early childhood and adult services, service and support administration, and supported living;	Same as the Executive.
To provide funding, as determined necessary by the ODODD Director, for residential services, including room and board, and support services that enable individuals with DD to live in the community; and	Same as the Executive.
To distribute funds to county DD boards, in an amount and by criteria determined by the ODODD Director in consultation with the boards, to address economic hardships and to promote efficiency of operations.	Same as the Executive.
Allows a county DD board, in consultation with the county's family and children first council, to transfer portions of funds received under this section to a flexible funding pool.	Same as the Executive.

DDDCD5 County Board Share of Waiver Services

Section: ***263.10.50***	**Section:** ***263.10.50***
Requires the ODODD Director to establish a methodology to be used in FY 2012 and FY 2013 to estimate the quarterly amount each county 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 to provide written notice of the amount owed by each county board for each quarter.	Same as the Executive.

DDDCD7 Medicaid Waiver - State Match

Section: ***263.10.70***	**Section:** ***263.10.70***
Requires that SSR Fund 4K80 appropriation item 322604, Medicaid Waiver - State Match, be used as state matching funds for home and community-based waivers.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DDDCD8 ICF/MR Conversion	
Section: ***263.10.80***	**Section:** ***263.10.80***
Provides the funding mechanism for conversion of ICF/MR beds to home and community-based services for the FY 2012-FY 2013 biennium by transferring cash from the General Revenue Fund to the Home and Community-Based Services Fund (Fund 4K80), used by ODODD; appropriates the transferred amount to appropriation item 322604, Medicaid Waiver - State Match; and reduces appropriation item 600525, Health Care/Medicaid, used by ODJFS.	Same as the Executive.
Provides that if receipts credited to the Medicaid Waiver Fund (Fund 3G60), which used by ODODD, or the Interagency Reimbursement Fund (Fund 3G50), which is used by ODJFS, exceed the amounts appropriated from the funds, the ODODD Director or the ODJFS Director may request that the OBM Director authorize expenditures in excess of amounts appropriated; provides that upon the approval of the OBM Director, the amounts are appropriated.	Same as the Executive.
DDDCD9 Targeted Case Management Services	
Section: ***263.10.90***	**Section:** ***263.10.90***
Requires county DD boards to pay the nonfederal portion of targeted case management services to ODODD.	Same as the Executive.
Permits the ODODD Director and the ODJFS Director to enter into an interagency agreement, under which:	Same as the Executive.
(1) ODODD must transfer cash using an intrastate transfer voucher from SSR Fund 5DJ0, the Targeted Case Management Fund, used by ODODD, to GSF Fund 5C90,	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
the Medicaid Program Support Fund, used by ODJFS, in amounts that equal the nonfederal portion of the cost of targeted case management services paid by county DD boards.	
(2) ODJFS must pay the total cost of targeted case management claims.	Same as the Executive.

DDDCD10 Withholding of Funds Owed the Department

Section: ***263.20.10***	**Section:** ***263.20.10***
Permits ODODD to withhold any amount due to a county DD board if the county board does not fully pay any amount owed to ODODD by the due date established by ODODD. Allows the ODODD Director to transfer cash to any other fund used by ODODD in an amount equal to the amount owed to ODODD that the county DD board did not pay. Specifies that transfers under this section must be made using an intrastate transfer voucher.	Same as the Executive.

DDDCD11 Transfer to Medicaid Repayment Fund

Section: ***263.20.20***	**Section:** ***263.20.20***
Requires the ODODD Director, on July 1, 2011, or as soon as possible thereafter, to request that the OBM Director transfer the cash balance in the Purchase of Service Fund (Fund 4880) to the Medicaid Repayment Fund (Fund 5H00). Abolishes Fund 4880 upon completion of the transfer. Requires the ODODD Director to cancel any existing encumbrances against GSF Fund 4880, appropriation item 322603, Provider Audit Refunds, and re-establish them against SSR Fund 5H00, appropriation item 322619, Medicaid Repayment.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DDDCD12 Developmental Center for Billing Services	
Section: ***263.20.30***	**Section:** ***263.20.30***
Permits a developmental center to provide services to persons with mental retardation or developmental disabilities who live in the community or to providers of services to such persons and authorizes ODODD to develop a methodology for recovering all costs associated with provision of these services.	Same as the Executive.
DDDCD13 Transfer of Funds for Developmental Center Pharmacy Programs	
Section: ***263.20.40***	**Section:** ***263.20.40***
Requires the ODODD Director to quarterly transfer cash from the Medicaid-Medicare Fund (Fund 3A40), which is used by ODODD, to the Medicaid Program Support - State Fund (Fund 5C90), which is used by ODJFS, in an amount equal to the nonfederal share of Medicaid prescription drug claim costs paid for all developmental centers by ODJFS.	Same as the Executive.
DDDCD14 Nonfederal Match for Active Treatment Services	
Section: ***263.20.50***	**Section:** ***263.20.50***
Requires that any county funds received by ODODD from county DD boards for active treatment be deposited into the Developmental Disabilities Operating Fund (Fund 4890).	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DDDCD15 Nonfederal Share of New ICF/MR Beds	
Section: ***263.20.60***	**Section:** ***263.20.60***
Requires ODODD to transfer funds to ODJFS to pay the nonfederal share of Medicaid costs for eligible Medicaid recipients in an ICF/MR. Authorizes the ODODD Director to use GRF appropriation item 322407, Medicaid State Match or GRF appropriation item 322501, County Boards Subsidies for the transfer. Requires that if the ICF/MR is located in a county served by a county DD board that supports the facility's certification by the ODH Director, then the cash transferred be from funds the ODODD Director has allocated to that county DD board unless the allocation is not sufficient, in which case cash allocated to other counties must be used to make up the difference.	Same as the Executive.
DDDCD16 Rate Increase for Waiver Providers Serving Former Residents of Developmental Centers	
Section: ***263.20.70***	**Section:** ***263.20.70***
Requires ODJFS, subject to approval by the Centers for Medicare and Medicaid Services, to increase the rate paid to a provider under the Individual Options Waiver by fifty-two cents for each fifteen minutes of routine homemaker/personal care provided to an individual for up to a year if all of the following apply: (1) the individual was a resident of a developmental center immediately prior to enrollment in the waiver; (2) the provider begins serving the individual on or after July 1, 2011; and (3) the ODODD Director determines that the increase rate is warranted by the individual's special circumstances.	Same as the Executive.
Fiscal effect: Increase in expenditures for Individual Options Waiver based on the amount of homemaker/personal care services provided.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
CDRCD1 Repeal of Dispute Resolution and Conflict Management Law	
R.C. ***179.01, 179.02, 179.03, 179.04 (All Repealed)***	
(1) Repeals the Dispute Resolution and Conflict Management Law.	(1) No provision.
(2) Abolishes the 12-member Ohio Commission on Dispute Resolution and Conflict Management and terminates the positions of Executive Director and personnel of the Commission.	(2) No provision.
(3) Abolishes the Dispute Resolution and Conflict Management Commission Gifts, Grants, and Reimbursements Fund in the state treasury.	(3) No provision.
Fiscal effect: Under the executive proposed budget, all funding for the Commission's operation has been eliminated.	

Executive	As Reported by House Finance and Appropriations
School Funding	
EDUCD79 Funding for Traditional School Districts	
R.C. ***3306., (Repealed or renumbered), Section 267.30.50***	**R.C.** ***3306., (Repealed or renumbered), Sections 267.30.50, 267.30.53***
Repeals the current formula for funding traditional school districts, commonly called the Evidence-Based Model (EBM).	Same as the Executive.
Establishes a method of allocating state funding for school districts in FY 2012 and FY 2013 as follows:	Same as the Executive, but adds supplemental funding as described below.
Recalculates average daily membership (ADM) for FY 2011 by basing it on the FY 2011 October count for all districts, instead of on the FY 2010 October count for most districts and the FY 2011 October count for districts with an ADM increase from FY 2010 to FY 2011 of more than 2%.	Same as the Executive.
Calculates each district's FY 2011 state aid per pupil as the district's actual state aid allocation in FY 2011 divided by the district's recalculated FY 2011 ADM.	Same as the Executive.
Calculates each district's FY 2011 charge-off valuation per pupil as the district's FY 2011 charge-off valuation divided by the district's recalculated FY 2011 ADM.	Same as the Executive.
Calculates each district's charge-off valuation index as the district's FY 2011 charge-off valuation per pupil divided by the state median FY 2011 charge-off valuation per pupil.	Same as the Executive.
Requires ODE to calculate a statewide per pupil adjustment in each fiscal year so that statewide funding does not exceed the appropriation for that year.	Same as the Executive.
Calculates each district's adjustment amount for each fiscal year as the statewide per pupil adjustment for that fiscal year multiplied by the district's charge-off valuation index and the district's current year ADM.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Calculates each district's funding allocation in each fiscal year as the district's FY 2011 state aid per pupil multiplied by the district's current year ADM minus the district's current year adjustment amount.	Same as the Executive.
No provision.	Provides supplemental funding in FY 2012 to guarantee that no district's funding decreases more than 20% from the portion of its FY 2011 funding that was supported through state funds (versus with federal stimulus funds). Provides supplemental funding in FY 2013 to guarantee that none of the districts that received supplemental funding in FY 2012 receive less than their FY 2012 funding including the supplement.
Specifies that the amount of state funding allocated in each fiscal year for special education and related services and for career-technical education for each district be equal to the amounts allocated for those purposes in FY 2011. Requires ODE to indicate this funding on the form used to calculate each district's total funding allocation.	Same as the Executive.
Requires each district to spend its allocation for career-technical education on career-technical education expenses.	Same as the Executive.
No provision.	Permits ODE to reallocate the unexpended amount of a school district's state funding allocation for career-technical education, if the district informs ODE it is unable to spend the full allocation on approved expenses. Requires ODE to first allocate the funds to districts within the original district's career-technical planning district that have growth in career-technical enrollment and then to other districts based on their growth in career-technical enrollment.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: The bill appropriates approximately $6.18 billion in FY 2012 and $6.24 billion in FY 2013 for this funding. This amount is about $336.8 million (approximately $195 per pupil) lower in FY 2012 and $273.8 million (approximately $158 per pupil) lower in FY 2013 than the estimated funding in FY 2011. Application of the charge-off valuation index results in higher wealth districts receiving larger per pupil reductions compared to FY 2011 than lower wealth districts.	**Fiscal effect: The bill appropriates approximately $6.22 billion in FY 2012 and $6.28 billion in FY 2013 for this funding. This amount is about $296.8 million (approximately $172 per pupil) lower in FY 2012 and $233.8 million (approximately $135 per pupil) lower in FY 2013 than the estimated funding in FY 2011. Application of the charge-off valuation index results in higher wealth districts receiving larger per pupil reductions compared to FY 2011 than lower wealth districts. The supplement limits the percentage reduction.**

EDUCD35 School Funding Advisory Council

R.C. ***3306.29, 3306.291, 3306.292, (All Repealed)***	**R.C.** ***3306.29, 3306.291, 3306.292, (All Repealed)***
Abolishes the School Funding Advisory Council, which is charged with making biennial recommendations with respect to the EBM.	Same as the Executive.
Fiscal effect: Reduction in expenditures for ODE for no longer providing staffing assistance to the Council.	**Fiscal effect: Same as the Executive.**

EDUCD51 School Funding

R.C. ***3317., various other sections of law***	**R.C.** ***3317., various other sections of law***
Retains the special education funding weights and categories used in the EBM, but does not use them for funding in FY 2012 or FY 2013	Same as the Executive.
Retains the current formula for transportation funding but suspends it for FY 2012 and FY 2013.	Same as the Executive.
Discontinues the practice of using the prior year's October student count unless the current year's October count is 2% greater and, instead requires use of the current-year count to derive a district's formula ADM, but continues to count each kindergarten student as one FTE.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Sets the formula amount at $5,653 for transfer payments for students attending community schools, STEM schools, and other districts through open enrollment, and colleges and universities through the Post-Secondary Enrollment Options Program.	Same as the Executive.
Retains the FY 2009 per pupil level of payments to community schools and STEM schools for special education, career-technical education, poverty-based assistance, and parity aid.	Same as the Executive.
No provision.	Requires ODE to pay community schools for serving children with disabilities regardless of whether a child enrolls in a community school after the federal reporting date of December 1.
Specifies that payments for excess special education cost from resident districts to other districts providing those services be computed using the FY 2009 formula amount ($5,732) and special education weights.	Same as the Executive.
Specifies that state payments for catastrophic special education costs be computed using the FY 2009 special education weights and categories.	Same as the Executive.
Eliminates the requirement that ODE submit an annual report to OBM on the amount of local, state, and federal pass-through special education funds allocated for each school district.	Same as the Executive.
Eliminates the requirement that ODE submit an annual report to the Governor and the General Assembly on the amount of weighted career-technical education funding spent by each school district.	Same as the Executive.
Reduces from three to one the number of school funding reports that ODE annually must submit to the Controlling Board and removes the requirement that no school funding payments be distributed without approval of the Controlling Board.	Same as the Executive, but reinstates the requirement that no school funding payments be distributed without approval of the Controlling Board.

Executive	As Reported by House Finance and Appropriations
Limits operating payments to an island district to the lesser of actual cost or the district's fiscal year 2011 amount multiplied by 93%. Specifies that if the district did not receive any funding in FY 2011, it may not receive funding in either FY 2012 or FY 2013.	Same as the Executive.
Reduces the amount deducted from school districts' state aid accounts for each Educational Choice scholarship from $5,200 to the actual amount of the scholarship (which is the lesser of tuition actually charged or $4,250 for grades K to 8 or $5,000 for grades 9 to 12).	Same as the Executive.
Fiscal effect: Transfers from school district state funding allocations to community schools, STEM schools, and other districts under open enrollment are $50 less per pupil in FY 2012 and FY 2013 than in FY 2011. Deductions from school district state funding allocations for Ed Choice scholarships are at least $950 less per scholarship student in grades K to 8 and $200 less per scholarship student in grades 9 to 12.	**Fiscal effect: Same as the Executive, but may increase transfers from school district state funding allocations to community schools if more community school special education students are counted.**

EDUCD80 Utility Property Tax Replacement Payments

R.C. ***5727.84, 5727.85, 5727.86, Section 757.20***	**R.C.** ***5727.84, 5727.85, 5727.86, Section 757.20***
Accelerates the phase-out of fixed-rate public utility property tax loss reimbursements for most school districts and JVSDs based on each district's reliance on the reimbursements as measured by the district's public utility direct reimbursement as a percentage of its total resources (total state and local operating revenue) as defined in the bill.	Same as the Executive for FY 2012 and FY 2013, but eliminates the phase-out in future years.
Specifies that beginning in FY 2012, reimbursements are to be phased out so that each district's reliance on the reimbursements falls by two percentage points per year.	Same as the Executive for FY 2012 and FY 2013, but eliminates the phase-out in future years after 4% of total resources has been phased out in the FY 2012-FY 2013 biennium.
Beginning in FY 2012, phases out reimbursements for nonoperating fixed rate levies by 25% per year.	Same as the Executive for FY 2012 and FY 2013, but eliminates the phase-out in future years after 50% has

Executive	As Reported by House Finance and Appropriations
	been phased out in the FY 2012-FY 2013 biennium.
Permits a school district or JVSD to file an appeal with the Tax Commissioner contesting a levy classification or any amount used in the calculation of their total resources. Prohibits changes to the classifications or calculations after June 30, 2013.	Same as the Executive.
Requires reimbursement payments to be made on or before August 31 and February 28 instead of in late August and February as under current law.	Same as the Executive.
States that, with respect to unvoted debt levies within the ten-mill limit, if the levy was no longer levied for debt purposes for tax year 2010 or for any tax year thereafter, payments for that levy are to be made under the new reimbursement mechanism beginning the earlier of tax year 2012 or the first tax year for which it is no longer levied for debt purposes.	Same as the Executive.
Modifies the procedure to determine how fixed-rate levy reimbursements are calculated when a district merges with or transfers territory to another district in the same manner as for TPP reimbursements (see following).	Same as the Executive.
Fiscal effect: See LSC's Bill Analysis for H.B. 153 for a more extensive discussion of these proposed statutory changes. The bill appropriates $34.0 million in FY 2012 and $30.0 million in FY 2013 for public utility tax reimbursements. Reimbursements are estimated to be $74.3 million in FY 2011.	**Fiscal effect: Same as the Executive for FY 2012 and FY 2013, but results in higher reimbursements in future years than under the Executive.**

Executive	As Reported by House Finance and Appropriations
EDUCD81 Tangible Personal Property Tax Replacement Payments	
R.C. ***5751.20, 5751.21-5751.23, Section 757.20***	**R.C.** ***5751.20, 5751.21-5751.23, Section 757.20***
Accelerates the phase-out of fixed rate TPP tax loss reimbursements for most school districts, based on each district's reliance on the reimbursements as measured by the district's FY 2010 TPP direct reimbursement as a percentage of the district's total resources (total state and local operating revenue) as defined in the bill.	Same as the Executive for FY 2012 and FY 2013, but eliminates the phase-out in future years.
Specifies that beginning in FY 2012, reimbursements for operating levies are to be phased out so that each district's reliance on the reimbursements falls by two percentage points per year.	Same as the Executive for FY 2012 and FY 2013, but eliminates the phase-out in future years after 4% of total resources has been phased out in the FY 2012-FY 2013 biennium.
Beginning in FY 2012, phases out reimbursements for nonoperating levies by 25% per year.	Same as the Executive for FY 2012 and FY 2013, but eliminates the phase-out in future years after 50% has been phased out in the FY 2012-FY 2013 biennium.
Permits a school district or JVSD to file an appeal with the Tax Commissioner contesting a levy classification or any amount used in the calculation of its total resources. Prohibits changes to the classifications or calculations after June 30, 2013.	Same as the Executive.
Specifies that reimbursement payments be made twice per year, in May and on or before November 20, beginning in FY 2012. (Current law requires three payments per year, in May, August, and October.)	Same as the Executive.
Modifies the procedure to determine how fixed-rate levy reimbursements are calculated when a district merges with or transfers territory to another district. Requires the recalculation of an affected district's reliance on the reimbursement in order to calculate the modified reimbursement amount.	Same as the Executive.
Specifies that the state education aid offsets (the increase in a district's state aid due to the decrease in its taxable	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
property value) for FY 2012 and FY 2013 equal the offset for FY 2011. Beginning in FY 2014, eliminates the transfer from the School District Property Tax Replacement Fund to the GRF to help pay for state formula aid for schools.	
Fiscal effect: See LSC's Bill Analysis for H.B. 153 for a more extensive discussion of these proposed statutory changes. The bill appropriates $722.0 million in FY 2012 and $475.0 million in FY 2013 for TPP reimbursements. Reimbursements are estimated to be $1.04 billion in FY 2011.	**Fiscal effect: Same as the Executive for FY 2012 and FY 2013, but results in higher reimbursements in future years than under the Executive.**

EDUCD55 Funding for Joint Vocational School Districts

Section: ***267.30.60***	**Section:** ***267.30.60***
Allocates funding to each joint vocational school district (JVSD) in FY 2012 and FY 2013 equal to the JVSD's total state funding allocation for the previous fiscal year.	Same as the Executive.
Fiscal effect: Funding for JVSDs totals approximately $263.0 million in each fiscal year.	**Fiscal effect: Same as the Executive.**

EDUCD67 Educational Service Centers Funding

Section: ***267.40.70***	**Section:** ***267.40.70***
Specifies that state funding for ESCs in FY 2012 is 90% of the funding provided in FY 2011 and that funding in FY 2013 is 70% of the funding provided in FY 2012.	Same as the Executive, but increases state funding for ESCs in FY 2013 to 85% of the funding provided in FY 2012.
No provision.	Redistributes state funding for an ESC that ceases operation to remaining ESCs in proportion to each remaining ESC's average daily membership.
No provision.	Provides that if two or more ESCs merge, the new ESC receives the sum of the payments calculated for the original ESCs.
Fiscal effect: The bill earmarks $41.8 million in FY 2012 and $29.3 million in FY 2013 for this funding.	**Fiscal effect: Same as the Executive, but increases the earmark for FY 2013 to $35.3 million.**

Executive	As Reported by House Finance and Appropriations
EDUCD75 Foundation and Transitional Aid Funding Reimbursement	
Section: ***267.50.60***	**Section:** ***267.50.60***
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 a settlement agreement executed on or before June 1, 2009.	Same as the Executive.
EDUCD77 Family and Children First Flexible Funding Pool	
Section: ***267.50.80***	**Section:** ***267.50.80***
Permits school districts, community schools, STEM schools, JVSDs, ESCs, and county DD boards that receive state aid to transfer portions of their allocations to a flexible funding pool created by a county family and children first council to support the provision of services to families and children.	Same as the Executive.
Fiscal effect: May provide entities with flexibility in providing services to families and children.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
Community Schools	
EDUCD5 School District Property	
R.C. ***3313.411***	**R.C.** ***3313.411, 3313.41***
Requires a school district board to offer a right of first refusal to community schools located within the district whenever the board decides to lease out real property suitable for classroom use or other educational purposes; however, permits the board to renew any existing leases it has with other entities. Provides highest priority for leasing district property to conversion community schools sponsored by the district.	Same as the Executive.
No provision.	Revises the current law granting community schools a right of first refusal to purchase school district real property by (1) applying it to all school district real property, not just property suitable for classroom space, (2) requiring districts to offer the property for sale by public auction, instead of at a price not higher than the property's appraised value, (3) permitting all community schools, their operators, and persons or entities in lease agreements with community schools to bid in the auction instead of giving just start-up schools located within the school district territory the right of first refusal.
No provision.	In addition to the modifications described above, further modifies the current law requiring school districts to offer real property that has not been used for one full school year for sale to community schools by eliminating the provision that allows the district to keep the property if it adopts a resolution stating the property will be used within three years and specifying that after a year of not being used the property must be offered for sale as described above "immediately."

Executive	As Reported by House Finance and Appropriations
No provision.	Gives community schools located within a school district and their operators right of first refusal if the district decides to donate property with a value of $2,500 or less.
No provision.	Gives community schools, their operators, and any persons or entities in lease agreements with community schools a right of action against a school district that fails to offer property as required under these provisions.
Fiscal effect: May give community schools more opportunity to obtain space for operation.	**Fiscal effect: Same as the Executive.**

EDUCD18 Joint Educational Programs

R.C. ***3313.842***	**R.C.** ***3313.842***
Permits a community school to enter into an agreement with one or more school districts or other community schools for the joint operation of an educational program, in the same manner as school districts may do under current law.	Same as the Executive.
Prohibits community schools from charging tuition or fees for their students participating in the joint program (unlike school districts under current law).	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

EDUCD111 Permit For-Profit Community Schools

	R.C. ***3314.01, 3314.03***
No provision.	Permits "entities" and "groups of individuals" to form community schools.
No provision.	Permits a community school to be established as a for-profit corporation or a limited liability corporation.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: If the provision leads to an increase in the number of community school students, transfers of state funding from school districts will increase. Districts may also have a decrease in expenditures since the district will no longer be obligated to educate the student.

EDUCD10 Restrictions on New Community Schools

R.C. ***3314.013, 3314.014, 3314.016, 3314.017, (Repealed)***	**R.C.** ***3314.014, 3314.017, (Repealed), 3314.013, 3314.015, 3314.016, 3314.02***
Repeals sections of the community school law that place a qualified moratorium on new start-up (brick and mortar) community schools. Repeals the outright moratorium on new Internet- or computer-based community schools (e-schools), which is in place until the General Assembly adopts standards for the operation of e-schools.	Same as the Executive, but reinstates the moratorium on new e-schools until the General Assembly adopts standards for their operation, and requires the Superintendent of Public Instruction, Chancellor of the Ohio Board of Regents, and the Director of the Governor's Office of 21st Century Education jointly to develop standards for the operation of e-schools and to submit them, by July 1, 2013, to the Speaker of the House and the President of the Senate for consideration of enactment by the General Assembly.
Specifies that if a community school is in academic watch or academic emergency on the provision's effective date, the school's sponsor may not sponsor any additional schools and the school's operator, if any, may not operate additional schools.	Replaces the Executive provision with a provision that permits an entity, regardless of whether that entity is subject to approval by ODE or not (includes "grandfathered" sponsors), to sponsor additional community schools only if the entity (1) is in compliance with all sponsor reporting requirements and (2) is not ranked in the lowest 10% on an annual ranking of sponsors by their composite performance index scores, which measure the academic performance of students enrolled in all community schools sponsored by the same entity.
No provision.	Repeals the existing limits on the number of community schools an entity may sponsor, and allows a sponsor to sponsor up to 100 schools.

Executive	As Reported by House Finance and Appropriations
No provision.	Eliminates the law that automatically reduces by one the maximum number of community schools an entity may sponsor for every one of the sponsor's schools that permanently closes.
Fiscal effect: If the provision leads to an increase in the number of community school students, transfers of state funding from school districts will increase. Districts may also have a decrease in expenditures since the district will no longer be obligated to educate the student.	**Fiscal effect: Same as the Executive, but may also increase administrative costs for development of the new standards.**

EDUCD94 Sponsor Discrimination

	R.C. ***3314.02***
No provision.	Prohibits an entity that is authorized to sponsor community schools from refusing to sponsor a community school based solely on the type of school that is proposed to be established, the composition of the members of the public benefit corporation that will comprise the school, or the involvement of any for-profit entity in the public benefit corporation.
	Fiscal effect: May make it easier for certain community schools to find sponsors.

Executive	As Reported by House Finance and Appropriations
EDUCD101 Community School Operators	
	R.C. ***3314.02, 3314.50***
No provision.	Modifies the definition of an operator to include any organization or individual (in addition to any nonprofit corporation under continuing law) that provides programmatic oversight and support to a community school and retains the right to terminate its affiliation with the school for failure to meet quality standards, instead of only a nonprofit. (Under continuing law an operator may also be an organization or individual that manages the daily operations of a community school pursuant to a contract between the operator and the school's governing authority.)
No provision.	Provides the following, if a community school contracts with an operator:
(1) No provision.	(1) Permits the school's governing authority to delegate any or all of its rights, duties, and responsibilities to the operator,
(2) No provision.	(2) Requires the school to offer the operator the chance to renew its contract before seeking another operator, and
(3) No provision.	(3) Specifies that the operator has standing to bring a court action concerning the school's operations or the renewal, nonrenewal, or termination of the school's contract with its sponsor.
	Fiscal effect: None.
EDUCD108 Community Schools - Governing Authorities	
	R.C. ***3314.02, 3314.025 (Repealed), 3314.026***
No provision.	Sets a term limit of three years for members serving on a community school governing authority.

Executive	As Reported by House Finance and Appropriations
No provision.	Declares that no person may be deemed to have acquired a vested right in a position as a member of a community school governing authority.
No provision.	Prohibits a governing board member, or immediate relative, from being an owner, employee, or consultant of a community school sponsor for one year after the conclusion of the member's term.
No provision.	Repeals the statute that (1) limits the amount of compensation for governing authority members of start-up community schools to $125 per meeting per month, (2) requires the compensation to be paid from state funds paid to the operator, if the school has an operator, and (3) provides for allocation of the compensation among community schools if a member serves on the governing authority of more than one community school and the different governing authorities meet at the same location on the same day. Instead, authorizes start-up school governing authorities to provide for compensation of their members, provided that an individual is compensated no more than a total of $5,000 per year for all of the governing authorities on which the individual serves.
No provision.	Requires a governing authority to give 180 days notice to operators before terminating a contract. Specifies that failure to do so results in an irrevocable agreement to continue the contract for an additional year.
No provision.	Requires an operator to replace governing authority members as members' terms expire, until all members have been replaced or reappointed, when the operator appeals a contract termination by a governing authority and the sponsor or State Board determines that the school's progress and academic goals are satisfactorily met. (Under current law, the existing governing authority is immediately removed and the operator appoints an entirely new governing authority.)

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: May increase the compensation paid to governing authority members as well as decrease expenditures for operators if they no longer use their portion of state funds to compensate governing authority members.

EDUCD92 Establishment of Community Schools Without Sponsors

	R.C. ***3314.029***
No provision.	Allows (1) a person, group of individuals, or entity to apply to ODE for authorization to establish a community school to be operated without a sponsor or (2) the governing authority of an existing community school, upon expiration or termination of its contract with the school's sponsor, to apply for authorization to continue to operate the school without a sponsor.
No provision.	Requires ODE to approve each application, unless ODE determines, within 30 days after receiving the application, that it does not meet the application requirements, and specifies that if the applicant does not correct the problems with the application and ODE denies the application, the applicant may appeal the decision to the common pleas court under the Administrative Procedures Act.
No provision.	Requires ODE to enter into a contract with the governing authority of each community school authorized under these provisions, the initial term of which may be up to 15 years.
No provision.	Prohibits the contract from requiring the community school's governing authority to make any payments to ODE.
No provision.	Requires the community school to file with the Superintendent of Public Instruction either (1) a surety bond for $1 million or (2) a guarantee of $1 million issued by an entity with a certified net worth of at least $5 million.

Executive	As Reported by House Finance and Appropriations
No provision.	Permits ODE to take any action that a sponsor may take under the Community School Law to enforce the school's compliance with the law and the terms of it's contract with ODE.
No provision.	Permits a community school that has a sponsor to merge with a community school authorized to operate without a sponsor, and terminates the sponsored school's contract with its sponsor on the date of the merger.
No provision.	Specifies that the moratorium on the establishment of new e-schools (ORC 3314.013) applies to new community schools established under this provision. **Fiscal effect: If the provision leads to an increase in the number of community school students, transfers of state funding from school districts will increase. Districts may also have a decrease in expenditures since the district will no longer be obligated to educate the student.**
EDUCD103 Renewal of Sponsorship Contract	
	R.C. ***3314.03***
No provision.	Specifies that the renewal of the contract between a community school and its sponsor is subject to the approval of the school's operator. **Fiscal effect: None.**
EDUCD109 E-school Student Immunization Requirement	
	R.C. ***3314.03***
No provision.	Exempts e-schools from student immunization requirements for admission. **Fiscal effect: None.**

Executive	As Reported by House Finance and Appropriations
EDUCD112 **Community Schools - Exemption From State Laws**	
	R.C. ***3314.04, 3314.03***
No provision.	Specifies that community schools cannot be required to comply with any law or rule that is not specified in Chapter 3314. of the Revised Code or in its contract or that does not otherwise apply to chartered nonpublic schools.
No provision.	Exempts community schools from student body mass index (BMI) screening requirements.
	Fiscal effect: May increase the flexibility of community schools.
EDUCD97 **Community School Facilities**	
	R.C. ***3314.05***
No provision.	Expressly permits two or more community schools to be located in the same facility.
No provision.	Allows a community school to be located in multiple facilities under the same sponsorship contract and to assign students of the same grade level to multiple facilities, if (1) the facilities are all located in the same county and (2) the school enters into and maintains a contract with an operator to manage the school.
No provision.	Requires ODE, in the case of a community school with multiple facilities, to assign a separate internal retrieval number (IRN) to the school and to each facility. (An IRN is a unique number used by ODE to identify various education-related entities, including community schools.)
	Fiscal effect: Minimal increase in administrative burden for ODE.

Executive		As Reported by House Finance and Appropriations
EDUCD96	**Termination of Sponsor Contract with School**	
		R.C. ***3314.07***
No provision.		Requires a community school sponsor to give the school notice of its intent to terminate or not renew the school's contract no later than 180 days (rather than 90 days, as in current law) prior to the termination or nonrenewal.
No provision.		Repeals the prohibition in current law against a sponsor and community school entering into a successor contract if the sponsor terminates, or does not renew, the original contract.
		Fiscal effect: None.
EDUCD126	**Community School Enrollment**	
		R.C. ***3314.08***
No provision.		Specifies that, for state funding purposes, a community school student is considered automatically re-enrolled the following school year until the student's enrollment is formally terminated.
		Fiscal effect: Minimal.
EDUCD105	**Use of State Funding to Pay Taxes**	
		R.C. ***3314.082, (Repealed)***
No provision.		Repeals language stating the intent of the General Assembly that no state funds paid to a community school be used to pay taxes owed by the school.
		Fiscal effect: None.

Executive	As Reported by House Finance and Appropriations
EDUCD38 E-School Spending Requirement	
R.C. ***3314.085, (Repealed)***	**R.C.** ***3314.085, (Repealed)***
Eliminates the requirement that e-schools spend per pupil on instruction at least as much as the per pupil statewide classroom teacher amount specified under the former Building Blocks school funding model ($2,931 in FY 2009)	Same as the Executive.
Fiscal effect: Gives e-schools more flexibility in the use of state funds.	**Fiscal effect: Same as the Executive.**
EDUCD89 Collective Bargaining at Community Schools	
	R.C. ***3314.10, 3319.17, 4117.01, 4117.03, 4417.06, Repealed: 3314.402***
No provision.	Prohibits employees of community school governing authorities from collectively bargaining, but allows collective bargaining agreements that cover these employees on the provision's effective date (immediate) to expire according to their own terms.
No provision.	Allows reductions in force with respect to teachers returning after a leave of absence due to being employed at a conversion community school to occur only in accordance with the administrative personnel suspension policy specified in continuing law instead of the teacher restoration policy, which is amended by the bill.
	Fiscal effect: Potential effect on employee salaries and benefits at community schools, depending on policies adopted by the schools.

Executive	As Reported by House Finance and Appropriations
EDUCD102 Community School Employees	
	R.C. ***3314.10***
No provision.	Permits a community school's teaching and nonteaching personnel to be employed by the school's operator. **Fiscal effect: None.**
EDUCD104 Sponsor Assurances	
	R.C. ***3314.19***
No provision.	Extends the annual deadline in current law for the sponsor of a community school to provide assurances to ODE about the school's preparedness for operation, from ten business days prior to the school's opening to five calendar days prior to opening. **Fiscal effect: None.**
EDUCD115 Special Education Personnel at Community Schools	
	R.C. ***3314.19***
No provision.	Specifies that, in the special education plan included in the annual report to a school's sponsor, the school's capacity to serve its student with disabilities be measured on an "instructional-period basis." **Fiscal effect: None.**

Executive	As Reported by House Finance and Appropriations
EDUCD133 **Computers Supplied by E-Schools**	
	R.C. ***3314.22***
No provision.	Eliminates the provision of current law entitling each student enrolled in an e-school to a computer and, instead, entitles the household of a student enrolled in an e-school to at least one computer, and if at least three students enrolled in an e-school reside in the same household, entitles the household to at least one additional computer. **Fiscal effect: May reduce the expenditures of e-schools if the number of computers purchased and provided by e-schools is reduced.**
EDUCD110 **E-school Student Removal Deadline**	
	R.C. ***3314.26***
No provision.	Specifies an end of the school year deadline for e-schools to withdraw students who have failed to participate in the spring administration of required assessments for two consecutive years. **Fiscal effect: Minimal.**
EDUCD91 **Automatic Closure of Community Schools**	
	R.C. ***3314.35***
No provision.	Beginning July 1, 2011, revises the performance criteria that trigger automatic closure of a community school, by requiring schools that do not offer a grade higher than 3, and schools that offer any of grades 10 to 12, to close after being in academic emergency for two of the three most recent school years (rather than three of the four most recent school years, as in current law). **Fiscal effect: Minimal.**

Executive	As Reported by House Finance and Appropriations
EDUCD113 **Tuition Free Education for Individuals Aged 22 to 29 Enrolled in Community School Dropout Prevention and Recovery Programs**	
	R.C. ***3314.38, 3323.25***
No provision.	Permits a person age 22 to 29, who does not have a high school diploma or a certificate of high school equivalence, to enroll free of tuition for two additional years of instruction at a community school in the school's dropout prevention and recovery program.
No provision.	Requires the State Board to adopt rules prescribing standards and requirements for services to students with disabilities ages 22 to 29 enrolled in a community school under this provision.
No provision.	Permits a community school to receive state funds attributable to students ages 22 to 29 who are eligible to attend school free of tuition under the amendment, from funds specifically appropriated for that purpose. **Fiscal effect: The bill appropriates $1.0 million in each fiscal year for payments to community schools under this provision.**
EDUCD99 **School Property Tax Exemption**	
	R.C. ***5709.07***
No provision.	Removes the prohibition of current law on property tax exemption for property used by a public school that is acquired by lease or otherwise with a view to profit. **Fiscal effect: May reduce tax expenditures for some public schools and reduce property tax revenues for local governments.**

Executive	As Reported by House Finance and Appropriations
EDUCD70 Community School SBH Subsidy	
Section: ***267.50.10***	**Section:** ***267.50.10***
Continues the payment in FY 2012 and FY 2013 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.
Fiscal effect: Provides for higher state payments to affected community schools.	**Fiscal effect: Same as the Executive.**
EDUCD72 Community School Operation from Residential Facilities	
Section: ***267.50.30***	**Section:** ***267.50.30***
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.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
EDUCD73 Early College Start Up Community School	
Section: ***267.50.40***	**Section:** ***267.50.40***
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.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
EDUCD76 Unauditable Community Schools	
Section: ***267.50.70***	**Section:** ***267.50.70***
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.
Fiscal effect: None. Continues current law.	**Fiscal effect: Same as the Executive.**
Educator Provisions	
EDUCD88 Chartered Nonpublic Schools Teacher Certification	
	R.C. ***3301.071***
No provision.	Permits the certification of foreign language, music, religion, computer technology, and fine arts teachers for chartered nonpublic schools if the person (1) shows specialized knowledge, skills, or expertise, (2) has three or more years of teaching experience, or (3) has completed a teacher training program. (Under current law, certification to teach in a chartered nonpublic school is limited to those with bachelor's degrees.) **Fiscal effect: None.**
EDUCD131 Exemptions for Highly Performing School Districts	
	R.C. ***3302.05***
No provision.	Prohibits the State Board from exempting excellent and effective school districts from the bill's requirements regarding teacher employment contracts, evaluations, compensation, and reductions in force. **Fiscal effect: These school districts will experience the fiscal effects of these provisions.**

Executive	As Reported by House Finance and Appropriations
EDUCD22 Teacher Incentive Payment Program	
R.C. ***3302.23, 3302.24, Section 512.40***	**R.C.** ***3302.23, 3302.24, Section 512.40***
Establishes a new program to pay $50 per-student stipends to certain classroom teachers in school districts, community schools, and STEM schools for each student enrolled in classes that have achieved more than a standard year of value-added growth. Applies the program only to teachers who teach subject areas and grade levels for which data under the value-added progress dimension is available (English language arts and math teachers in grades 4 to 8). Requires teachers to divide the stipends in the case of team teaching or students who attain the requisite value-added growth in more than one subject area. Specifies that the first stipends be based on the district and school report cards issued in August of 2012 for the 2011-2012 school year.	Same as the Executive.
Creates the Teacher Incentive Payment Program Fund, Fund 5KG0, to consist of moneys specifically appropriated for the new incentive payment program.	Same as the Executive.
Fiscal effect: The bill directs the transfer of half the surplus GRF revenue that exists on June 30, 2011 to Fund 5KG0.	**Fiscal effect: Same as the Executive, but the transfer is limited to $25.0 million.**
EDUCD11 Teacher Compensation	
R.C. ***3317.14, Repealed: R.C. 3317.13, 3317.14***	**R.C.** ***3317.14, 3317.13, 3317.141, 3314.03, 3326.11***
Repeals the minimum salary schedule based on training and years of service that applies to teachers employed by school districts, ESCs, and county DD boards.	Replaces the Executive provision with a provision that requires school districts, community schools, STEM schools, ESCs, and county DD boards, beginning in the 2013-2014 school year, to pay teachers according to a performance-based schedule.
Requires each school district, ESC, and county DD board to annually adopt a teachers' salary schedule that establishes a salary range for each of the four levels of	Replaces the Executive provision with a provision that requires the schedule be based on a teacher's level of license, whether the teacher is "highly qualified" under

Executive	As Reported by House Finance and Appropriations
teacher licensure. Requires each district, ESC, and county DD board to determine each teacher's salary within the appropriate range based on evaluations, whether the teacher is "highly qualified" under federal law, and any other factors considered relevant.	federal law, and evaluation ratings.
No provision.	Requires the schedule provide for annual adjustments based on evaluations.
No provision.	Permits payment of additional compensation to teachers who agree to perform duties that the employer determines warrant additional compensation.
Prohibits ever increasing the salary of a teacher whose salary is already higher than the maximum salary for the teacher's license, unless the teacher's salary falls below the maximum in the future.	No provision.
Specifies that these provisions prevail over collective bargaining agreements entered into on or after the provisions' (immediate) effective date.	No provision.
Fiscal effect: School districts, ESCs, and county DD boards may incur costs in the development and adoption of salary schedules, as well as in the process of determining each teacher's salary within the schedule.	**Fiscal effect: Same as the Executive.**

EDUCD128 Teacher Contracts

	R.C. ***3319.08, 3319.11, 3314.03, 3326.11***
No provision.	Prohibits awarding a continuing contract (tenure) to a teacher who was initially licensed after January 1, 2011.
No provision.	Limits an employment contract with a classroom teacher entered into by a school district, community school, STEM school, or ESC on or after the provision's (90-day) effective date to a maximum of three years, and specifies that any subsequent contracts must be for terms of two to five years.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: May give school's and ESCs more flexibility in terminating teacher employment.
EDUCD129 Teacher and Principal Evaluations	
	R.C. ***3319.11, 3319.111, 3319.112, 3319.02, 3314.03, 3326.11***
No provision.	Repeals the requirement for the State Board, in consultation with the Chancellor of the Board of Regents, to establish guidelines for the evaluation of teachers and principals for optional use by school districts, and instead requires the state Superintendent, by December 31, 2011, to develop a framework for the evaluation of teachers.
No provision.	Requires the Superintendent (1) to develop standards and criteria for teacher and principal evaluations that distinguish between four levels of performance: "highly effective," "effective," "needs improvement," and "unsatisfactory" and (2) to designate a standard of student academic growth that must be met to achieve each of the ratings.
No provision.	Specifies that the framework require each evaluation to consider: (1) quality of instructional practice, (2) communication and professionalism, and (3) parent and student satisfaction.
No provision.	Directs each school district, community school, STEM school, and ESC, by July 1, 2012, to adopt a teacher evaluation policy that utilizes the framework and that specifies the relative weight of each factor in (1) to (3) above and how each of those factors will be assessed. Requires the policy be approved by the Superintendent.
No provision.	Requires at least 50% of each teacher evaluation be based on student academic growth for students assigned to the teacher during the three most recent school years, except that if less than three years of data is available, permits the

Executive	As Reported by House Finance and Appropriations
	portion of the evaluation based on student performance to be reduced to 40%.
No provision.	Requires student academic growth to be measured by value-added data derived from the state achievement assessments when applicable and by other assessments selected by the employer when not applicable.
No provision.	Requires the employer's teacher evaluation system to (1) use multiple measures of teacher's skills and students' progress, (2) be aligned with the Educator Standards Board's standards for teachers, (3) provide statements of expectation for professional performance, (4) require observation of the teacher on at least two occasions for at least 30 minutes each time, (5) assign ratings in accordance with the state Superintendent's standards and criteria, and (6) require the teacher to be given a written report of the evaluation results, including specific recommendations for improvements.
No provision.	Requires employers to evaluate each teacher annually.
No provision.	Requires employers to use teacher evaluations to inform decisions about compensation, nonrenewal, termination, reductions in force, and professional development.
No provision.	Specifies that if a teacher receives a rating of "unsatisfactory" for two consecutive years or two of three consecutive years, a rating of "needs improvement" for three consecutive years, or a combination of ratings of "needs improvement" and "unsatisfactory" for three consecutive years, the teacher loses a continuing contract if the teacher has one.
No provision.	Requires employers to submit aggregate teacher and principal evaluation results to ODE.

Executive	As Reported by House Finance and Appropriations
No provision.	Grants civil immunity to the board of education (or other governing body), its members, and evaluators for conducting evaluations in accordance with the adopted policy.
No provision.	Specifies that the requirements regarding the teacher evaluation policy override any conflicting provisions of a collective bargaining agreement entered into on or after the provision's (90-day) effective date.
No provision.	Requires each school district's and ESC's evaluation procedures for principals (required under current law) to be based on principles comparable to the teacher evaluation policy, but tailored to the duties and responsibilities of principals.
No provision.	Requires the district or ESC to consider a principal's evaluations in decisions about compensation, termination, reductions in force, and professional development. **Fiscal effect: Potential increase in administrative costs for the state Superintendent to develop an evaluation framework. Potential increase in costs for public schools to adopt and implement evaluation policies.**

EDUCD130 Teacher Assignments

	R.C. ***3319.113***
No provision.	Prohibits a school district superintendent from assigning a teacher to a school without the mutual consent of the teacher and the school principal, if the teacher received a rating of "needs improvement" or "unsatisfactory" on the teacher's most recent evaluation.
No provision.	Permits a school district to place the teacher on unpaid leave if the teacher is unable to secure a mutual consent assignment, and allows the district to terminate the teacher's contract after one year on unpaid leave without an assignment.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: May increase the administrative burden of school principals and superintendents during the teacher assignment process.

EDUCD7 Teacher and Administrator Termination

R.C. ***3319.16, 5126.23, Repealed: 3319.161***	**R.C.** ***3319.16, 5126.23, Repealed: 3319.161***
Eliminates the option for a teacher, administrator, treasurer, internal auditor, or superintendent employed by a school district or ESC to request that a hearing on the matter of the employee's termination be held before a referee, rather than the board of education or ESC governing board.	Same as the Executive.
Prohibits the employee from both appealing the board's termination decision to the common pleas court and invoking the grievance procedure in any collective bargaining agreement covering the employee Instead, requires the employee to choose just one of those processes for an appeal.	Same as the Executive.
Eliminates the prohibition against holding a termination hearing during summer vacation without the teacher's consent.	Same as the Executive.
No provision.	Requires the State Board to adopt rules defining "good and just cause" for purposes of teacher terminations.
No provision.	Specifies that "good and just cause" includes, but is not limited to, (1) immorality, (2) a conviction or finding of guilt for an offense involving moral turpitude or for theft in office, having an unlawful interest in a public contract, soliciting or accepting improper compensation, or dereliction of duty, (3) incompetency, (4) gross insubordination, (5) willful neglect of duty, or (6) an evaluation rating of "unsatisfactory" for two consecutive years or two of three consecutive years, a rating of "needs improvement" for three consecutive years, or a combination of ratings of

Executive	As Reported by House Finance and Appropriations
	"needs improvement" and "unsatisfactory" for three consecutive years.
No provision.	Permits a school district or ESC to terminate a teacher without "good and just cause" if the teacher is in the first year of employment and has a one-year contract. Specifies that such a teacher is not entitled to the due process provisions of current law.
Fiscal effect: May decrease district's administrative and litigation costs.	**Fiscal effect: Same as the Executive, and may make it even less costly for a district to terminate a teacher.**

EDUCD6 Teacher Layoffs

R.C. ***3319.17, 3319.18***	**R.C.** ***3319.17, 3319.18, 3314.03, 3326.11***
Requires school districts and ESCs to consider quality of performance as the principal factor in determining the order of teacher layoffs.	Replaces the Executive provision with a provision that requires school districts, community schools, STEM schools, and ESCs to lay off teachers in order of their evaluation ratings, starting with teachers who receive "unsatisfactory" ratings first.
Requires a teacher's quality of performance to be measured by (1) the type of educator license held by the teacher, (2) whether the teacher is "highly qualified" under federal law, (3) evaluations of the teacher, and (4) any other criteria established by the district or ESC.	No provision.
Permits a district or ESC to consider seniority in determining the order of layoffs only after considering the factors listed above.	Replaces the Executive provision with a provision that prohibits giving preference in retention based on seniority.
Specifies that these provisions prevail over conflicting provisions of a collective bargaining agreement entered into on or after the provision's effective date.	Same as the Executive.
Eliminates the requirement that, in rehiring tenured teachers when positions become available, the order of rehiring be based on seniority.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Since, under current law, teachers with less seniority are paid less than those with more seniority, changing the order of teacher layoffs may result in districts laying off higher cost teachers, enabling them to obtain larger decreases in expenditures with fewer lay offs.	**Fiscal effect: Same as the Executive.**

EDUCD3 Out-of-State Teachers

R.C. ***3319.227***	**R.C.** ***3319.227***
Requires the State Board of Education, by July 1, 2013, to approve a list of states with licensure standards that are inadequate to ensure that a person with five years of licensure and teaching experience in that state is qualified for a professional educator license in Ohio.	Same as the Executive.
Prohibits the State Board or ODE from having reciprocity agreements with any state on the list of states with inadequate licensure standards.	Same as the Executive.
Until the list is approved, requires the State Board to issue a one-year provisional educator license to an applicant who (1) has a bachelor's degree, (2) has been licensed and employed as a teacher in another state for the last 5 years, (3) was initially licensed in a state within the last 15 years, and (4) has never had a teacher's license suspended or revoked.	Same as the Executive.
Once the list is approved, requires the State Board to automatically issue a professional educator license to any applicant who meets the above criteria and was most recently licensed in a state not on the list.	Same as the Executive.
Once the list is approved, requires the State Board to issue, to a provisional license holder who was most recently licensed to teach in a state on the list, a professional educator license upon expiration of the provisional license, if the person (1) was employed under the provisional license by a school district, community	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
school, STEM school, or an entity contracted by a district or school to provide online instruction and (2) the district or school certifies that the person's teaching was satisfactory.	
Fiscal effect: There are potential administrative costs in developing the list of states with inadequate licensure standards. Generally, the costs of ODE's licensing responsibilities are paid from licensing fees.	**Fiscal effect: Same as the Executive.**

EDUCD82 Alternative Resident Educator License

R.C. ***3319.26***	**R.C.** ***3319.26***
Changes the qualifications for obtaining and holding an alternative resident educator license in the following ways:	Same as the Executive.
(1) Eliminates the requirement that applicants complete an intensive pedagogical training institute in the principles and practices of teaching;	(1) Same as the Executive.
(2) Prohibits the State Board from requiring applicants to have a major in the teaching area; and	(2) Same as the Executive.
(3) Allows license holders to satisfy continuing education requirements with professional development provided as part of a teacher preparation program that is operated by a nonprofit organization and approved by the Chancellor of the Board of Regents.	(3) Same as the Executive.
Requires the Chancellor to approve any teacher preparation program that requires participants to have a bachelor's degree, have a cumulative undergraduate GPA of 2.5 or higher, and complete a summer training institute.	Same as the Executive.
Fiscal effect: Decrease in expenditures for ODE and the Board of Regents for no longer being required to establish the intensive pedagogical training institute. Minimal increase in administrative costs for the Board of Regents in approving teacher preparation programs.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
EDUCD16 Criminal Records Check of Adult Education Instructors	
R.C. ***3319.39***	**R.C.** ***3319.39***
Prohibits a school district, community school, STEM school, ESC, or chartered nonpublic school from requiring an applicant for the position of adult education instructor to undergo a criminal records check, if the applicant had a records check within the previous two years as a condition of being hired for short-term employment with that district, school, or ESC.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
EDUCD15 Retesting Teachers	
R.C. ***3319.58***	**R.C.** ***3319.58***
Requires ODE annually to rank order all city, exempted village, and local school districts into percentiles according to performance index score.	Same as the Executive, but changes the rank order to school buildings, rather than districts, and expands the requirement to community schools and STEM schools.
Requires each district in the lowest 10 percentiles to require its core subject area teachers to retake any written tests prescribed by the State Board for licensure in the teacher's subject area and grade level. ("Core subject areas" are: reading and English language arts, math, science, foreign language, government, economics, fine arts, history, and geography, as defined by state and federal law for determining "highly qualified teacher" status.)	Same as the Executive, but changes the requirement to buildings, rather than districts, in the lowest 10 percentiles and expands the requirement to community schools and STEM schools.
Permits a district board to use the results of the required retesting to develop or revise teachers' professional development plans or to decide whether or not to continue employing the teacher. Specifies that no decision to terminate or not to renew a teacher's employment contract may be made solely on the basis of the results of a teacher's examination until and unless the teacher has not	Same as the Executive, but additionally permits community school governing authorities and STEM school governing bodies to use the results of the required retesting to develop or revise professional development plans or to decide whether or not to continue employing the teacher.

Executive	As Reported by House Finance and Appropriations
attained a passing score on the same required examination for at least three consecutive administrations of that exam.	
Fiscal effect: Minimal.	**Fiscal effect: Same as the Executive.**
EDUCD98 Gifted Education Coordinators	
	R.C. *3324.08*
No provision.	Allows a school principal or any other employee assigned to a school also to serve as a school district's gifted education coordinator if qualified to do so.
	Fiscal effect: May decrease a school district's gifted education coordinator associated expenses.
Early Childhood	
EDUCD24 Early Childhood Education	
Section: *267.10.10*	**Section: *267.10.10***
Continues the GRF-funded early childhood education program at school districts, JVSDs, and ESCs for children at least three years old but not yet eligible for kindergarten, and whose families earn not more than 200% of the federal poverty guidelines.	Same as the Executive.
Specifies the following for participating programs: (1) prohibits development and administration costs from exceeding 15% of the cost of each program, (2) requires maintenance of fiscal records, (3) requires implementation of a corrective action plan, when needed, (4) requires certain qualifications for teachers, (5) requires alignment of curriculum to the early learning content standards, (6) requires documentation and reporting of child progress, (7) requires adherence to early learning program guidelines, (8) requires certain child or program assessments, (9) requires charging a fee, based on a sliding scale, to families who earn more than the 200% of the federal	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
poverty guidelines.	
Requires ODE to conduct an annual survey of each provider to determine whether the provider charges families tuition or fees, the amount the families are charged relative to family income levels, and the number of families and students charged.	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 a minimum of 12.5 hours per week, for the minimum school year.	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.
Requires eligible expenditures to be claimed each fiscal year to help meet the state's TANF maintenance of effort requirement and requires the Superintendent of Public Instruction and the Director of Job and Family Services to enter into an interagency agreement to fulfill this requirement including developing reporting guidelines for these expenditures.	Same as the Executive.
Fiscal effect: The bill appropriaties $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 Executive.**

Scholarship Programs

EDUCD9 Educational Choice Scholarships

R.C. ***3310.02, 3310.03, Section 733.10***	**R.C.** ***3310.02, 3310.03, Section 733.10***
Increases the number of Educational Choice scholarships from 14,000 to 30,000 for the 2011-2012 school year and 60,000 for the 2012-2013 school year and thereafter.	Same as the Executive.
Adds, as a new eligibility category for Ed Choice Scholarships, students who attend a district-operated school that, for at least two of the three preceding years,	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
ranked in the lowest 10% of all school buildings by performance index score (and was not rated excellent or effective in the third year). Qualifies kindergartners and community school students who otherwise would be assigned to such a building, and students attending a nonqualifying district school who would move to such a school in the next year.	
Assigns lower priority to students in the new category than students qualifying under the existing Ed Choice criteria, if the number of applications exceeds the number of available scholarships.	Same as the Executive.
Requires ODE to hold a second, 60-day application period for the 2011-2012 school year to award the newly authorized scholarships.	Same as the Executive.
Fiscal effect: ODE may realize an increase in administrative costs related to the additional 60-day application period. School districts may realize a decrease in revenues as cost of the scholarship is deducted from the districts' state aid allocations. District may also realize a decrease in expenditures related to no longer being obligated to educate the scholarship students.	**Fiscal effect: Same as the Executive.**
EDUCD37 Autism Scholarship Program	
R.C. *3310.41*	**R.C. *3310.41***
Specifies that the services provided under the Autism Scholarship program must include an educational component.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
EDUCD119 Cleveland Scholarship Pilot Program	
	R.C. *3313.975, 3313.978*
No provision.	Removes the requirement that, in order to receive a Cleveland Scholarship for high school, the student must previously have received a scholarship at some time during grades K to 8. **Fiscal effect: May increase the number of scholarships awarded subject to the appropriation for the program.**
EDUCD118 Cleveland Scholarship Program Amounts	
	R.C. *3313.978*
No provision.	Increases the scholarship amounts under the Cleveland Scholarship Program as follows:
(1) No provision.	(1) For K-8 students, $4,250 in fiscal year 2012 and thereafter, up from $3,450 as under current law;
(2) No provision.	(2) For 9-12 students, $5,000 in fiscal year 2012 and thereafter, up from $3,450 as under current law.
	Fiscal effect: The total cost of the program is restricted by the amount of the appropriation. The bill provides $24.4 million for the program in each fiscal year. This is an increase of $5.0 million over the Executive appropriation.

Other Education Provisions

EDUCD19 Educational Service Center Contracts with Local Entities	
R.C. *307.86, 505.101, 3313.846*	**R.C. *307.86, 505.101, 3313.846***
Permits ESCs to enter into service contracts with other political subdivisions. Specifies that contracts with counties and townships are not subject to competitive bidding.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Provides ESCs with an additional source of revenue and expense.	**Fiscal effect: Same as the Executive.**
EDUCD39 School District Operating Standards	
R.C. ***3301.07, 3306.33 (Repealed)***	**R.C.** ***3301.07, 3301.16***
Makes permissive, rather than mandatory, the State Board's adoption of the following additional operating standards for school districts: (1) effective and efficient organization, administration, and supervision of each district and building; (2) establishment of business advisory councils and family and civic engagement teams; (3) job-embedded professional development and professional mentoring and coaching, release time for professional development, and reasonable access to classrooms for administrators for observation and professional development experiences; and (4) creation of a school leadership team for each building.	Same as the Executive.
Eliminates the State Board's explicit authority to revoke the charter of a school district that fails to comply with the standards.	Same as the Executive.
Fiscal effect: May reduce the administrative burden of the State Board.	**Fiscal effect: Same as the Executive.**
EDUCD132 Testing of Students with Disabilities	
	R.C. ***3301.0711***
No provision.	Requires the individualized education program developed for a disabled student to specify the manner in which the student will participate in the state achievement assessments.
	Fiscal effect: None.

Executive	As Reported by House Finance and Appropriations
EDUCD121 Statewide Academic Standards and Assessments	
	R.C. ***3301.079, 3301.0710, 3301.0712***
No provision.	Removes the requirement that the State Board of Education's statewide academic standards specify the development of skill sets as they relate to creativity and innovation, critical thinking and problem solving, communication and collaboration, and skill sets that promote personal management, productivity and accountability, and leadership and responsibility.
No provision.	Removes "other skills necessary in the twenty-first century" as an area to be measured by the statewide assessment program.
No provision.	Removes the senior project from the high school graduation requirements as a component of the college and work ready assessments.
No provision.	Eliminates the development of a composite score system for the college and work ready assessments system.
	Fiscal effect: Potential decrease in ODE administrative costs.
EDUCD14 Governor's School Recognition Program	
R.C. ***3301.31***	**R.C.** ***3301.31***
Creates the Governor's Effective and Efficient School program to annually recognize the top 10% of all public (school district, community, JVSD, and STEM schools) and chartered nonpublic schools based on student performance and cost effectiveness. Directs ODE to establish criteria for the program.	Same as the Executive.
Fiscal effect: Likely increase in administrative costs for ODE for the developmont of the program.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
EDUCD4 Parent Petitions for School Reforms	
R.C. *3302.042*	**R.C. *3302.042***
Requires ODE annually to rank all district-operated schools in order according to their performance index scores.	Same as the Executive.
Specifies that when a school has been ranked in the lowest 5% for three or more consecutive years and the parents of at least 50% of the school's students petition to implement one of the following reforms, the district must implement that reform in the next school year:	Same as the Executive, but designates the provision as a pilot project limited to schools operated by the Columbus City School District.
(1) reopen the school as a community school,	(1) Same as the Executive.
(2) replace at least 70% of the school's personnel who are related to the poor academic performance, or retain up to but no more than 30% of the staff,	(2) Same as the Executive.
(3) contract with a regular public school district, or a nonprofit or for-profit entity to operate the school,	(3) Same as the Executive.
(4) turn operation of the school over to ODE, or	(4) Same as the Executive.
(5) any other restructuring of the school that makes fundamental reforms in staffing or governance.	(5) Same as the Executive.
Prohibits the school district from implementing the requested reform if:	Same as the Executive.
(1) The district board of education determines that the request is for reasons other than improving student academic achievement or student safety,	(1) Same as the Executive.
(2) The Superintendent of Public Instruction determines that the request does not comply with ODE's Model of Differentiated Accountability,	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(3) The petitioners have requested ODE to take over the school's operation and ODE has not agreed, or	(3) Same as the Executive.
(4) The district has held a public hearing on the matter and issued a statement explaining why it cannot implement the requested reform and agreeing to implement another of the reforms, and both the Superintendent and State Board of Education have approved the alternative reforms.	(4) Same as the Executive.
No provision.	Directs ODE to annually evaluate the pilot program and submit a report to the General Assembly beginning not later than six months after the first parent petition has been resolved.
Fiscal effect: Implementation of one of the reform plans would likely increase administrative costs for the affected school district.	**Fiscal effect: Same as the Executive, but may also increase ODE administrative expenses to evaluate the program and report annually to the General Assembly.**

EDUCD12 Innovation Schools and Innovation Zones

R.C. ***3302.06, 3302.061-3302.068***	**R.C.** ***3302.06, 3302.061-3302.068***
Allows a school district to designate a single school as an innovation school, or a group of schools as an innovation school zone, for the purpose of implementing an innovation plan designed to improve student academic performance.	Same as the Executive.
Requires a majority of the teachers and a majority of the administrators in each participating school to consent to apply for the designation.	Same as the Executive.
Requires school districts to give preference to applications that propose innovations in the areas of (1) curriculum, (2) student assessments, (3) class scheduling, (4) accountability measures, (5) provision of student services, (6) provision of social services, (7) preparation of students for transition to higher education or the workforce, (8) teacher recruitment, employment, and evaluation, (9) compensation for school personnel, (10) professional development, (11) school governance and the role of the	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
principal, or (12) use of resources.	
Requires the State Board to designate a district that approves an application for an innovation school or innovation school zone as a school district of innovation, which authorizes the district to implement the innovation plan, unless the State Board finds that the plan is financially unfeasible or will likely result in decreased student achievement.	Same as the Executive.
Requires the State Board to waive any education laws or administrative rules that prevent implementation of an innovation plan, except for laws and rules related to (1) school district funding, (2) services for disabled or gifted students, (3) provision of career-technical education, (4) state achievement assessments, (5) district and building report cards, (6) sanctions under the federal No Child Left Behind Act, (7) education data reporting, (8) criminal records checks, and (9) contributions to state retirement systems.	Same as the Executive.
Allows any provisions of a collective bargaining agreement to be waived to implement an innovation plan, if at least 60% of the members of the bargaining unit working in each participating school approve the waiver.	Same as the Executive.
Requires a school district to review the performance of each innovation school or innovation school zone every three years, and permits the district to revoke the designation if the participating schools are not making sufficient improvements in student academic achievement.	Same as the Executive.
Authorizes a school district or a participating school to accept funds from any public or private entity to support implementation of an innovation plan.	Same as the Executive.
Requires ODE to issue an annual report on school districts of innovation.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Minimal increase in administrative costs for ODE to issue annual report and for the State Board in approving school innovation plans. Schools and districts applying for school innovation status may incur administrative costs in the application process. These schools may also experience increased flexibility.	**Fiscal effect: Same as the Executive.**

EDUCD17 Restructuring of District-Operated Schools

R.C. ***3302.12***	**R.C.** ***3302.12***
Requires the Superintendent of Public Instruction to rank all district-operated schools annually according to their performance index scores. In the case of schools to which the performance index score does not apply, requires the Superintendent to develop another measure of student performance to enable inclusion in the rankings.	Same as the Executive.
Specifies that if a school is ranked in the lowest 5% statewide for three consecutive years and is in academic watch or academic emergency, the district board of education must either:	Same as the Executive.
(1) Close the school and reassign the students to other buildings;	(1) Same as the Executive.
(2) Contract with a regular public school district, or nonprofit or for-profit entity with a demonstrated record of effectiveness to operate the school;	(2) Same as the Executive.
(3) Replace the school's principal and teaching staff, exempt the school from board rules regarding curriculum and instruction upon request of the new principal, and provide funding for each student in the school at least equal to the per pupil amount of all district revenues; or	(3) Same as the Executive.
(4) Reopen the school as a conversion community school.	(4) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Increase in administrative costs for ODE to develop another measure of student performance for schools to which the performance index score does not apply. Potential increase in expenditures for school districts to adopt one of the specified actions.	**Fiscal effect: Same as the Executive.**

EDUCD8 Classroom Expenditure and Student Performance Data

R.C. ***3302.20***	**R.C.** ***3302.20, 3302.25***
Requires ODE to develop, by January 1, 2012, and the State Board of Education to adopt, by July 1, 2012, standards for determining the amount of school district, community school, and STEM school annual operating expenditures for classroom instruction and the amount for nonclassroom purposes.	Same as the Executive, but requires ODE to distinguish between brick-and-mortar community schools and e-schools.
Requires ODE to use those standards and existing data to:	Same as the Executive, but requires ODE to distinguish between brick-and-mortar community schools and e-schools.
(1) determine the percentage of each district's, community school's, or STEM school's total operating budget that is spent for classroom instruction for each fiscal year, beginning with FY 2008,	Same as the Executive, but requires ODE to distinguish between brick-and-mortar community schools and e-schools.
(2) categorize districts and schools primarily by size,	Same as the Executive, but requires ODE to distinguish between brick-and-mortar community schools and e-schools.
(3) rank districts and schools within each category according to percentage of operating expenditures for classroom instruction, and	Same as the Executive, but requires ODE to distinguish between brick-and-mortar community schools and e-schools.
(4) report on ODE's website and on district and school report cards the percentages and ranking for each district or school, for each category, and for all districts and schools combined.	Same as the Executive, but requires ODE to distinguish between brick-and-mortar community schools and e-schools.

Executive	As Reported by House Finance and Appropriations
Requires ODE to denote, within the classroom expenditure rankings, districts and schools that are among the lowest 20% statewide in total operating expenditures per pupil or among the highest 20% statewide on the academic performance index.	Same as the Executive, but requires ODE to distinguish between brick-and-mortar community schools and e-schools.
No provision.	Requires ODE to report annually to each school district its ratio of instructional operating expenditures to administrative operating expenditures, per pupil amount of instructional operating expenditures, per pupil amount of administrative operating expenditures, percentage of operating expenditures attributable to school district funds, and the statewide average for each of these items.
No provision.	Requires each school district to publish the report from ODE on its web site and in another fashion.
Fiscal effect: Likely increase in ODE's administrative costs for development of standards and for reporting.	**Fiscal effect: Same as the Executive.**

EDUCD13 Performance and Expenditure Reports

R.C. ***3302.21***	**R.C.** ***3302.21***
Requires ODE, annually, to rank order each school district, community school, and STEM school according to:	Same as the Executive.
(1) performance index score,	(1) Same as the Executive.
(2) student performance growth from year to year (as measured by either the value-added progress dimension where available or, for grades or subjects for which it is not available, some other indicator designated by the Superintendent of Public Instruction),	(2) Same as the Executive.
(3) career-technical performance measures as required under federal law,	(3) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(4) current operating expenditures per pupil, and	(4) Same as the Executive.
(5) percentage of total current operating expenditures spent for classroom instruction.	(5) Same as the Executive.
Requires ODE to issue an annual report for each school district, community school, and STEM school indicating its ranking on each of those five measures.	Same as the Executive.
Requires that, if a school district is a vocational education planning district or lead (vocational education) district, its ranking and report under (3) above include the performance of all of the career technical students served by the district (including those from other districts).	Same as the Executive.
Fiscal effect: Potential increase in ODE's administrative costs for development of a yearly progress measure and production of the report.	**Fiscal effect: Same as the Executive.**

EDUCD122 Mulitple-Track Curriculum Pilot Project

	R.C. ***3302.30***
No provision.	Requires the Superintendent of Public Instruction to establish a pilot project in Columbiana County under which one or more school districts offer a multiple-track high school curriculum, with at least three distinct career tracks, including a college preparatory track and a career-technical track. Prohibits any district from being required to participate.
No provision.	Allows the different career tracks to be offered at different campuses.
No provision.	Directs ODE to provide technical assistance in developing the curriculum tracks.

Executive	As Reported by House Finance and Appropriations
No provision.	Directs the Superintendent to apply for private and other non-state funds, and allows the use of other available state funds, to support the pilot project.
No provision.	Requires participating school districts to report data and results to the Superintendent. Directs the Superintendent to submit a report to the General Assembly not later than December 31st of the third school year in which the pilot project is operating. **Fiscal effect: Increase in administrative costs for ODE for technical assistance and reporting.**

EDUCD106 Harmon Commission

	R.C. ***3306.51, 3306.52 - 3306.59 (All Repealed)***
No provision.	Repeals the Harmon Commission, which was tasked with the approval of applications designating and awarding grants to classrooms as "creative learning environments." **Fiscal effect: None. The Commission was never funded.**

EDUCD20 School District Agreements with Educational Service Centers

R.C. ***3311.05, 3313.843, 3311.845, 3319.19, 3311.059 (Repealed)***	**R.C.** ***3311.05, 3313.843, 3311.845, 3319.19, 3311.059 (Repealed)***
Requires every school district with an average daily membership of 16,000 or less to enter into an agreement with an ESC for services.	Same as the Executive, but changes the basis for determining whether a school district is required to enter into an agreement with an ESC from its "average daily membership" to its "total student count".
Permits, but does not require, every school district with an average daily membership greater than 16,000 to enter into an agreement with an ESC for services.	Same as the Executive, but changes "average daily membership" to "total student count".
Permits a district to terminate its agreement with its current ESC by notifying the ESC governing board by January 1 of the year of the termination. Specifies that the termination is effective on June 30.	Same as the Executive, but permits a district to terminate its agreement with its current ESC by notifying the ESC governing board by January 1, 2012, or by January 1 of any odd-numbered year thereafter.

Executive	As Reported by House Finance and Appropriations
If the aggregate student count of the districts that plan to terminate agreements with their current ESC makes up at least 30% of the ESC's "service center ADM" for funding purposes, requires the district or districts to notify all other districts that receive services from the ESC. Permits any of the other districts to notify the ESC governing board, by May 31, that the district is terminating its agreement effective June 30.	No provision.
Repeals the current authority of a "local" school district to leave the territory of its current ESC subject to both approval of the State Board and referendum by petition of the district's voters, and limited to no more frequently than once every five years.	Same as the Executive.
Requires the governing boards of ESCs affected by the termination of a service center agreement or the making of a new agreement by a "local" school district to take the necessary steps for the election of new members and for re-organization of the governing boards to reflect the change of the territories of those ESCs caused by the termination or new agreement. (Under current law, not affected here, the territory of an ESC from which its governing board is elected is the territory of the "local" school districts that it serves.)	No provision.
Fiscal effect: Permitting school districts to terminate agreements annually may increase administrative costs related to elections and re-organization of ESC governing boards.	**Fiscal effect: Same as the Executive, but limits school districts to terminating agreements biennially.**

EDUCD123 Educational Service Center Dissolution

	R.C. ***3311.0510***
No provision.	Provides the following if all of the local school districts that make up the territory of an ESC sever from that ESC:

Executive	As Reported by House Finance and Appropriations
(1) No provision.	(1) Specifies that the ESC governing board is abolished and the ESC is dissolved,
(2) No provision.	(2) Requires the Superintendent of Public Instruction to provide for the equitable distribution of the assets, property, debts, and obligations of the ESC among the school districts that made up the territory of, or contracted with, the ESC, and to appoint an individual to administer the dissolution of the ESC,
(3) No provision.	(3) Permits the costs incurred by ODE in dissolving the ESC to be charged against the assets of the ESC and any amount in excess of the assets to be charged equitably to the school districts that made up the territory of, or contracted with, the ESC,
(4) No provision.	(4) Requires the Auditor of State to perform a final audit of the ESC, and
(5) No provision.	(5) requires the public records of the ESC be transferred to the school districts that received services from the ESC or, for those not relating to a particular school district, to the Ohio Historical Society.
	Fiscal effect: Increase in administrative costs for ODE, however such costs are to be covered by the assets of the dissolving ESC.

EDUCD135 School District Lease of Space to Higher Education Institutions

	R.C. ***3313.75***
No provision.	Specifically states that school districts may rent or lease facilities to public or nonpublic institutions of higher education to be used to provide evening and summer classes. (Current law permits districts to authorize other groups and entities to use their facilities, for a reasonable fee, as long as that use does not interfere with the districts' operation of schools.)

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: None.

EDUCD120 Calamity Days - Make-up via Internet and Blizzard Bags

	R.C. ***3313.88, 3326.11***
No provision.	Authorizes school districts, chartered nonpublic schools, community schools, and STEM schools to submit to ODE prior to August 1 of each school year a plan to make up a maximum of three calamity days (or the equivalent of three days for community schools) through lessons posted online on the school's web site or web portal.
No provision.	Requires ODE to permit a school to implement the plan provided the plan meets certain requirements.
No provision.	Requires a school district to obtain the written consent of its teachers' union to implement the plan.
No provision.	Authorizes schools to include in the plan distribution of "blizzard bags," which are paper lesson plans distributed to students that correspond with lessons posted on the school's web portal or web site.
	Fiscal effect: ODE may incur minimal administrative costs to review school plans for making up excess calamity days online. Schools will have more flexibility in determining how to make up excess calamity days.

EDUCD137 Fiscal Emergency School Districts

	R.C. ***3316.21***
No provision.	Requires the Auditor of State to notify the Superintendent of Public Instruction if the Auditor determines that the financial recovery plan of a school district declared to be in fiscal emergency cannot be expected to correct and eliminate fiscal emergency conditions within five fiscal years.

Executive	As Reported by House Finance and Appropriations
No provision.	Requires the Superintendent to develop an operations plan for the district and submit the plan to the State Board for approval within 90 days of the notification by the Auditor.
No provision.	Directs the State Board to suspend the charter of the district and take over its operation upon approval of the operations plan until such time as an acceptable financial recovery plan has been submitted. **Fiscal effect: May increase administrative costs for ODE to create operations plans and operate districts.**

EDUCD139 Auxiliary Services for Chartered Nonpublic Schools

	R.C. ***3317.06***
No provision.	Makes the following changes to the list of items that school districts may purchase or lease with auxiliary services funds (GRF appropriation item 200511, Auxiliary Services) for loan to chartered nonpublic schools:
No provision.	(1) Specifies that an electronic textbook is a book or book substitute accessed through a computer or other electronic medium or through an Internet-based provider of course content, or any other material that contributes to learning through electronic means.
No provision.	(2) Adds computer application software designed to assist students in performing single or multiple related tasks, device management software, and learning management software.
No provision.	(3) Specifies that computer hardware and related equipment includes desktop computers and workstations; laptops, tablets, and other mobile devices; and related operating systems and accessories.
No provision.	(4) Removes prerecorded video laserdiscs, compact discs, and video cassette cartridges.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: Potentially allows school districts to purchase a wider array of items for loan to chartered nonpublic schools.
EDUCD83 Approval to Take GED	
	R.C. *3317.617*
No provision.	Requires a person age 16 to 18 who is applying to take the General Educational Development (GED) tests to obtain approval from the superintendent of the school district in which the person was last enrolled or, if the person was last enrolled in a community school or STEM school, from the school principal.
No provision.	Specifies that, for the purpose of calculating graduation rates for the school district report cards, a person who obtains approval to take the GED must be counted as a dropout from the district in which the person was last enrolled.
No provision.	Permits ODE to require a person under 18 to also obtain approval to take the GED from the person's parent or a court official, as in current State Board rules.
	Fiscal effect: None.
EDUCD136 Board of Education Employee Sick Leave	
	R.C. *3319.141*
No provision.	Exempts from the current law requiring 15 days of sick leave be provided to each person employed by any board of education the following: (1) substitutes, (2) adult education instructors who work the full-time equivalent of less than 120 days per school year, and (3) persons employed on an as-needed, seasonal, or intermittent basis.
No provision.	Requires that sick leave for employees who render regular part-time, per diem, or hourly service be granted at a rate

Executive	As Reported by House Finance and Appropriations
	of 4.6 hours of sick leave for 80 hours of service. **Fiscal effect: May decrease costs for boards of education.**
EDUCD86 **Superintendent for the State School for the Blind and State School for the Deaf**	
	R.C. ***3325.01***
No provision.	Permits the State Board of Education to appoint one person to serve as the Superintendent of both the State School for the Deaf and the State School for the Blind. **Fiscal effect: May reduce personnel costs if only one Superintendent is appointed to serve both schools.**
EDUCD114 **College-Preparatory Boarding Schools**	
	R.C. ***3328.01, 3318.60, 3328.02 - 3328.04, 3328.11 - 3328.15, 3328.17 - 3328.19, 3328.191, 3328.192, 3328.193, 3328.20 - 3328.26, 3328.41, 3328.45, 3328.50, 3328.99***
No provision.	Authorizes the establishment of college-preparatory boarding schools, which are classified as public schools, operated by an approved private nonprofit corporation, and open to certain qualifying students.
No provision.	Provides that a student qualifies to attend a college-preparatory boarding school if the student resides in a participating school district, is at risk of academic failure, is from a family whose income is at or below 200% of the federal poverty guidelines, and meets at least two other criteria involving the student's academic performance, behavior history, disability status, or family status.
No provision.	Provides that a college-preparatory boarding school may only admit up to 80 students and offer grade 5 or 6 in its first year of operation. Permits a school to offer other grades in later years, but restricts the total amount of

Executive	As Reported by House Finance and Appropriations
	students attending the school to no more than 400.
No provision.	Requires the State Board to issue a request for proposals from private nonprofit corporations interested in operating a college-preparatory boarding school and to enter into a contract with each approved operator.
No provision.	Requires that a college-preparatory boarding school be governed by a board of trustees consisting of up to 25 members, with five members appointed by the Governor, with the advice and consent of the Senate, and the rest appointed through the school's bylaws.
No provision.	Requires ODE to issue an annual report card for each college-preparatory boarding school that includes data regarding the academic performance of the school's students. Requires, for each student enrolled in the school, ODE to combine data regarding the academic performance of that student with comparable data from the student's resident school district for the purpose of calculating the performance of the district as a whole on the report card.
No provision.	Allows the State Board to close a college-preparatory boarding school if the school violates a provision of the authorizing law or a provision of the contract between the school and the State Board.
No provision.	Establishes a College-Preparatory Boarding School Facilities Program, through which SFC may assist a college-preparatory boarding school in the acquisition of classroom facilities. Requires that the "lease payments" made by the boards of trustees be deposited into the Common Schools Capital Facilities Bond Service Fund. Requires the school to secure at least $20.0 million in private funds toward the acquisition of the facilities to participate in the program. States that only private funds may be used for the acquisition of residential and other non-classroom facilities.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: Although the bill specifies that these schools are to be public, it does not provide a funding mechanism for the operation of the schools, so it is unclear what the fiscal effect will be.
EDUCD21 Educational Service Centers	
R.C. ***3329.08, 3331.01***	**R.C.** ***3329.08, 3331.01, 3317.031***
Removes the requirement that local school districts adopt their textbooks or electronic textbooks from lists provided by ESCs.	Same as the Executive.
Removes permissive language that allows the superintendent of an ESC to be the designee of a superintendent of a local school district within the ESC's service territory in issuing age and schooling certificates.	Same as the Executive.
No provision.	Eliminates the requirement that ESCs maintain membership records of pupils attending local school districts.
Fiscal effect: Minimal.	**Fiscal effect: May decrease ESC administrative costs.**
EDUCD134 School District Expenditure Certification	
	R.C. ***5705.412***
No provision.	Authorizes a school district to enter into a contract exceeding the lesser of $500,000 or 1% of total revenue for the current fiscal year without certification indicating adequate revenue to cover the contract, as required under current law, if an alternative certification is made indicating that the contract (1) is a multi-year contract for materials, equipment, or nonpayroll services essential to the education program of the district, and (2) provides savings compared to a single year contract, allowing the district to reduce the deficit it is currently facing in future years.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: May decrease costs for school districts with the ability to enter multi-year contracts.

EDUCD68 Private Treatment Facility Project

Section: ***267.40.80***	**Section:** ***267.40.80***
Establishes procedures by which Ohio youth who have been assigned to a participating residential treatment centers are enrolled in an approved educational program in or near the facility.	Same as the Executive.
Lists the participating residential treatment centers as (1) private residential treatment facilities that have contracted with the Department of Youth Services to provide services and which are paid through appropriation item 470401, RECLAIM Ohio, (2) Abraxas, in Shelby, (3) Paint Creek, in Bainbridge, (4) Act One, in Rogers, and (5) F.I.R.S.T., in Mansfield.	Same as the Executive, but removes Act One from the list of participating centers.
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.
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.**

Executive	As Reported by House Finance and Appropriations
EDUCD69 National Assessment of Education Progress	
Section: ***267.40.90***	**Section:** ***267.40.90***
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.
Fiscal effect: Minimal 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.**
EDUCD74 Use of Volunteers	
Section: ***267.50.50***	**Section:** ***267.50.50***
Authorizes ODE to use the services of volunteers to accomplish any of the purposes of ODE.	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.
Fiscal effect: Potential cost savings for ODE if they can utilize volunteers for purposes which they would otherwise need to hire additional employees.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
EDUCD78 Educational Shared Services Model	
Section: ***267.50.90***	**Section:** ***267.50.90***
Requires that the Governor's Director of 21st Century Education develop a plan for the integration and consolidation of the publicly supported regional shared services organizations serving Ohio's public and chartered nonpublic schools. Specifies that the plan include recommendations for implementation beginning July 1, 2012.	Same as the Executive.
Requires that the Director, by January 1, 2012, submit recommendations for implementation of the plan to the Governor and the General Assembly.	Same as the Executive.
No provision.	Requires that the Director conduct a shared services survey of Ohio's school districts, community schools, STEM schools, chartered nonpublic schools, joint vocational school districts, and other educational service providers and local political subdivisions.
Fiscal effect: Increased administrative costs for the Governor's office for preparation of the plan.	**Fiscal effect: Same as the Executive, but with additional costs to conduct the shared services survey.**
EDUCD95 Textbook Set-Aside Moneys	
	Section: ***267.60.10***
No provision.	Permits a school district board of education to transfer any unencumbered moneys remaining in the district's textbook and instructional materials fund on July 1, 2011 to the district's general fund.
	Fiscal effect: Gives school districts greater flexibility for the use of funds previously set aside for textbooks and instructional materials.

Executive	As Reported by House Finance and Appropriations
Appropriation Language	
EDUCD23 Early Childhood Education	
Section: ***267.10.10***	**Section:** ***267.10.10***
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.
Directs that remaining 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.
EDUCD25 Career-Technical Education Match	
Section: ***267.10.20***	**Section:** ***267.10.20***
Specifies that GRF appropriation item 200416, Career-Technical Education Match, be used to provide vocational administration matching funds.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
EDUCD26 Computer/Application/Network Development	
Section: ***267.10.20***	**Section:** ***267.10.20***
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.
EDUCD27 Alternative Education Programs	
Section: ***267.10.30***	**Section:** ***267.10.30***
Specifies that GRF appropriation item 200421, Alternative Education Programs, be used for the renewal of successful implementation grants and for competitive matching grants to school districts for alternative education programs for at-risk and delinquent youth. Specifies that grants be awarded according to the criteria established by the Alternative Education Advisory Council in 1999.	Same as the Executive.
Permits ODE to waive minimum education standards for the alternative schools funded by the grants.	Same as the Executive.
Permits a portion of the appropriation to be used for program administration, monitoring, technical assistance, support, research, and evaluation.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
EDUCD28 School Management Assistance	
Section: ***267.10.40***	**Section:** ***267.10.40***
Earmarks $1,000,000 in FY 2012 and $1,300,000 in FY 2013 of GRF appropriation item 200422, School Management Assistance, to be used by the Auditor of State, in consultation with ODE, for expenses incurred in the Auditor's role relating to fiscal caution, fiscal watch, and fiscal emergency activities. Authorizes these funds to also be used by the Auditor to conduct performance audits of districts in fiscal distress, including those that the Auditor, in consultation with ODE, determines are employing fiscal practices or experiencing budgetary conditions that could produce a state of fiscal watch or emergency.	Same as the Executive.
Specifies that the remainder be used by ODE to provide fiscal technical assistance and in-service education for school district management personnel and to administer, monitor, and implement the fiscal caution, fiscal watch and fiscal emergency provisions of the Revised Code.	Same as the Executive.
EDUCD30 Policy Analysis	
Section: ***267.10.50***	**Section:** ***267.10.50***
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. Allows ODE to use funding from this appropriation item to purchase or contract for the development of software systems or contract for policy studies that will assist in the provision and analysis of policy-related information.	Same as the Executive.
Allows a portion of this appropriation item to be used in conjunction with GRF appropriation item 200439, Accountability/Report Cards, to support a fiscal reporting	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
dimension that contains fiscal data reported for the prior fiscal year.	
EDUCD31 Tech Prep Consortia Support	
Section: ***267.10.50***	**Section:** ***267.10.50***
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.
EDUCD32 Ohio Educational Computer Network	
Section: ***267.10.60***	**Section:** ***267.10.60***
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, but makes the following changes in the earmarks:
(1) Up to $10,705,569 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.
(2) Up to $1,440,000 in each fiscal year for the Union Catalog and InfOhio Network.	(2) Same as the Executive.
(3) Up to $5,220,000 in each fiscal year to subsidize the activities of designated information technology centers.	(3) Same as the Executive.
Specifies that the remainder of the appropriation be used to support a network of uniform and compatible computer-based information and instructional systems.	Replaces the Executive provision with a provision that specifies that the remainder of the appropriation be used to support the College of Education and Human Ecology at the Ohio State University in its work reviewing course content for the distance learning clearinghouse.

Executive	As Reported by House Finance and Appropriations
EDUCD33 Academic Standards	
Section: ***267.10.70***	**Section:** ***267.10.70***
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.
EDUCD36 Student Assessment	
Sections: ***267.10.80, 267.10.90, 267.20.10***	**Sections:** ***267.10.80, 267.10.90, 267.20.10***
Earmarks up to $95,000 of GRF appropriation item 200437, Student Assessment, in each fiscal year for costs associated with the state's required diagnostic assessments.	Same as the Executive.
Specifies that the remainder of the appropriation be used to develop, field test, print, distribute, score, and report results of assessments, including the English language arts, mathematics, and science assessments and the Ohio Graduation Test. Permits ODE to use any remaining appropriation to develop end-of-course exams.	Same as the Executive.
Authorizes, with Controlling Board approval, the transfer in each fiscal year of unexpended and unencumbered GRF appropriations within ODE to GRF appropriation item 200437, Student Assessment.	Same as the Executive.
Authorizes, with Controlling Board approval, the transfer of up to $9,000,000 cash from the Lottery Profits Education Reserve Fund (Fund 7018) to the GRF and appropriates the transferred funds for student assessments.	Same as the Executive.
Delays until a date set by the State Board of Education (1) the administration of elementary English language arts assessments as a replacement for separate reading and writing assessments, and (2) the requirement for three	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
score ranges on all of the elementary assessments.	
Prohibits the administration of the elementary writing and social studies achievement assessments during the 2011-2012 and 2012-2013 school years, unless the Superintendent of Public Instruction determines that ODE has sufficient funds to pay the costs of furnishing and scoring the assessments.	Same as the Executive.
EDUCD41 Accountability/Report Cards	
Section: ***267.20.20***	**Section:** ***267.20.20***
Permits a portion of GRF appropriation item 200439, Accountability/Report Cards, in each fiscal year to be used to train district and regional specialists and district educators in the use of the value-added progress dimension and data as it relates to improving student achievement. Allows a portion of this appropriation to be provided to a credible nonprofit organization with expertise in value-added progress dimensions.	Same as the Executive.
Specifies that the remainder of the appropriation be used to incorporate a statewide value-added progress dimension into performance ratings for school districts and develop an accountability system that includes the preparation and distribution of school report cards and funding and expenditure accountability reports.	Same as the Executive.
EDUCD42 Child Care Licensing	
Section: ***267.20.20***	**Section:** ***267.20.20***
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.

Executive	As Reported by House Finance and Appropriations
EDUCD43 Education Management Information System	
Section: ***267.20.30***	**Section:** ***267.20.30***
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.
Up to $729,000 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.
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 Board be designated as an approved vendor and be permitted to enter into contracts with educational entities for the purpose of collecting and managing data required under Ohio's EMIS law. Prohibits school districts, STEM schools, and community schools that are not implementing a common and uniform set of data definitions and data format standards from receiving funding until they are in compliance.	Same as the Executive.
EDUCD44 GED Testing	
Section: ***267.20.40***	**Section:** ***267.20.40***
Specifies that GRF appropriation item 200447, GED Testing, be used to provide General Educational Development (GED) testing under rules adopted by the State Board of Education.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
EDUCD45 Educator Preparation	
Section: ***267.20.40***	**Section:** ***267.20.40***
Specifies the following for GRF appropriation item 200448, Educator Preparation:	Same as the Executive, but makes the following changes:
(1) No provision.	(1) Earmarks up to $150,000 in each fiscal year for ODE to monitor and support Ohio's State System of Support under federal law.
(2) Permits the appropriation to be used by ODE to support the Educator Standards Board as it develops standards for educator training and standards for teacher and other school leadership positions.	(2) Same as the Executive, but removes the reference to developing standards.
(3) Permits the appropriation to be used by ODE to develop alternative preparation programs for school leaders and to coordinate a career ladder for teachers.	(3) No provision.
(4) No provision.	(4) Permits the appropriation to be used for the implementation of education reforms.
EDUCD46 Community Schools and Choice Programs	
Section: ***267.20.60***	**Section:** ***267.20.60***
Permits GRF appropriation item 200455, Community Schools and Choice Programs, to be used by ODE to support the State Office of Community Schools and to operate school choice programs.	Same as the Executive.
Permits a portion of the appropriation in each fiscal year to be used by ODE for developing and conducting training sessions for sponsors and prospective sponsors of community schools and other schools participating in school choice programs.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
EDUCD47 Pupil Transportation	
Section: ***267.20.70***	**Section:** ***267.20.70***
Makes the following earmarks to GRF appropriation item 200502, Pupil Transportation:	Same as the Executive, but makes the following changes to the earmarks:
(1) Up to $838,930 in each fiscal year for training school bus drivers.	(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 DD boards.	(2) Same as the Executive.
(3) Up to $650,000 in each fiscal year to partially reimburse school districts for costs of providing transportation services to nontraditional schools when those schools are open on a day the school district is not scheduled to be open.	(3) Same as the Executive.
(4) No provision.	(4) Up to $5,000,000 in each fiscal year to reimburse school districts for students transported by means other than school bus service.
(5) Specifies that the remainder of the appropriation be used for foundation funding.	(5) Same as the Executive.
EDUCD48 School Lunch Match	
Section: ***267.20.80***	**Section:** ***267.20.80***
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.
Permits any remaining appropriation to be used to partially reimburse school buildings required to have a school breakfast program.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
EDUCD50 Auxiliary Services	
Section: ***267.20.90***	**Section:** ***267.20.90***
Specifies that GRF appropriation item 200511, Auxiliary Services, be used for providing services and materials to certain students enrolled in nonpublic schools.	Same as the Executive.
Earmarks up to $1,789,943 in each fiscal year for nonpublic school student participation in the Post-Secondary Enrollment Options Program and requires ODE to adopt rules for the distribution of these funds.	Same as the Executive.
EDUCD49 Nonpublic Administrative Cost Reimbursement	
Section: ***267.30.10***	**Section:** ***267.30.10***
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.
EDUCD52 Special Education Enhancements	
Section: ***267.30.20***	**Section:** ***267.30.20***
Makes the following earmarks to GRF appropriation item 200540, Special Education Enhancements:	Same as the Executive.
(1) Up to $2,206,875 in each fiscal year for home instruction for children with disabilities.	(1) Same as the Executive.
(2) Up to $45,282,959 in each fiscal year to fund special education and related services at county DD boards and institutions. Notwithstands the distribution formulas for those students and specifies the per pupil amount received by each DD board and institution in the prior fiscal year is the per pupil amount for each student served in the current	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
fiscal year.	
(3) Up to $1,333,468 in each fiscal year for parent mentoring programs.	(3) Same as the Executive.
(4) Up to $2,537,824 in each fiscal year for school psychology interns.	(4) Same as the Executive.
Specifies that the remainder of the appropriation be used to fund preschool special education and preschool supervisory units at county DD boards, educational service centers, and school districts. Requires funded entities to adhere to Ohio's Early Learning Program Guidelines, to document child progress using research-based indicators, and to report results annually.	Same as the Executive.

EDUCD53 Career-Technical Education Enhancements

Section: ***267.30.30***	**Section:** ***267.30.30***
Makes the following earmarks to GRF appropriation item 200545, Career-Technical Education Enhancements:	Same as the Executive.
(1) Up to $2,563,568 in each fiscal year to fund secondary career-technical education at institutions.	(1) Same as the Executive.
(2) Up to $2,838,281 in each fiscal year to fund competitive expansion grants to tech prep consortia.	(2) Same as the Executive.
(3) Up to $3,100,850 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.
(4) Up to $300,000 in each fiscal year to fund the Agriculture 5th Quarter Project.	(4) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
EDUCD54 Foundation Funding	
Section: ***267.30.40***	**Section:** ***267.30.40***
Makes the following earmarks to GRF appropriation item 200550, Foundation Funding:	Same as the Executive, but makes the following changes in the earmarks:
(1) 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.	(1) Same as the Executive.
(2) Up to $8,100,000 in each fiscal year to fund gifted education units at educational service centers (ESCs). Specifies that each ESC that received gifted education funding for the prior fiscal year receive the same amount for the current fiscal year, unless the ESC notifies ODE in writing that it will no longer be providing services or will be providing fewer services than it provided in the prior fiscal year. Requires, for these cases, ODE to deduct the funding received by the ESC for the prior fiscal year from the ESC's allocation for the current fiscal year and redistribute the deducted funds to other ESCs through the unit-based funding methodology in place prior to FY 2010.	(2) Same as the Executive.
(3) Up to $10,000,000 in each fiscal year to provide additional state aid to school districts, joint vocational school districts, and community schools for the special education catastrophic cost supplement. Permits the Controlling Board to increase the amount if requested.	(3) Same as the Executive.
(4) Up to $2,000,000 in each fiscal year for Youth Services tuition payments.	(4) Same as the Executive.
(5) Up to $41,760,000 in FY 2012 and up to $29,323,000 in FY 2013 to fund the state reimbursement of ESCs.	(5) Same as the Executive, but increases to $35,323,000 in FY 2013.

Executive	As Reported by House Finance and Appropriations
(6) Up to $3,545,752 in each fiscal year to be distributed to ESCs for School Improvement Initiatives.	(6) Same as the Executive.
(7) Up to $1,000,000 in each fiscal year for the private treatment facility project.	(7) Same as the Executive.
(8) Up to $7,522,860 in each fiscal year to support the Cleveland school choice program.	(8) Same as the Executive, but increases to $12,522,860 in each fiscal year.
(9) An amount to fund joint vocational school districts (JVSDs).	(9) Same as the Executive
(10) No provision.	(10) An amount for supplemental school district funding in each fiscal year.
Earmarks up to $11,901,887 in each fiscal year of the foundation program funds credited to the Cleveland Municipal School District for the Cleveland school choice program. Earmarks of that amount, up to $1,000,000 in each fiscal year for the district to provide tutorial assistance.	Same as the Executive
Specifies that GRF appropriation items 200502, Pupil Transportation, 200540, Special Education Enhancements, and 200550, Foundation Funding, 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.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
EDUCD56 Property Tax Allocation - Education	
Section: ***267.30.70***	**Section:** ***267.30.70***
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.
Specifies that GRF appropriation item 200901, Property Tax Allocation - Education, be used to pay for the state's costs incurred for school districts and JVSDs because of the homestead exemption, the property tax rollback, and reimbursements associated with conversion levies. Appropriates any additional amount needed to fully fund these costs.	Same as the Executive.
EDUCD57 Teacher Certification and Licensure	
Section: ***267.30.80***	**Section:** ***267.30.80***
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.
EDUCD58 School District Solvency Assistance	
Section: ***267.30.80***	**Section:** ***267.30.80***
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.

Executive	As Reported by House Finance and Appropriations
Earmarks $20,000,000 in each fiscal year for the School District Shared Resource Account to make advances to districts that must be repaid.	Same as the Executive.
Earmarks $5,000,000 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.
Permits the Director of Budget and Management to make cash transfers into the School District Solvency Assistance Fund (Fund 5H30) in each fiscal year from the GRF or any funds used by ODE to maintain sufficient cash balances in the fund. Appropriates any funds so transferred. Requires the Director to notify the Controlling Board of any such transfers.	Same as the Executive.
Permits, if the cash balance of Fund 5H30 is insufficient to pay solvency assistance, and with approval of the Controlling Board, the transfer of cash from the Lottery Profits Education Reserve Fund (Fund 7018) to Fund 5H30 to provide assistance and grants. Appropriates any funds so transferred to Fund 5H30 appropriation item 200670, School District Solvency Assistance - Lottery.	Same as the Executive.

EDUCD59 Schools Medicaid Administrative Claims

Section: ***267.30.90***	**Section:** ***267.30.90***
Authorizes 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 the Schools Medicaid Administrative Claims Fund (Fund 3AF0) used by ODE. Specifies that these funds be used to pay expenses incurred in administering the Medicaid School Component of the Medicaid program.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires the Director of Budget and Management on June 1 of each fiscal year, or as soon as possible thereafter, to transfer cash from Fund 3AF0 back to the GRF in an amount equal to that transferred to Fund 3AF0 in that fiscal year.	Same as the Executive.

EDUCD60 Half-Mill Maintenance Equalization

Section: ***267.40.10***	**Section:** ***267.40.10***
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.

EDUCD61 Auxiliary Services Reimbursement

Section: ***267.40.20***	**Section:** ***267.40.20***
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 the Auxiliary Services Reimbursement Fund (Fund 5980) used by ODE.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
EDUCD127 Community School Dropout Programs	
	Section: ***267.40.20***
No provision.	Requires the transfer of $1.0 million in each fiscal year from the Economic Development Programs Fund (5JC0) used by the Board of Regents to the Community School Dropout Programs Fund (Fund 5KK0) to be used to provide funds to community school dropout prevention and recovery programs attributable to enrolled students aged 22 to 29.
EDUCD62 Lottery Profits Education Fund	
Section: ***267.40.30***	**Section:** ***267.40.30***
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.
Requires ODE, with the approval of the Director of Budget and Management, to determine the monthly distribution schedules of items 200550 and 200612.	Same as the Executive.
EDUCD63 Lottery Profits Education Reserve Fund	
Section: ***267.40.40***	**Section:** ***267.40.40***
Creates the Lottery Profits Education Reserve Fund (Fund 7018) in the State Treasury. Authorizes the Director of Budget and Management to transfer cash from Fund 7018 to the Lottery Profits Education Fund (Fund 7017) in each fiscal year. Appropriates the transferred amounts.	Same as the Executive.
Requires that the Director of Budget and Management, on July 15 or as soon as possible thereafter following the respective fiscal year, certify the amount by which the	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
lottery profit transfers received by Fund 7017 for FY 2011 exceed $711,000,000 and for FY 2012 exceed $717,500,000. Allows the Director to transfer the certified amount, plus the cash balance in Fund 7017 to Fund 7018.	

EDUCD64 School District Property Tax Replacement - Business

Sections: ***267.40.50, 267.40.60***	**Sections:** ***267.40.50, 267.40.60***
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 7047 and to replenish the GRF for such transfers.	Same as the Executive.
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 funds determined to be necessary by the Director of Budget and Management.	Same as the Executive.

EDUCD65 School District Property Tax Replacement - Utility

Section: ***267.40.60***	**Section:** ***267.40.60***
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.

Executive	As Reported by House Finance and Appropriations
EDUCD66 Distribution Formulas	
Section: ***267.40.60***	**Section:** ***267.40.60***
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.
EDUCD71 Earmark Accountability	
Section: ***267.50.20***	**Section:** ***267.50.20***
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.

Executive	As Reported by House Finance and Appropriations
PAYCD1 Retirement Systems Contribution Rates	
R.C. ***145.47, 145.48, 145.49, 742.31, 742.33, 742.34, 3307.26, 3307.28, 3309.47, 3309.49, 5505.15***	
Decreases employer contribution rates and increases employee contribution rates paid toward the state's five public retirement systems - the Public Employees Retirement System (PERS), the State Teachers Retirement System (STRS), the School Employees Retirement System (SERS), the Ohio Police and Fire Pension Fund (OP&F), and the Highway Patrol Retirement System (HPRS), by 2% of payroll beginning with pay periods on or after July 1, 2011.	No provision.
PERS - State and local divisions (non-law enforcement and public safety): reduces employer contribution rates to 12% (from 14%) and increases employee contribution rates to 12% (from 10%); Law enforcement division: reduces employer contribution rates to 16.1% (from 18.1%) and increases employee contribution rates to 13.6% (from 11.6%); and Public safety division: reduces employer contribution rates to 16.1% (from 18.1%) and increases employee contribution rates to 13% (from 11%).	No provision.
STRS - Reduces employer contribution rates to 12% (from 14%) and increases employee contribution rates to 12% (from 10%).	No provision.
SERS - Reduces employer contribution rates to 12% (from 14%) and increases employee contribution rates to 12% (from 10%).	No provision.
OP&F - Police officers: reduces employer contribution rates to 17.5% (from 19.5%) and increases employee contribution rates to 12% (from 10%); and Firefighters: reduces employer contribution rates to 22% (from 24%)	No provision.

Executive	As Reported by House Finance and Appropriations
and increases employee contribution rates to 12% (from 10%).	
HPRS - Reduces employer contribution rates to 24.5% (from 26.5%) and increases employee contribution rates to 12% (from 10%).	No provision.
Fiscal effect: This provision would decrease state and local public employers' total contributions toward the five retirement systems by about $532 million per year and increase public employees' contributions by a corresponding amount. It would reduce state contributions by about $113 million, with $27 million of this savings being for the state GRF, $34 million for various state non-GRF funds, and $52 million for various other entities, such as state universities. Approximately 96% of state employees are members of PERS, 2.5% are members in HPRS, and the remaining 1.5% are in STRS. The provision would decrease local governments' total contributions by about $419 million. The provision could increase the systems' future liabilities. Even though total contribution rates are kept the same, it would likely increase the systems' liabilities because of the shift in contributions from employers to employees. Currently, employer contributions are not refundable upon the termination of certain employees, but employee contributions are refundable.	

PAYCD4 Payroll Withholding Fund

R.C. ***273.10***	**R.C.** ***273.10***
Requires that Payroll Withholding Fund (Fund 1240) appropriation item 995673, Payroll Deductions, be used to disburse payments for various purposes that amounts are deducted from employee paychecks. Appropriates additional amounts if the Director of Budget and Management determines they are necessary.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
PAYCD2 Accrued Leave Liability Leave Fund	
Section: ***273.10***	**Section:** ***273.10***
Requires that Accrued Leave Liability Fund (Fund 8060) appropriation item 995666, Accrued Leave Fund, be used to make payments for accrued vacation, sick, and personal leave to employees leaving state employment, as well as to existing employees for annual sick and personal leave conversion. Approves additional appropriations should the Director of Budget and Management find it necessary.	Same as the Executive.
PAYCD3 State Employee Disability Leave Benefit Fund	
Section: ***273.10***	**Section:** ***273.10***
Requires that State Employee Disability Leave Benefit Fund (Fund 8070) appropriation item 995667, Disability Fund, be used to make payments for state employee disability benefits pursuant R.C. 124.83. Appropriates additional amounts if the Director of Budget and Managements finds it necessary.	Same as the Executive.
PAYCD5 State Employee Health Benefit Fund	
Section: ***273.10***	**Section:** ***273.10***
Requires that State Employee Health Benefit Fund (Fund 8080) appropriation item 995668, State Employee Health Benefit Fund, be used to make payments for medical, mental health, prescription, dental, and vision coverage for state employees. Appropriates additional amounts if the Director of Budget and Management finds it necessary.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
PAYCD6 Dependent Care Spending Fund	
Section: ***273.10***	**Section:** ***273.10***
Requires that Dependent Care Spending Fund (Fund 8090) appropriation item, 995669, Dependent Care Spending Account, be used to make payments to state employees enrolled in the Dependent Care Spending Account Program. Authorizes additional appropriations if the Director of Budget and Management finds it necessary.	Same as the Executive.
PAYCD7 Life Insurance Investment Fund	
Section: ***273.10***	**Section:** ***273.10***
Requires that Life Insurance Investment Fund (Fund 8100) appropriation item 995670, Life Insurance Investment Fund, be used to pay for the costs of the state's life insurance benefit program that provides coverage for exempt state employees. Appropriates additional amounts if the Director of Budget and Management finds it necessary.	Same as the Executive.
PAYCD8 Parental Leave Benefit Fund	
Section: ***273.10***	**Section:** ***273.10***
Requires that Parental Leave Benefit Fund (Fund 8110) appropriation item 995671, Parental Leave Benefit Fund, be used to make payments to employees eligible for parental leave benefits. Authorizes additional appropriations if the Director of Budget and Management finds it necessary.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
PAYCD9 Health Care Spending Account Fund	
Section: ***273.10***	**Section:** ***273.10***
Requires that Health Care Spending Account Fund (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. Authorizes additional amounts to be appropriated if the Director of Budget and Management finds it necessary.	Same as the Executive.
Authorizes the Director of Budget and Management to transfer up to $600,000 cash in each fiscal year from the GRF to Fund 8130. Specifies that the cash be transferred as needed to provide adequate cash flow for the Health Care Spending Account Program during the FY 2012-FY 2013 biennium. Requires that any transferred amounts of cash available, plus interest income, at the end of each fiscal year be transferred back from Fund 8130 to the GRF.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations

PAYCD10 Cost Savings Days

Section: ***273.10***	**Section:** ***273.10***
Requires that Cost Savings Fund (Fund 8140) appropriation item 995674, Cost Savings Days, be used in accordance with R.C. 124.392 to pay employees who participated in a mandatory cost savings day (CSD) program, or to reimburse employees who did not fully participate in a CSD program. Authorizes the Director of Budget and Management to transfer agency savings achieved from the use of the cost savings program to the GRF or any other fund as deemed necessary. Authorizes the Director to make temporary transfers from the GRF to ensure sufficient balances in the Cost Savings Fund, and allows the Director to reimburse the GRF for such transfers. Approves additional amounts needed for these purposes if the Director of Budget and Management find these amounts necessary.	Same as the Executive.

PAYCD11 Corrective Cash Transfer to the Payroll Withholding Fund

Section: ***273.20***	**Section:** ***273.20***
Authorizes the Director of Budget and Management to transfer up to $561,897 from the Health Care Spending Account Fund (Fund 8130) to the Payroll Withholding Fund (Fund 1240). Indicates that this transfer is to reimburse Fund 1240 for payments made from that fund which should have been made from Fund 8130.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
ENGCD1 Biennial Registration for Professional Engineers and Surveyors	
R.C. ***4733.15, 4733.151***	**R.C.** ***4733.15, 4733.151***
Requires that the State Board of Registration for Professional Engineers and Surveyors renew registrations biennially rather than annually, and accordingly changes the renewal fee from $20 to $40, to be paid biennially.	Same as the Executive.
Allows professional engineers and surveyors to complete their continuing professional development hours during a two-year period, rather than annually, but doubles the 15 annual hours required to 30 hours for the two year period. Increases from three years to four years the number of years a registrant must retain records that prove compliance with the continuing professional development requirements.	Same as the Executive.
Fiscal effect: Decrease in board operating expenditures estimated at $28,000 per biennium from lower postage, printing, and credit card transaction costs.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
EPACD4 Air Pollution Control Administration Fund	
R.C. ***3704.06***	**R.C.** ***3704.06***
Increases from $750,000 to $1.5 million the cap on the amount of money credited to the Air Pollution Control Administration Fund (Fund 6960) that the Director of Environmental Protection may spend in any fiscal year for the administration and enforcement of the Air Pollution Control Law.	Same as the Executive.
Fiscal effect: None, as current law permits the Director, with Controlling Board approval, to expend money in excess of the cap.	**Fiscal effect: Same as the Executive.**
EPACD5 Automobile Emissions Testing Program (E-Check)	
R.C. ***3704.14, Section 279.10***	**R.C.** ***3704.14, Section 279.10***
(1) Authorizes the extension of the motor vehicle inspection and maintenance program (E-Check), which is operated in the Cleveland-Akron area, through June 30, 2014.	(1) Replaces the Executive provision with a provision that permits the Director of Environmental Protection to extend the existing contract for a centralized program for up to 12 months beginning on July 1, 2011, authorizes the Director, subsequent to the expiration of the contract to operate the centralized program, to enter into a contract with a vendor to implement a decentralized program through June 30, 2017, and changes some of the requirements applicable to the contract to operate a decentralized program.
(2) Permits the Director of Budget and Management to transfer up to $13,029,952 in FY 2012 and up to $13,242,762 in cash from the GRF to the Auto Emissions Test Fund (Fund 5BY0) for the operation and oversight of the auto emissions testing program.	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: This program is a requirement that was developed as part of the federally approved State Implementation Plan (SIP) and compliance with the federal Clean Air Act so as to avoid the loss of federal grant money and possible sanctions. These sanctions include requiring offsets from facilities building in nonattainment areas and the loss of federal highway funds.	**Fiscal effect: It is unclear as to whether the Ohio EPA's costs for the operation and oversight of a decentralized program will be more or less than those associated with the existing centralized program.**

EPACD6 Exemptions from Infectious Waste Requirements

R.C. ***3734.02***	**R.C.** ***3734.02***
Authorizes the Director of Environmental Protection to exempt a person generating, collecting, storing, treating, disposing of, or transporting infectious wastes from requirements of the Solid, Hazardous, and Infectious Wastes Law under specified circumstances.	Same as the Executive.
Fiscal effect: This provision expands the authority of the Director to allow a quicker response to an emergency situation (public health emergency, weather events, or disaster-related event). Under current law, the Director already has this expanded authority for solid and hazardous waste.	**Fiscal effect: Same as the Executive.**

EPACD7 Time Period for Solid Waste Facility Permit Application Meeting

R.C. ***3734.05***	**R.C.** ***3734.05***
Extends the time period for conducting a public meeting regarding an application for a permit for a new or modified solid waste facility from 35 to 45 days after the submission of the application.	Same as the Executive.
Fiscal effect: This provision gives the Ohio EPA an additional 10 days to advise and assist the applicant in complying with applicable public notice requirements.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
EPACD8 Solid Waste Compost Facility License Fee	
R.C. ***3734.06, 3734.05***	**R.C.** ***3734.06, 3734.05***
Amends the license fee schedule for solid waste compost facilities by establishing additional fee categories based on authorized maximum annual daily waste receipts.	Same as the Executive.
Fiscal effect: Based on their volume of daily waste received, the annual license fee paid by three of 35 licensed compost facilities is likely to decrease. The resulting loss in licensing fees will total up to $26,250 annually, of which $7,500 would have been retained by certain local boards of health and $18,750 would have been forwarded to the state treasury for deposit in the GRF.	**Fiscal effect: Same as the Executive.**
EPACD9 Hazardous Waste Facility Management Fund	
R.C. ***3734.18, 3734.19, 3734.20, 3734.21, 3734.22, 3734.23,3734.24,3734.25,3734.26, 3734.27***	**R.C.** ***3734.18, 3734.19, 3734.20, 3734.21, 3734.22, 3734.23,3734.24,3734.25,3734.26, 3734.27***
(1) Eliminates the requirement that the Director of Environmental Protection deposit hazardous waste disposal and treatment fees into minority banks as defined in state law.	(1) Same as the Executive.
(2) Eliminates the requirement for the Ohio EPA to seek approval of the Controlling Board to make expenditures from the Hazardous Waste Facility Management Fund (Fund 5030) that are not for repayment of and interest on any loan made by the Ohio Water Development Authority.	(2) No provision.
(3) Eliminates the requirement for the Ohio EPA to seek approval of the Controlling Board to make expenditures from Fund 5030 that are for the administration of the hazardous waste program on annual basis.	(3) No provision.
(4) Allows the Ohio EPA to make expenditures, without Controlling Board's approval, from Fund 5030 for additional specific uses established in the bill.	(4) Replaces the Executive provision with a provision that subjects these additional specific uses of Fund 5030 to Controlling Board's approval.

Executive	As Reported by House Finance and Appropriations
(5) Authorizes the Director of Environmental Protection to use money in Fund 5030 specifically for the investigation and cleanup of contaminated properties and for grants for the cleanup of such properties.	(5) Same as the Executive.
(6) Requires the Director, in making grants from Fund 5030, to consider each application and establish priorities for awarding grants from the fund, which must be based on the feasibility, cost, and public benefits of restoring the land and the availability of other financial assistance for the restoration.	(6) Same as the Executive.
Fiscal effect: None, as these provisions largely clarify the purposes for which money in the fund may be used. With regard to provision (1), the Director does not have the authority to select banks for the deposit of state money. That authority lies with the Board of Deposit under R.C. Chapter 135.	**Fiscal effect: Same as the Executive.**

EPACD10 Natural Resource Damage Assessment Costs

R.C. ***3734.28, 3734.282***	**R.C.** ***3734.28, 3734.282***
Requires natural resource damage assessment costs recovered by the state under federal law to be credited to the existing Hazardous Waste Clean-Up Fund (Fund 5050), thus distinguishing the assessment costs from other money collected for natural resources damages that must be credited to the Natural Resource Damages Fund (Fund 3CS0).	Same as the Executive.
Fiscal effect: None, as the provision simply requires certain natural resource damage assessment costs to be credited to the Hazardous Waste Clean-up Fund (Fund 5050) rather than the Natural Resource Damages Fund (Fund 3CS0).	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
EPACD11 Extension of Solid Waste Transfer and Disposal Fee	
R.C. ***3734.57, 1515.14, 3745.015***	**R.C.** ***3734.57, 1515.14, 3745.015***
Extends from June 30, 2012, to June 30, 2014, the expiration date of the following fees on the transfer or disposal of solid wastes:	
(1) $1 per ton the proceeds of which must be divided equally between the Hazardous Waste Facility Management Fund (Fund 5030) and the Hazardous Waste Clean-Up Fund (Fund 5050), which are used for purposes of Ohio's hazardous waste management program;	(1) Same as the Executive.
(2) $1 per ton the proceeds of which must be credited to the Solid Waste Fund (Fund 4K30), which is used for the solid and infectious waste and construction and demolition debris management programs; and	(2) Same as the Executive.
(3) $2.50 per ton the proceeds of which must be credited to the Environmental Protection Fund (Fund 5BC0), which is used for administering and enforcing environmental protection programs.	(3) Same as the Executive.
No provision.	Extends for one year, through June 30, 2013, the $0.25 per-ton fee on the transfer or disposal of solid wastes, the proceeds of which are credited to the Soil and Water Conservation District Assistance Fund (Fund 5BV0).
Fiscal effect: The fee extensions preserve annual revenues totaling: $6.3 million for Fund 5030, $6.3 million for Fund 5050, $12.7 million for Fund 4K30, and $31.7 million for Fund 5BC0. The Executive budget allows the $0.25 per-ton fee on the transfer or disposal of solid wastes, the proceeds of which are credited to the Soil and Water Conservation District Assistance Fund (Fund 5BV0), to expire effective June 30, 2012 as under current law. This provision will result in a loss of $3.1 million annually for Fund 5BV0 beginning in FY 2013.	**Fiscal effect: Same as the Executive, except the one-year extension of the $0.25 per ton fee deposited to the credit of Fund 5BV0 will preserve annual revenues totaling $3.1 million.**

Executive	As Reported by House Finance and Appropriations

EPACD12 Exemption from Solid Waste Fees for Coal Wastes

R.C. ***3734.57***	**R.C.** ***3734.57***
Exempts from state and local solid waste disposal fees coal combustion wastes regardless of whether the disposal facility is located on the premises where the wastes were generated rather than specifying as in current law that the wastes must be disposed of at facilities that exclusively dispose of coal combustion wastes and that are owned by the generator.	Same as the Executive.
Fiscal effect: None, as coal combustion wastes disposed of onsite are exempt from state and local solid waste disposal fees. Presumably, absent this exemption, if such wastes were to be disposed of at an off-site, third-party landfill, these disposal fees would be applicable.	**Fiscal effect: Same as the Executive.**

EPACD13 Contracts for Storage, Disposal, or Processing of Certain Scrap Tires

R.C. ***3734.85***	**R.C.** ***3734.85***
(1) Eliminates the requirement that the Director of Environmental Protection contract only with owners or operators of scrap tire storage, monocell, monofill, or recovery facilities for the storage, disposal, or processing of scrap tires removed through removal operations.	(1) Same as the Executive.
(2) Eliminates the requirement that the Director give preference to owners or operators of scrap tire recovery facilities when entering into such contracts.	(2) Same as the Executive.
Fiscal effect: These changes create a more competitive contracting environment that could reduce the costs of such contracts.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

EPACD14 Sale of Tire Fees

R.C. ***3734.901***	**R.C.** ***3734.901***
(1) Extends for two years the sunset of the 50¢ per-tire fee on the sale of tires the proceeds of which are deposited to the credit of the Scrap Tire Management Fund (Fund 4R50), which is used by the Ohio EPA to fund its scrap tire management program.	(1) Same as the Executive.
(2) Extends for two years the sunset of an additional 50¢ per-tire fee on the sale of tires, and requires all money from the fee to continue to be credited to the Soil and Water Conservation District Assistance Fund (Fund 5BV0), which is used by the Department of Natural Resources to distribute money to each of the state's 88 soil and water conservation districts.	(2) Same as the Executive.
Fiscal effect: The fee extensions preserve annual revenues totaling $3.5 million for Fund 4R50 and $3.5 million for Fund 5BV0.	**Fiscal effect: Same as the Executive.**

EPACD15 Class C Underground Storage Tank Releases and Voluntary Actions

R.C. ***3737.87, 3737.88, 3746.02***	**R.C.** ***3737.87, 3737.88, 3746.02***
(1) Authorizes voluntary actions with respect to class C releases from underground storage tank systems to be conducted under the Voluntary Action Program Law.	(1) Same as the Executive.
(2) Defines "class C release" to mean a release of petroleum from an underground storage tank system for which the responsible person for the release is specifically determined by the Fire Marshal not to be a viable person capable of undertaking or completing corrective actions for the release and to include any release so designated in rules by the Fire Marshal.	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: This provision is cost neutral for the Ohio EPA. While it is likely that additional sites will be cleaned up under its Voluntary Action Program (VAP), the additional cost to Ohio EPA will be offset by additional VAP fee revenue and/or cost recovery.	**Fiscal effect: Same as the Executive.**

EPACD16 Federally Supported Cleanup and Response Fund

R.C. ***3745.016, Section 521.30.20***	**R.C.** ***3745.016, Section 521.30.20***
(1) Creates the Federally Supported Cleanup and Response Fund (Fund 3F30) to support the investigation and remediation of contaminated property, and requires the Ohio EPA to use money in the fund for those purposes.	(1) Same as the Executive.
(2) Requires the Director of Budget and Management to transfer the certified cash balance in the DOE Monitoring and Oversight Fund (Fund 3N40) to Fund 3F30, to cancel existing encumbrances against Fund 3N40's appropriation item (715657), and to reestablish them against Fund 3F30's appropriation item (715632).	(2) Same as the Executive.
(3) Requires the Director of Budget and Management to transfer the certified cash balance in the DOD Monitoring and Oversight Fund (Fund 3K40) to Fund 3F30, to cancel existing encumbrances against Fund 3K40's appropriation item (715634), and to reestablish them against Fund 3F30's appropriation item (715632).	(3) Same as the Executive.
(4) Abolishes Fund 3N40 and Fund 3K40 subsequent to the transfer of their respective certified cash balances to Fund 3F30.	(4) Same as the Executive.
Fiscal effect: The practical effect is to merge two existing federal funds for similar monitoring and oversight purposes into newly created Fund 3F30, and by doing so, allow the Ohio EPA to better manage its cash and spending authority.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

EPACD18 Fee for Household Sewage Treatment System General NPDES Permit

R.C. ***3745.11***	**R.C.** ***3745.11***
Establishes a $200 application fee for coverage under a NPDES general permit for a household sewage treatment system that discharges off the site where the system is located and a $100 fee for a renewal of permit coverage.	Same as the Executive.
Fiscal effect: Permits are renewed every five years and include a $200 fee that is deposited to the credit of the Surface Water Protection Fund (Fund 4K40). By reducing the cost of the renewal fee to $100, Fund 4K40 will lose up to $300,000 or more every five years.	**Fiscal effect: Same as the Executive.**

EPACD20 Synthetic Minor Facility Emissions Fees

R.C. ***3745.11***	**R.C.** ***3745.11***
Extends for two years, from June 30, 2012 to June 30, 2014, the sunset of the annual emissions fees for synthetic minor facilities.	Same as the Executive.
Fiscal effect: The fee extension will preserve revenues totaling $370,000 for the Clean Air - Non Title V Fund (Fund 4K20).	**Fiscal effect: Same as the Executive.**

EPACD21 Water Pollution Control Fees

R.C. ***3745.11***	**R.C.** ***3745.11***
(1) Extends for two years: (1) the levying of higher fees, and the decrease of those fees at the end of the two years, for applications for plan approvals for wastewater treatment works under the Water Pollution Control Law and (2) the sunset of the annual discharge fees for holders of NPDES permits issued under the Water Pollution Control Law.	(1) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(2) Extends for two years the levying of higher fees, and the decrease of those fees at the end of the two years, for applications for permits, variances, and plan approvals under the Water Pollution Control Law.	(2) Same as the Executive.
Fiscal effect: The fee extension will preserve annual revenues totaling $8.1 million for the Surface Water Protection Fund (Fund 4K40).	**Fiscal effect: Same as the Executive.**

EPACD22 Safe Drinking Water Fees

R.C. ***3745.11, 6109.21***	**R.C.** ***3745.11, 6109.21***
(1) Extends for two years the sunset of annual fees for public water system licenses issued under the Safe Drinking Water Law.	(1) Same as the Executive.
(2) Extends for two years a higher cap on the fee due for plan approval for a public water supply system under the Safe Drinking Water Law and the decrease of that cap at the end of the two years.	(2) Same as the Executive.
(3) Extends for two years the levying of higher fees, and the decrease of those fees at the end of the two years, for applications for permits, variances, and plan approvals under the Safe Drinking Water Law.	(3) Same as the Executive.
(4) Extends for two years the levying of higher fees, and the decrease of those fees at the end of the two years, for state certification of laboratories and laboratory personnel for purposes of the Safe Drinking Water Law.	(4) Same as the Executive.
(5) Revises the definition of "population served" for purposes of license fees for public water systems that are not community water systems and that serve nontransient populations to mean the total number of individuals having access to, rather than receiving water from, the water supply system during a 24-hour period for at least 60 days during a calendar year.	(5) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(6) Provides that license fees for public water systems that are not community water systems and that serve transient populations are based on the number of wells or sources, other than surface water, supplying such a system rather than just wells, and revises the defined term "number of wells supplying system" and its definition to reflect that change.	(6) Same as the Executive.
Fiscal effect: The fee extensions will preserve annual revenues totaling $5.9 million for the Drinking Water Protection Fund (Fund 4K50).	**Fiscal effect: Same as the Executive.**

EPACD23 Certification of Operators of Water Supply Systems or Wastewater Systems

R.C. ***3745.11***	**R.C.** ***3745.11***
Extends for two years the levying of higher fees, and the decrease of those fees at the end of the two years, for applications and examinations for certification as operators of water supply systems or wastewater systems under the Safe Drinking Water Law or the Water Pollution Control Law, as applicable.	Same as the Executive.
Fiscal effect: The fee extension will preserve annual revenues totaling $410,000 for the Drinking Water Protection Fund (Fund 4K50).	**Fiscal effect: Same as the Executive.**

EPACD17 Surface Water Protection Fund

R.C. ***6111.038***	**R.C.** ***6111.038***
Allows money in the Surface Water Protection Fund (Fund 4K40) to be used to meet state matching requirements that are necessary to obtain federal grants by removing a statutory prohibition against that use.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: By removing an existing statutory prohibition against using money in the fund to meet federal matching requirements, the Ohio EPA is given greater flexbility in the use and management of the various revenue streams that support its surface water protection activities and services.	**Fiscal effect: Same as the Executive.**

EPACD2 Areawide Planning Agencies

Section: ***279.10***	**Section:** ***279.10***
Permits the Director of Environmental Protection to award grants from SSR appropriation item 715687, Areawide Planning Agencies, to areawide planning agencies engaged in areawide water quality management and planning activities in accordance with the nonpoint source pollution control provisions of the federal Clean Water Act.	Same as the Executive.

EPACD3 Corrective Cash Transfers

Section: ***279.10***	**Section:** ***279.10***
(1) Requires the Director of Budget and Management to transfer $376,891.85 in cash that was mistakenly deposited in the Clean Air Non-Title V Fund (Fund 4K20) to the Clean Air Title V Permit Fund (Fund 4T30).	(1) Same as the Executive.
(2) Requires the Director of Budget and Management to transfer $133,026.63 in cash that was mistakenly deposited in the Scrap Tire Management Fund (Fund 4R50) to the Site Specific Cleanup Fund (Fund 5410).	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
ETCCD9 Information Technology Service Fund	
R.C. *3353.15*	**R.C. *3353.15***
Creates the Information Technology Service Fund (Fund 5JU0), consisting of money received by eTech pursuant to agreements with educational entities for the provision of information technology services to support initiatives to align education from preschool through college, and any other money deposited into the fund by eTech.	Same as the Executive.
Specifies that money in the fund is to be used to provide the services specified in the agreements, including implementation and maintenance of an electronic clearinghouse for student transcript transfers and development of the education data repository. Specifies investment earnings of the fund to be credited to the fund.	Same as the Executive.
Fiscal effect: The bill appropriates approximately $1.5 million in each fiscal year for SSR Fund 5JU0 appropriation item, Information Technolgy Services, for eTech's enterprise software development that serves Ohio's P-20 education community.	**Fiscal effect: Same as the Executive.**
ETCCD1 Statehouse News Bureau	
Section: *283.20*	**Section: *283.20***
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.

Executive	As Reported by House Finance and Appropriations
ETCCD2 Ohio Government Telecommunications Services	
Section: ***283.20***	**Section:** ***283.20***
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.
ETCCD3 Technology Operations	
Section: ***283.20***	**Section:** ***283.20***
Specifies that GRF appropriation item 935409, Technology Operations, be used to pay expenses of eTech's network infrastructure, which includes the television and radio transmission infrastructure and the K-12 telecommunity infrastructure.	Same as the Executive.
Authorizes eTech to use the appropriation to cover student costs for taking advanced placement courses and courses that the Chancellor of the Board of Regents has determined to be eligible for postsecondary credit through the OhioLearns Gateway. Specifies that, to the extent that funds remain available for the purpose, public school students taking courses through OhioLearns are eligible to receive a fee waiver to cover the cost of participating in one course. Specifies that fee waivers be distributed until the funds appropriated to support the waivers have been exhausted.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
ETCCD4 Content, Development, Acquisition, and Distribution	
Section: ***283.20***	**Section:** ***283.20***
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.
(1) Up to $658,099 in each fiscal year 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 the programming 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.
(2) Up to $1,749,283 in each fiscal year 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 former 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.
(3) Up to $199,712 in each fiscal year to be distributed by eTech to support the operations of Ohio's qualified radio reading services. Specifies that the funds be distributed	(3) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
pursuant to an allocation formula used by the former Ohio Educational Telecommunications Network Commission unless a substitute formula is developed by eTech in consultation with Ohio's qualified radio reading services.	

ETCCD5 Technology Integration and Professional Development

Section: ***283.30***	**Section:** ***283.30***
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.	Same as the Executive.
Earmarks up to $1,691,701 in each fiscal year 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. Specifies that such resources and services be based upon the advice and approval of eTech, based on a formula used by the former 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.

Executive	As Reported by House Finance and Appropriations
ETCCD6 Telecommunity	
Section: ***283.40***	**Section:** ***283.40***
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 school districts.	Same as the Executive.
ETCCD7 Distance Learning	
Section: ***283.40***	**Section:** ***283.40***
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.
ETCCD8 Gates Foundation Grants	
Section: ***283.40***	**Section:** ***283.40***
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.

Executive	As Reported by House Finance and Appropriations
ETHCD2 Financial Disclosure Statement Filing Fees	
R.C. ***102.02***	**R.C.** ***102.02***
Increases, beginning in calendar year 2011, financial disclosure statement filing fees by $10, $20, $30, or $35, with the amount of the increase depending upon the office held by the filer.	Same as the Executive.
Fiscal effect: Gain in revenues to the Ohio Ethics Commission Fund (Fund 4M60) of approximately $166,000 annually.	**Fiscal effect: Same as the Executive.**
ETHCD3 Court-Ordered Costs	
R.C. ***102.02***	**R.C.** ***102.02***
Requires the Ethics Commission to deposit investigative or other fees, costs, or other funds it receives as a result of court orders into the Ohio Ethics Commission Fund (Fund 4M60), which is used to pay for Commission operations.	Same as the Executive.
Fiscal effect: Potential gain in revenue deposited to the credit of Fund 4M60.	**Fiscal effect: Same as the Executive.**
ETHCD4 Financial Disclosure Statement Late Fees	
R.C. ***102.02***	**R.C.** ***102.02***
Increases, beginning in calendar year 2011, the penalty on public officials and employees who file a late financial disclosure statement from $10 a day, with a maximum penalty of $250, to $20 a day, with a maximum penalty of $500.	Same as the Executive.
Fiscal effect: Potential gain in revenues to the Ohio Ethics Commission Fund (Fund 4M60) of up to $117,000 or more annually, depending on the number of filers who file their disclosure statements late.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
ETHCD1 Ethics Commission Casino-Related Activities	
Section: ***285.10***	**Section:** ***285.10***
Reappropriates the unexpended and unencumbered balance of Fund 5HS0 appropriation item 146602, Casino Investigations, at the end of FY 2011 to the same appropriation item for FY 2012 to be used for the performance of the Ethics Commission's casino-related duties.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
EXPCD1 State Fair Reserve	
Section: ***287.10***	**Section:** ***287.10***
Allows the General Manager of the Expositions Commission to submit a request to the Controlling Board to use available amounts in the State Fair Reserve Fund (Fund 6400) under the following conditions: (1) that admissions receipts for the 2011 or 2012 Ohio State Fair are less than $1,982,000 because of inclement weather or extraordinary circumstances; (2) that the Ohio Expositions Commission declares a state of fiscal exigency; and (3) that the request submitted to the Controlling Board contains a plan describing how the Expositions Commission will eliminate the cash shortage causing the request.	Same as the Executive.
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.**

Executive	As Reported by House Finance and Appropriations
GOVCD4 **Publication of General Assembly Apportionment**	
	R.C. ***107.09***
No provision.	Modifies the specific requirement that the Governor publish the General Assembly apportionment for four weeks in newspapers in Cincinnati, Cleveland, and Columbus, by allowing the Governor to instead publish the apportionment one time in its entirety in those newspapers and a second time in abbreviated form as long as the abbreviated form meets several requirements including a provision where the notice is posted in its entirety on the newspapers' websites. **Fiscal effect: Minimal savings.**
GOVCD2 **Government Relations**	
Section: ***289.10***	**Section:** ***289.10***
(1) Allows a portion of GSF Fund 5AK0 appropriation item 040607, Government Relations, to be used to support Ohio's membership in national or regional associations.	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 intrastate transfer voucher and deposited into Fund 5AK0.	Same as the Executive.
GOVCD3 **Funds Received for Use of Governor's Residence**	
Section: ***503.90***	**Section:** ***503.90***
Appropriates to Fund 4H20 appropriation item 100604, Governor's Residence Gift, the amounts received for use of the residence pursuant to section 107.40 of the Revised Code.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DOHCD14 **BCMH Rebates for Drugs and Nutritional Formulas**	
R.C. ***3701.021, 3701.023***	**R.C.** ***3701.021, 3701.023***
Authorizes ODH to establish a rebate program for its Bureau for Children with Medical Handicaps (BCMH) program that would require a manufacturer of a drug or nutritional formula to enter into a rebate agreement as a condition of having the drug or nutritional formula covered by programs administered under BCMH. **Fiscal effect: Gain of rebates.**	Same as the Executive, but provides that the rebate program created may be a rebate or a discount program. **Fiscal effect: Same as the Executive.**
DOHCD18 **Abstinence Education - Title V Funds**	
	R.C. ***3701.0211***
No provision.	Requires the ODH Director to annually apply for federal Title V funds each year funds are made available for abstinence education. **Fiscal effect: Potential gain of federal Title V funds. Potential minimal increase in administrative costs.**
DOHCD21 **Definition of Health Home**	
	R.C. ***3701.032***
No provision.	Permits the ODH Director to adopt rules that define what constitutes a health home for the purpose of any entity authorized to provide care coordination services. **Fiscal effect: Potential minimal increase in costs for administration and rule promulgation.**

Executive	As Reported by House Finance and Appropriations
DOHCD16 Help Me Grow	
R.C. *3701.61*	**R.C. *3701.61***
Specifies that besides encouraging prenatal and well-baby care, the Help Me Grow Program's purpose is to also provide parenting education to promote the comprehensive health and development of children and to provide early intervention services pursuant to federal law.	Same as the Executive, but instead specifies that the program's purpose is also to provide family-centered parenting education, services, and support that acknowledge and support the vital role of families in ensuring the well-being of children and that promote the optimal social, emotional, cognitive, intellectual, and physical development of children.
Provides that home visiting services are provided to eligible families with a pregnant woman or an infant or toddler under age three (rather than newborn infants and their families as is currently the practice). Eliminates a requirement that a request for home visiting services be made by a parent of an eligible infant before the services can be provided.	Same as the Executive, but refers to "family-centered" instead of "home-visiting" services and specifies that families with incomes below 200% of the federal poverty guidelines and with a pregnant woman or an infant or toddler under age two (rather than three as in the Executive version) are eligible for home visiting services. Includes provisions, not in the Executive version, that require ODH to obtain written consent before providing any Help Me Grow services and specifies that participation in home visiting services is voluntary.
Permits the ODH Director to enter into interagency agreements with state agencies to implement Help Me Grow and distribute funds through contracts, grants, or subsidies to entities providing services and eliminates a requirement that the distribution of subsidies to counties is a program requirement. Requires ODH to establish a system of payment to program providers to the extent funds are available.	Same as the Executive.
No provision.	Requires providers of home visiting services to deliver services using the "parents as teachers home visiting model" and authorizes the ODH Director to select other home visiting models to be used by providers delivering services in addition to that model.

Executive	As Reported by House Finance and Appropriations
No provision.	Requires providers of home visiting services, as a condition of receiving payment for the services, to report to the ODH Director data on program performance indicators, including the risk indicators of low birth weight and pre-term births.
No provision.	Requires the ODH Director to prepare an annual report on the data received from the home visiting services providers.
Specifies that families currently enrolled in the At-Risk Program will remain eligible for services until December 31, 2013, or until the child reaches three years of age.	Same as the Executive.
Specifies certain rules regarding eligibility for services, eligibility for providers of services, complaint procedures, and criteria for payment, that must be adopted to implement the Help Me Grow Program.	Same as the Executive, but eligminates a requirement that the ODH Director adopt rules regarding eligibility requirements for providers of home visiting services and standards and procedures for the provision of home visiting services.
Fiscal effect: Some of the provisions are updating the law dealing with the program to align with recent program changes, so there will be little to no fiscal impact. However,the provision that permits the ODH Director to enter into interagency agreements with state agencies to implement the program and distribute funds was requested to make necessary changes that could allow ODH to collect some Medicaid reimbursements for certain activities conducted under Help Me Grow. Additionally, may impact who at the community level receives the money to provide services depending on what changes are made in the contracting arrangements with the provider agencies.	**Fiscal effect: Same as the Executive.**

DOHCD17 Clinical Laboratory Services Providers

	R.C. ***3701.94, 3701.941, and 3702.31***
No provision.	Prohibits a clinical laboratory services provider from inducing physicians or group practices to refer patients in exchange for remuneration and to split fees.

Executive	As Reported by House Finance and Appropriations
No provision.	Prohibits, generally, a clinical laboratory services provider from placing laboratory personnel in physician or group practice offices.
No provision.	Requires the ODH Director to impose a civil fine of not less than $1,000 and not more than $10,000 for each day a clinical laboratory services provider violates prohibitions listed above. **Fiscal effect: Potential gain in fine revenues to SSR Fund 5B50, Quality Monitoring and Inspection Fund.**

DOHCD22 Nursing Facilities Operated by Religious Orders

	R.C. ***3702.59***
No provision.	Provides, in the case of a nursing facility that may provide care only to religious order members according to the certificate of need application, that the facility may also provide care to family members of the facility's residents.
No provision.	Provides that long-term care beds in the facilities may not be relocated to a new or existing long-term care facility. **Fiscal effect: Possible increase in costs if these facilities and individuals qualify for Medicaid.**

DOHCD15 Vital Statistics Fees - Portion Transferred to State Office

R.C. ***3705.24***	**R.C.** ***3705.24***
Reduces to $3 (from $4) the portion of the $12 minimum fee for a certified copy of a vital record or certification of birth that must be transferred from a local board of health to the State Office of Vital Statistics and used to support public health systems.	Same as the Executive.
Fiscal effect: Revenue loss of approximately $1 million to SSR Fund 4700, General Operations. Revenue gain of approximately $1 million to local boards of health.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DOHCD23 Skilled Nursing Care in Residential Care Facilities	
	R.C. ***3721.011, 3721.04***
No provision.	Revises current law that permits a residential care facility to admit or retain a hospice patient who requires skilled nursing care for more than 120 days in a 12-month period as follows: (1) Permits a residential care facility to admit or retain any individual who requires such skilled nursing care if the facility enters into a written agreement with (a) the individual or individual's sponsor, (b) the individual's personal physician, (c) unless the individual's personal physician oversees the skilled nursing care, the provider of the skilled nursing care, and (d) if the individual is a hospice patient, a hospice care program; (2) Provides for the agreement to include the same provisions that current law requires an agreement between a residential care facility and hospice care program to include, except that an agreement regarding an individual who is not a hospice patient must also include a provision that the individual's personal physician has determined that the skilled nursing care the individual needs is routine. **Fiscal effect: Potential savings if the individual is diverted from a higher cost setting.**
DOHCD11 Licensing and Inspection of Marinas	
R.C. ***3733.21, 3701.83, 3709.09, 3709.092, 3733.22 - 3733.30 (All Repealed), and 3733.99; and Section 737.20***	
Repeals the statutes governing the licensure and inspection of marinas, including the requirement that the Public Health Council adopt rules for such purposes.	No provision.

Executive	As Reported by House Finance and Appropriations
Requires a board of health that has a marina within its jurisdiction to adopt rules regarding the inspection and licensing of marinas within 12 months of the provision's effective date. Allows a board to charge a fee for a license.	No provision.
Establishes procedures for the transition of these operations to the boards of health.	No provision.
Fiscal effect: Loss of $29,200 in fee revenue each year transferred from the local boards of health and deposited into SSR Fund 4700, General Operations. Decrease of $10,800 in supplemental GRF expended on the program. Currently, boards of health charge license and inspection fees for marinas and transfer a portion of these fees to the General Operations Fund. ODH currently acts in an advisory role for these programs and uses funds collected for the administration of the program.	

DOHCD13 **Licensing and Inspection of Agricultural Labor Camps**

R.C. ***3733.42, 3701.83, 3733.41, 3733.43 (Repealed), 3733.431 (Repealed), 3733.44 - 3733.47 (All Repealed), 3733.471 (Repealed), 3733.48 (Repealed), 3733.49 (3733.43), 3733.99, 3733.41, 4141.031, and 5321.01; and Section 737.10***

Repeals the statutes governing the licensure and inspection of agricultural labor camps, including the requirement that the Public Health Council adopt rules for such purposes.	No provision.
Requires a board of health that has an agricultural labor camp within its jurisdiction to adopt rules regarding the inspection and licensing of these within 12 months of the provision's effective date. Allows a board to charge a fee for a license.	No provision.

Executive	As Reported by House Finance and Appropriations
Establishes procedures for the transition of these operations to the boards of health.	No provision.
Fiscal effect: Loss of $41,700 in fee revenue collected for licenses and inspections and deposited into SSR Fund 4700, General Operations. Decrease of $65,468 in supplemental GRF expended on the program. ODH currently performs licensure and inspection duties relating to agricultural labor camps.	

DOHCD12 Licensing and Inspections of Manufactured Home Parks

R.C. ***3733.02, 3701.83, 3709.085, 3709.09, 3709.092, 3733.01, 3733.091, 3733.101, 3733.13; 3733.021 (Repealed), 3733.022 (Repealed), 3733.024 (Repealed), 3733.025 (Repealed), 3733.03 (Repealed), 3733.031 (Repealed), 3733.04 - 3733.08 (All Repealed), 3733.41, 3733.99, 4781.04, 4781.07, and 4781.14; and Section 737.30***

Repeals the statutes governing the licensure and inspection of manufactured home parks, including the requirement that the Public Health Council adopt rules for such purposes.	No provision.
Requires a board of health that has a manufactured home park within its jurisdiction to adopt rules regarding the inspection and licensing of these within 12 months of the provision's effective date. Allows a board to charge a fee for a license.	No provision.
Establishes procedures for the transition of these operations to the boards of health.	No provision.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Loss of $245,800 in fee revenue transferred from the local boards of health and deposited into SSR Fund 4700, General Operations. Decrease of $52,000 in supplemental GRF expended on the program. Currently, boards of health charge license and inspection fees for manufactured home parks and transfer a portion of these fees to the General Operations Fund. ODH currently acts in an advisory role for these programs and uses funds collected for the administration of the program.	
DOHCD1 HIV/AIDS Prevention/Treatment	
Section: ***291.20***	**Section:** ***291.20***
Requires GRF appropriation item 440444, AIDS Prevention and Treatment, to be used to assist persons with HIV/AIDS in acquiring HIV-related medications and to administer educational prevention initiatives.	Same as the Executive.
DOHCD2 Public Health Laboratory	
Section: ***291.20***	**Section:** ***291.20***
Requires that a portion of GRF appropriation item 440451, Public Health Laboratory, be used for the coordination and management of prevention program operations and the purchase of drugs for sexually transmitted diseases.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DOHCD3 Help Me Grow	
Section: ***291.20***	**Section:** ***291.20***
Requires that GRF appropriation item 440459, Help Me Grow, be used to distribute subsidies to counties to implement the Help Me Grow Program. Allows the appropriation to be used in conjunction with Early Intervention funding from the ODODD and in conjunction with other early childhood funds and services to promote the optimal development of young children and 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 wellbeing and success of children. Requires ODH to enter into an interagency agreement with ODE, ODODD, ODJFS, and ODMH to ensure that all early childhood programs and initiatives are coordinated and school-linked.	Same as the Executive.
Requires a home-visiting program selected by a county Family and Children First Council to meet certain eligibility guidelines to receive funding under GRF appropriation item 440459, Help Me Grow.	Same as the Executive.
Specifies that GRF appropriation item 440459, Help Me Grow, may also be used for the Developmental Autism and Screening Program.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DOHCD20 Federally Qualified Health Centers	
	Section: ***291.20***
No provision.	Specifies that tobacco funds previously disbursed under subsidy agreements between ODH and the Ohio Association of Community Health Centers are to be available to federally qualified health centers in the same manner as those funds in GRF appropriation item 440465, Federally Qualified Health Centers.
DOHCD4 Targeted Health Care Services Over 21	
Section: ***291.20***	**Section:** ***291.20***
Requires GRF appropriation item 440507, Targeted Health Care Services Over 21, be used to administer the Cystic Fibrosis Program and the Hemophilia Insurance Premium Payment Program.	Same as the Executive.
Requires GRF appropriation item 440507, Targeted Health Care Services Over 21, also be used to provide essential medications and to pay the copayments for drugs approved by ODH and covered by Medicare Part D that are dispensed to BCMH participants for the Cystic Fibrosis Program.	Same as the Executive.
Requires ODH to expend all funds in GRF appropriation item 440507.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DOHCD5 Genetics Services	
Section: ***291.20***	**Section:** ***291.20***
Requires SSR Fund 4D60 appropriation item 440608, Genetics Services, to be used to administer programs for newborn screening and genetic diseases. Prohibits these funds from being used to counsel or refer for abortion, except in the case of a medical emergency.	Same as the Executive.
DOHCD6 Medically Handicapped Children Audit	
Section: ***291.20***	**Section:** ***291.20***
Requires that the Medically Handicapped Children Audit Fund (Fund 4770) 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.	Same as the Executive.
Allows moneys in Fund 4770 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.	Same as the Executive.
Allows moneys in Fund 4770 to be expended for administrative expenses incurred for the Medically Handicapped Children's Program.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations

DOHCD7 **Cash Transfer from Liquor Control Fund to Alcohol Testing and Permit Fund**

Section: *291.20*	Section: *291.20*
Allows the OBM Director to transfer up to $551,018 in cash from the Liquor Control Fund (Fund 7043), which is used by the Department of Commerce, to the Alcohol Testing and Permit Fund (Fund 5C00), which used by ODH, in FY 2012 to meet the operating needs of the Alcohol Testing and Permit Program. Specifies that this transfer is to be determined by a transfer schedule set by ODH.	Same as the Executive.

DOHCD8 **Medically Handicapped Children - County Assessments**

Section: *291.20*	Section: *291.20*
Requires that SSR Fund 6660 appropriation item 440607, Medically Handicapped Children - County Assessments, be used to make payments for expenses associated with the Bureau for Children with Medical Handicaps.	Same as the Executive.

DOHCD9 **Nursing Facility Technical Assistance Program**

Section: *291.20*	Section: *291.20*
Permits, on July 1, 2009, or as soon as possible thereafter, the OBM Director to transfer cash from the Resident Protection Fund (Fund 4E30), which is used by ODJFS, to the Nursing Facility Technical Assistance Program Fund (Fund 5L10), which is used by ODH. Requires the transferred cash to be used for the Nursing Facility Technical Assistance Program. Requires the transfer to be up to $698,595 in each fiscal year.	Same as the Executive, but changes the date to July 1, 2011.

Executive	As Reported by House Finance and Appropriations
DOHCD10 Early Intervention Workgroup	
Section: ***291.30***	**Section:** ***291.30***
Requires ODH to convene a workgroup to develop recommendations for eligibility criteria for early intervention services to be provided pursuant to Part C of the Individuals with Disability Education Act. Requires the recommendations to be based on available funds and national data related to the identification of infants and toddlers who have developmental delays or are most at risk for developmental delays and would benefit from these early intervention services.	Same as the Executive.
Specifies the membership of the workgroup and states that it is required to be facilitated by ODH.	Same as the Executive, but adds a representative of ODJFS as a member.
Specifies that the last date that the workgroup can submit recommendations is October 1, 2011. Allows the ODH Director to accept the recommendations, if submitted, in whole or in part.	Same as the Executive.
Specifies that if the workgroup does not submit recommendations, the ODH Director is required to implement eligibility criteria based on available funds and, at most, may include the following: (1) children who demonstrate a developmental delay at or exceeding 2.0 standard deviations below the mean in one or more areas of development; (2) children who have a medical diagnosis that falls into one or more categories outlined by the bill; (3) children who, based on clinical opinion, are not eligible under either of the previous categories, except that the child is permitted to receive services for no more than 180 days.	Same as the Executive, but adds children who are at risk of a delay in their social, emotional, or cognitive development to the eligibility criteria.
Specifies that the workgroup ceases to exist on October 1, 2011.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: The bill does not specify whether non-state employee members of the workgroup are to receive reimbursement for necessary and actual expenses. If they do, there could be negligible increases in costs.	**Fiscal effect: Same as the Executive.**

DOHCD19 Certificate of Need for New Nursing Home

	Section: ***291.40***
No provision.	Requires the ODH Director to accept a certificate of need application for the establishment, development, and construction of a new nursing home under the following conditions:
No provision.	(1) the application is submitted not later than 180 days after the bill's effective date;
No provision.	(2) the nursing home is to be located in a county that had a population of between 30,000 and 41,000 persons in the 2000 federal census;
No provision.	(3) the nursing home is to be located on a campus that has been in operation for at least 12 years;
No provision.	(4) at least one existing residential care facility with at least 25 residents and at least on existing independent living dwelling for seniors with at least 75 residents are located on the same campus; and
No provision.	(5) the nursing home is to have not more than 30 beds, all of which are to be transferred from an existing nursing home in Ohio and are proposed to be licensed as nursing home beds.
	Fiscal effect: Offsetting revenue and expenditures. Potential gain in revenue from the application that would be deposited into SSR Fund 4710, Certificate of Need. Subsequent increase in administrative costs relating to review and other tasks associated with the application.

Executive	As Reported by House Finance and Appropriations
OHSCD1 Subsidy Appropriation	
Section: ***297.10***	**Section:** ***297.10***
Requires the GRF appropriation items for the Ohio Historical Society to be released in quarterly amounts that do not exceed the total annual appropriations; requires the Society's funds and fiscal records to be examined by independent certified public accountants approved by the Auditor of State in each fiscal year; and requires a copy of the Society's audited financial statements to be filed with the Office of Budget and Management. Requires the Society to submit to the Office of Budget and Management an operating budget for each fiscal year of the biennium at or near the first day of each calendar year and financial reports indicating actual receipts and expenditures to be submitted at least semiannually. Specifies that the appropriations for the Society constitute the contractual consideration provided by the state to support its offer to contract with the Society under section 149.30 of the Revised Code.	Same as the Executive.
OHSCD2 Hayes Presidential Center	
Section: ***297.10***	**Section:** ***297.10***
Requires the Ohio Historical Society to make arrangements with the National Park Service or another federal government agency for the efficient transfer of operations and maintenance of the Hayes Presidential Center if such an agency chooses to take over its operations and maintenance.	Same as the Executive.

Executive		As Reported by House Finance and Appropriations
OHSCD3	**State Historical Grants**	
		Section: ***297.10***
No provision.		Earmarks $195,285 in each fiscal year from GRF appropriation item 360508, State Historical Grants, for the Cincinnati Museum Center.
No provision.		Earmarks $195,285 in each fiscal year from GRF appropriation item 360508, State Historical Grants, for the Western Reserve Historical Society.

Executive	As Reported by House Finance and Appropriations
REPCD2 **Caucus Meetings During Legislative Committee Meetings**	
	R.C. ***101.15***
(1) No provision.	(1) Requires the chairperson of a committee to recess a meeting of the committee to enable members of the committee who are members of the same political party to hold a caucus meeting to discuss matters referred to or under consideration by the committee.
(2) No provision.	(2) Specifies that a caucus meeting is neither a public meeting nor open to the public, unless the caucus determines otherwise.
(3) No provision.	(3) Specifies that it is not in order for the committee to take up or dispose of any matter during a recess for the purpose of a caucus meeting.
	Fiscal effect: None.
REPCD1 **Operating Expenses**	
Section: ***299.10***	**Section:** ***299.10***
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.

Executive	As Reported by House Finance and Appropriations
HFACD1 Ohio Housing Study Committee	
	Section: ***701.40***
No provision.	Creates the Ohio Housing Study Committee for the purpose of reviewing the policies, programs, and partnerships of the Ohio Housing Finance Agency (OHFA). Requires the Committee to (1) perform a comprehensive review of Chapter 175. of the Revised Code, (2) review OHFA's relationships with its for-profit and non-profit partners, (3) review OHFA's leadership and the economic impact of its Single-Family Mortgage Revenue Bond Program, (4) review OHFA's Qualified Allocation Plan development process and underlying policy, (5) create a quantitative report measuring the economic benefits of OHFA's single-family and multi-family programs over the last ten years, and (6) evaluate the possible efficiencies of combining existing Department of Development housing programs with OHFA. Authorizes the Director of Commerce to include other relevant areas of study as necessary.
No provision.	Requires the Committee to consist of the Director of Commerce, who is the chair, and two members of the General Assembly, to be appointed by the Speaker of the House and the President of the Senate, respectively.
No provision.	Requires the Committee to provide a report of its findings to the Governor, the Speaker of the House, and the President of the Senate on or before January 1, 2012.

Executive	As Reported by House Finance and Appropriations
IGOCD1 **IGO Casino-Related Activities**	
Section: ***305.10***	**Section:** ***305.10***
Reappropriates the unexpended, unencumbered balance of SSR appropriation item 965609, Casino Investigations, at the end of FY 2011 to the same appropriation item for FY 2012 to be used for the performance of the Inspector General's casino-related duties.	Same as the Executive.
IGOCD2 **Deputy Inspector General for Funds Received through the American Recovery and Reinvestment Act of 2009**	
Section: ***305.10***	**Section:** ***305.10***
Requires the Director of Budget and Management to transfer, in FY 2012 and FY 2013, $450,000 cash from the GRF to the Deputy Inspector General for Funds Received through the American Recovery and Reinvestment Act of 2009 Fund (Fund 5GI0).	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
INSCD5 **Insurers Supervision, Rehabilitation, and Liquidation Act**	
	R.C. ***3903.301, 3903.01 and Section 803.60***
No provision.	Protects specified rights related to "netting agreements" and "qualified financial contracts" in the context of insurance company rehabilitations or liquidations. Measures damages as of the date of an insurer's termination, liquidation, acceleration, or close out of a netting agreement or qualified financial contract. Requires the claim for damages be actual direct compensatory damages. Requires any net or settlement amount that a nondefaulting party owes to an insurer be given to the receiver for the insurer upon termination of a netting agreement or qualified financial contract.
No provision.	Requires a receiver to notify any person who is a party to a transferred agreement or contract and to do either of the following concerning transfers of a netting agreement or qualified financial contract entered into between an insurer and a counterparty or affiliate of the counterparty: - Transfer to one party, other than an insurer, all netting agreements and qualified financial contracts. - Transfer none of the netting agreements or qualified financial contracts.
No provision.	Prohibits, generally, a receiver from avoiding certain transfers of money or other property that are made before the commencement of a formal delinquency proceeding but allows a receiver to avoid certain fraudulent transfers.
No provision.	Requires a receiver to disaffirm or repudiate either all or none of the netting agreements and qualified financial contracts between the insurer and a counterparty (or any affiliate of the counterparty).

Executive	As Reported by House Finance and Appropriations
No provision.	Specifies when a claim must be considered as if it had arisen before the filing date of the petition for liquidation or the petition for conservation or rehabilitation.
No provision.	Specifies that all rights of a counterparty under Ohio's Rehabilitation and Liquidation Law apply to netting agreements and qualified financial contracts entered into on behalf of the general account or specified separate accounts.
No provision.	Specifies that the above provisions do not apply to the affiliates of an insurer that is the subject of a formal delinquency proceeding and the provisions apply only to formal delinquency proceedings that commence on or after the effective date of the act. **Fiscal effect: None. Makes changes to laws governing the activities of the Office of the Ohio Insurance Liquidator, which manages liquidation related to Ohio-based insurance companies. The Office is technically a private trustee's office overseen by the Franklin County Court of Common Pleas, rather than an operation of state government, and is funded by a share of the estate left by a liquidated insurance company.**

INSCD4 Health Care Coverage and Quality Council

R.C. ***3923.90, (Repealed), 185.01, 185.03, 185.06, 185.10, 3319.71, 3924.10, 4113.11, Repealed: 3923.91***	**R.C.** ***3923.90, (Repealed), 185.01, 185.03, 185.06, 185.10, 3319.71, 3924.10, 4113.11, Repealed: 3923.91***
Eliminates the Health Care Coverage and Quality Council from current law.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Support activities performed by Department staff for the Council were paid from Fund 5540 during the current biennium, under line item 820609, State Coverage Initiative Administration. Activities that were performed by the Council will continue to be performed by Department staff, paid from Fund 5540. Overall this provision is expected to be approximately revenue neutral.	**Fiscal effect: Same as the Executive.**

INSCD6 Most Favored Nation Clauses in Health Care Contracts

	R.C. ***3963.11, Section 630.10***
No provision.	Prohibits all health care contracts entered into or offered to a health care provider from including a most favored nation clause. Removes language that had originally provided for a three year moratorium on most favored nation clauses in health care contracts. Specifies that contracts in effect prior to June 25, 2008, are permitted to retain a most favored nation clause for the duration of the existing contract, unless that contract is amended, extended, or renewed. **Fiscal effect: A "most favored nation" clause in a health care contract generally requires a health care provider to charge an insurer rates for providing health care services that are not higher than the provider charges any other insurer. Such clauses therefore may affect rates that insurers pay for health care services. This provision may therefore increase or decrease state and local government expenditures to provide health benefits to employees.**

Executive	As Reported by House Finance and Appropriations
INSCD1 Market Conduct Examination	
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. Specifies that all costs, assessments, and fines collected must be deposited to the Department of Insurance Operating Fund (Fund 5540).	Same as the Executive.
INSCD2 Examinations Of Domestic Fraternal Benefit Societies	
Section: ***307.10***	**Section:** ***307.10***
Allows 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.
INSCD3 Transfer From Fund 5540 To General Revenue Fund	
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.

Executive	As Reported by House Finance and Appropriations

General

JFSCD24 County Share of Public Assistance Expenditures

R.C. ***5101.16***	**R.C.** ***5101.16***
Reduces to 105% (from 110%) the maximum amount that a county may be required to pay, in comparison to the amount paid in the preceding fiscal year, for its share of public assistance expenditures.	Same as the Executive.
Fiscal effect: Reduces the amount counties must pay of the annual increase in costs for administration of public assistance expenditures. Increases costs for the state to pick up the difference in costs between 105% and 110% that counties are currently paying.	**Fiscal effect: Same as the Executive.**

JFSCD25 Recovery of Costs by County Family Service Agencies

R.C. ***5101.183***	**R.C.** ***5101.183***
Expands to child support enforcement agencies (CSEAs) the authority to recover costs of services provided to persons who secured them through fraud or misrepresentation or intentionally diverted services to ineligible persons.	Same as the Executive.
Permits county family service agencies to recover costs of benefits secured through fraud or misrepresentation or that were intentionally diverted to ineligible persons or to recover any other costs of benefits and services if recovery is required or permitted by federal law.	Same as the Executive.
Fiscal effect: Gain in revenue to county agencies if costs are recovered.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD20 Recovering Excess Payments to Counties	
R.C. *5101.244*	**R.C. *5101.244***
Permits ODJFS to take either or both of the following actions to collect an excess grant, allocation, advance, reimbursement, or cash draw made to a county entity performing family services duties: (1) require the county to enter into an agreement to repay the amount of the excess plus, at ODJFS's discretion, interest and (2) certify a claim to the Attorney General for collection.	Same as the Executive.
Specifies that the actions authorized by the bill may be taken in addition to or instead of the actions authorized by current law regarding the recovery of excess payments by adjusting, offsetting, withholding, or reducing other amounts to be paid to the county entity.	Same as the Executive.
Fiscal effect: Gain in revenue if ODJFS recovers excess payments.	**Fiscal effect: Same as the Executive.**
JFSCD28 Audits	
R.C. *5101.37, 121.22*	**R.C. *5101.37, 121.22***
Authorizes ODJFS, a county department of job and family services (CDJFS), or a child support enforcement agency (CSEA) to conduct audits (in addition to investigations) as necessary in furtherance of their duties.	Same as the Executive.
Specifies that until an audit report is formally released by ODJFS, the audit report and any related documents or records are not public records.	Same as the Executive.
Authorizes the ODJFS Director to adopt internal management rules, without an administrative hearing, as necessary to implement the law governing ODJFS, CDJFS, and CSEA audits and investigations.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Specifies that an audit conference conducted by the audit staff of ODJFS with the officials of the public office that is the subject of the audit is not a public meeting for the purpose of the Open Meetings Law.	Same as the Executive.
Fiscal effect: Increase in costs to ODJFS, CDJFSs, and CSEAs if audits conducted.	**Fiscal effect: Same as the Executive.**

JFSCD2 Administration and Operating

Section: ***309.20.10***	**Section:** ***309.20.10***
Authorizes the OBM Director, on July 1, 2011, or as soon as possible thereafter, to transfer up to $535,300 cash from the TANF Quality Control Reinvestments Fund (Fund 5Z90), to the Administration and Operating Fund (Fund 5DM0). Upon completion of the transfer, abolishes Fund 5Z90.	Same as the Executive.
Requires ODJFS to use up to $535,000 of appropriation item 600633, Administration and Operating, to pay for one-time contract expenses.	Same as the Executive.

JFSCD3 Transfer to State and County Shared Services Fund

Section: ***309.20.20***	**Section:** ***309.20.20***
Requires the OBM Director, within 30 days of the effective date H.B. 153, or as soon as possible thereafter, to transfer the unencumbered cash balance in the County Technologies Fund (Fund 5N10) to the State and County Shared Services Fund (Fund 5HL0). Appropriates the transferred cash.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
JFSCD4 **Agency Fund Group**	
Section: ***309.20.30***	**Section:** ***309.20.30***
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 OBM Director 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 OBM Director.	Same as the Executive.
Child Care	
JFSCD112 **Child Care Provider Licensing**	
	R.C. ***5104.01, 5104.011, 5104.38***
No provision.	Eliminates the requirements that the ODJFS Director adopt rules to be used for checking the references of child day-care center and type A family cay-care home license applicants and potential employees.
No provision.	Eliminates the requirement that child day-care center administrators prepare and distribute an annual roster of all parents, guardians, or custodians, and eliminates a provision of current law that permits the administrator to prepare and distribute a telephone contact list for distribution.
No provision.	Replaces a provision of current law that requires the ODJFS Director to recommend standards to the Governor

Executive	As Reported by House Finance and Appropriations
	and General Assembly regarding sanctions to be imposed on persons violating the law governing child care with a provision that permits the Director to adopt rules regarding the sanctions and specifies when the Director is to impose the sanctions.
No provision.	Eliminates the requirement that the ODJFS Director consider the number of available child-care staff members when determining license capacity for child day-care centers or type A family day-care homes.
No provision.	Makes optional the existing requirement that the ODJFS Director, when adopting rules for procedures for screening children and employees, include requirements for physical examinations and immunizations.
No provision.	Eliminates the requirement that the ODJFS Director adopt rules regarding procedures for renewing a day-care center or type A home license not provided for under the Administrative Procedures Act and regarding the corresponding renewal license application fees.
No provision.	Permits a child day-care center administrator to meet existing employment standards by showing the ODJFS Director evidence that the administrator holds a designation as an "early childhood professional level three" under the Step-Up-To Quality Program.
No provision.	Specifies that an administrator employed or designated as such on or after the bill's effective date may provide an administrator's credential as an alternative to existing employment standards that must be met after the date of employment or designation but that the administrator must meet this standard, or the existing employment standards, within one year of employment or designation, rather than six years.
No provision.	Increases to 2 hours, from 1.5 hours, the number of hours during a 24-hour day that the maximum number of toddlers or preschool children per child-care staff member may be

Executive	As Reported by House Finance and Appropriations
	double the amount established under current law.
No provision.	Requires the ODJFS Director to adopt rules establishing incentives for persons and entities that are licensed or certified and have a history of substantial compliance with licensure or certification standards. **Fiscal effect: Potential minimal decrease in administrative costs to ODJFS.**
JFSCD116 **Educational Requirements for Child Day-Care Center Staff**	
	R.C. ***5104.011***
No provision.	Exempts students who (1) are home schooled during their last year of instruction or (2) graduated from a charter school, from the current educational requirements for employment at a child day-care center. **Fiscal effect: None.**
JFSCD111 **Child Day-Care Centers and Type A Family Day-Care Homes Licensure Enforcement**	
	R.C. ***5104.04***
No provision.	Eliminates the requirement that ODJFS notify a child day-care center or type A family day-care home that it is out of compliance with the laws governing centers and homes.
No provision.	Eliminates ODJFS's express authority to commence a license revocation action against a child day-care center or type A family home for failing to correct a compliance violation. **Fiscal effect: Potential decrease in administrative costs.**

Executive	As Reported by House Finance and Appropriations
JFSCD114 **Publication of Type B Family Day-Care Home Guide**	
	R.C. ***5104.13***
No provision.	Permits ODJFS to publish a guide on certification of type B family day-care homes either electronically or otherwise and eliminates the requirement to distribute multiple copies of the guide to county departments of job and family services. **Fiscal effect: Potential decrease in administrative costs.**
JFSCD113 **Publicly Funded Child Care Incentives**	
	R.C. ***5104.30***
No provision.	Requires the ODJFS Director to establish enhanced reimbursement ceilings for providers of publicly funded child care who participate in the Step Up To Quality Program and maintain quality ratings.
No provision.	Requires the ODJFS Director to weigh any reduction in reimbursement ceilings more heavily against child day-care centers that do not participate in the program or do not maintain quality ratings. **Fiscal effect: None. ODJFS currently provides additional reimbursements to providers that participate in Step Up to Quality (SUTQ) or that achieve other accreditations in accordance with rules. Weighing reimbursement reductions to providers that do not participate in SUTQ would not affect overall expenditures for publicly funded child care.**

Executive	As Reported by House Finance and Appropriations
JFSCD19 Payment for Publicly Funded Child Care	
R.C. ***5104.32, 5104.341, 5104.35, 5104.37, 5104.38, 5104.39, 5104.42, and 5104.43***	**R.C.** ***5104.32, 5104.341, 5104.35, 5104.37, 5104.38, 5104.39, 5104.42, and 5104.43***
Eliminates provisions under which county departments of job and family services are or may be given responsibilities for contracting with and reimbursing providers of publicly funded child care, thereby giving ODJFS sole responsibility for contracting and reimbursing the providers.	Same as the Executive.
Permits ODJFS, when it determines that expenditures for publicly funded child care will exceed available federal and state funds, to change the schedule of fees to be paid by eligible caretaker parents and the rate of payment to providers of publicly funded child care.	Same as the Executive.
Requires ODJFS to adopt rules that specify the standards and procedures for determining a higher payment to child care providers based on special needs of the child being served, if ODJFS establishes a different reimbursement ceiling based on that criteria.	Same as the Executive.
Fiscal effect: Reduces costs if fee schedule and payment rates are reduced due to lack of federal and state funds to cover child care costs.	**Fiscal effect: Same as the Executive.**
JFSCD103 Hourly Reimbursement for Type B Child Care Providers	
	R.C. ***5104.32***
No provision.	Requires each contract with a certified Type B day-care provider to specify that the provider will be paid according to an hourly reimbursement rate when day care is provided for 0.10 to 9.90 hours per week.
No provision.	Requires, for the purpose of the hourly rate, that a part-time week be considered 10 to 24.90 hours of day care.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: Overall decrease in expenditures to Type B day care centers for publicly funded child care payments. Currently, hourly reimbursements are paid to Type B providers up to 6.9 hours per week and part-time rates are paid from 7 to 24.9 hours per week. For providers in most counties, the hourly rate received for the additional three hours would amount to less than if the provider received the set part-time rate. Thresholds for hourly, part-time, and full-time rates paid to child care providers are currently established in rules.
JFSCD104 Reinstatement of Eligibility	
	R.C. *5104.38*
No provision.	Permits the Director of Job and Family Services to adopt rules specifying exceptions to the eligibility requirements for a family that previously received publicly funded child care but whose eligibility was terminated and is seeking reinstatement.
	Fiscal effect: Potential increase in expenditures for publicly funded child care if the Director adopts rules allowing reinstatement. Potential minimal increase in costs to adopt rules.
Child Support Enforcement	
JFSCD26 State Employee Child Support Fund	
R.C. *125.213*	**R.C. *125.213***
Creates the State Employee Child Support Fund for the purpose of collecting all money withheld or deducted from the wages and salaries of state officials and employees pursuant to child support orders.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD18 Child Support Custodial Fund	
R.C. ***3121.48***	**R.C.** ***3121.48***
Requires the Office of Child Support to administer a fund, rather than maintain an account, for the deposit of support payments it receives and designates the Treasurer of State as custodian of the fund, which is not to be part of the state treasury.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD105 License Suspension Procedures for Defaulting Child Support Obligors	
	R.C. ***3123.44, 3123.45, 3123.55, 3123.56, 3123.58, 3123.59, 3123.591, 3123.63, 4506.071, 4507.111, 4705.021, Repealed: 3123.52, 3123.61, 3123.612, 3123.613, 3123.614***
No provision.	Prohibits a child support enforcement agency (CSEA) from sending a notice to an occupational or professional licensing board, the Bureau of Motor Vehicles (BMV), or the Division of Wildlife regarding child support default unless: (1) at least 90 days have elapsed since the final and enforceable determination of default, and (2) the obligor has not paid at least 50% of the arrearage by means other than state or federal tax intercept.
No provision.	Changes current law that requires a CSEA to remove license restrictions if an obligor is complying with a withholding or deduction notice or other appropriate order by (1) removing a requirement that the obligor must be in compliance with the notice or order, (2) removing a reference to orders other than withholding or deduction notices, and (3) requiring the obligor to present evidence of current employment or an account in a financial institution.

Executive	As Reported by House Finance and Appropriations
No provision.	Repeals a provision that requires a CSEA to remove license restrictions if a new child support order has been issued or the child support order that was in default has been modified and the obligor is complying with new or modified order.
No provision.	Requires a CSEA to remove license restrictions if the obligor demonstrates an inability to work due to circumstances beyond the obligor's control.
No provision.	Permits a CSEA to direct the Registrar of Motor Vehicles to eliminate from the abstract maintained by the BMV any reference to the suspension of an individual's license due to child support default. **Fiscal effect: Minimal.**

Child Welfare and Adoption

JFSCD11 Differential Response

R.C. *2151.011, 2151.412, 2151.421, 2151.424, 2151.429, 2152.72, and Section 309.50.10*	R.C. *2151.011, 2151.412, 2151.421, 2151.424, 2151.429, 2152.72, and Section 309.50.10*
Requires a public children services agency, in accordance with rules that ODJFS is required to adopt, to prepare and maintain a case plan or family service plan for any child the agency is providing in-home services pursuant to a family assessment response.	Same as the Executive, but changes the term "family assessment response" to "alternative response."
Requires a court to journalize a case plan for unruly or delinquent children subject to protective supervision.	No provision.
Allows a public children services agency to use a "family assessment response" or "investigative assessment response" to a report of child abuse or neglect.	Same as the Executive, but changes the terms "family assessment response" and "investigative assessment response" to "alternative response" and "traditional response," respectively.
Requires that in all cases the public children services agency use the response that stresses the safety of the child and to the extent possible builds on the strengths of	No provision.

Executive	As Reported by House Finance and Appropriations
the family through collaborative efforts between the agency and the family.	
Requires ODJFS to plan the statewide expansion of the Ohio Alternative Response Pilot Program on a county by county basis, through a schedule determined by ODJFS. Specifies that the program will be known as "differential response." Authorizes ODJFS to adopt rules to carry out this provision.	Same as the Executive.
Fiscal effect: Potential decrease in costs over time.	**Fiscal effect: Same as the Executive.**

JFSCD21 Children's Trust Fund Rulemaking

R.C. ***3109.16***	**R.C.** ***3109.16***
Permits the Children's Trust Fund Board to request that ODJFS adopt rules the Board considers necessary to carry out its responsibilities and permits ODJFS to adopt the requested rules or any other rules to assist the Board in carrying out its duties.	Same as the Executive.
Fiscal effect: Minimal increase in costs if rules adopted.	**Fiscal effect: Same as the Executive.**

JFSCD115 Children's Trust Fund Allocation to Children's Crisis Care Facilities

	R.C. ***3109.17***
No provision.	Requires the Children's Trust Fund Board to allocate funds to children's crisis care facilities that have been approved by the Board, and requires that any funds allocated to a children's crisis care facility be subtracted from the amount allocated to the child abuse and child neglect prevention advisory board that serves the county or multicounty district in which the facility is located.
	Fiscal effect: Redirects a portion of funding from child abuse and child neglect prevention advisory boards to children's crisis care facilities.

Executive	As Reported by House Finance and Appropriations
JFSCD17 **Transfer of Money from Public Assistance Fund to Children Services Fund**	
R.C. ***5705.14***	**R.C.** ***5705.14***
Authorizes the transfer of money from the Public Assistance Fund to the Children Services Fund as long as the money may be spent for the purposes of the Children Services Fund.	Same as the Executive.
Fiscal effect: Revenue gain to Children Services Fund if transfer is made.	**Fiscal effect: Same as the Executive.**
JFSCD12 **Flexible Funding for Families and Children**	
Section: ***309.50.20***	**Section:** ***309.50.20***
Authorizes a county department of job and family services or public children services agency that receives an allocation from ODJFS from GRF appropriation item 600523, Children and Families Services, or 600533, Child, Family, and Adult Community & Protective Services, in collaboration with the county family and children first council, to transfer a portion of either or both allocations to a flexible funding pool.	Same as the Executive.
JFSCD14 **Adoption Assistance Loan**	
Section: ***309.50.40***	**Section:** ***309.50.40***
Authorizes ODJFS to use up to ten percent of SSR appropriation item 600634, Adoption Assistance Loan, for administration of adoption assistance loans.	Same as the Executive.
Fiscal effect: ODJFS may use up to $200,000 to administer adoption assistance loans.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

Title IV-A Temporary Assistance for Needy Families

JFSCD10 Child Support Collections/TANF MOE

Section: ***309.40.40***	**Section:** ***309.40.40***
Requires that GSF Fund 4A80 appropriation item 600658, Child Support Collections, be used by ODJFS to meet the TANF maintenance of effort (MOE) requirements. 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.
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 $34 million in each fiscal year to meet the state's TANF MOE requirements.	**Fiscal effect: Same as the Executive.**

Medicaid

JFSCD80 State-Funded Components of PASSPORT and Assisted Living

R.C. ***173.40, 173.401, 173.404, 173.42, 3721.56, 5111.85, 5111.89, 5111.891, 5111.892, 5111.893 (Renumbered 5111.892), 5111.894, and 5111.971***	**R.C.** ***173.40, 173.401, 173.404, 173.42, 3721.56, 5111.85, 5111.89, 5111.891, 5111.892, 5111.893 (Renumbered 5111.892), 5111.894, and 5111.971***
Creates state-funded, non-Medicaid components of the PASSPORT and Assisted Living programs.	Same as the Executive.
Provides for individuals who have applications pending for the Medicaid-funded components of the PASSPORT and Assisted Living programs and meet other requirements to qualify for the state-funded components for up to three months.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Provides that certain other individuals qualify for the state-funded component of the PASSPORT program for an unlimited number of months.	Same as the Executive.
Provides that the Home First processes for the PASSPORT and Assisted Living programs apply only to the Medicaid components of those programs.	Same as the Executive.
Fiscal effect: No net effect.	**Fiscal effect: Same as the Executive.**

JFSCD118 Patient Centered Medical Home Education Advisory Group

	R.C. ***185.03***
No provision.	Adds a representative of the Ohio Council for Home Care and Hospice to the Patient Centered Medical Home Education Advisory Group.
	Fiscal effect: None.

JFSCD117 Nursing Facility Capacity Council

	R.C. ***309.30.73***
No provision.	Creates the Nursing Facility Capacity Council to study current and future nursing facility capacity in Ohio and to recommend actions for addressing any excess capacity that is identified.
No provision.	Requires the Council to issue a written report by June 30, 2012, after which the Council is terminated.
	Fiscal effect: Members are to serve without compensation, except to the extent that serving on the Council is considered part of the member's regular duties of employment. Minimal increase in administrative costs to state agencies represented on the Council related to the issuance of the report.

Executive	As Reported by House Finance and Appropriations
JFSCD63 Nursing Home and Hospital Long-Term Care Unit Franchise Permit Fees	
R.C. ***3721.50, 3721.51, 3721.56 (Repealed), 3721.561 (Renumbered 3721.56), 3721.58, 3721.56, 3769.08, 3769.20, and 3769.26; Section 512.80***	**R.C.** ***3721.50, 3721.51, 3721.56 (Repealed), 3721.561 (Renumbered 3721.56), 3721.58, 3721.56, 3769.08, 3769.20, and 3769.26; Section 512.80***
Sets the base rate for the franchise permit fee charged nursing homes and hospital long-term care units at $11.38 for FY 2012 and $11.60 for FY 2013 and thereafter.	Same as the Executive.
Provides for the percentage that is used in determining whether the franchise permit fee must be reduced in order for the fee to comply with federal restrictions to change in accordance with the federal restrictions.	Same as the Executive, but revises the definition of "indirect guarantee percentage," which is the percentage used in determining whether the franchise permit fee on nursing homes and hospital long-term care units must be reduced to comply with federal restrictions, by providing that the percentage applies to a class of providers rather than a taxpayer.
Abolishes the Home- and Community-Based Services for the Aged Fund (Fund 4J50).	Same as the Executive.
Renames the Nursing Facility Stabilization Fund (Fund 5R20) the Nursing Home Franchise Permit Fee Fund (Fund 5R20).	Same as the Executive.
Provides for all money raised by the franchise permit fee and associated penalties to be deposited into Fund 5R20, provides for the money in the fund to be used to make Medicaid payments to providers of home and community-based services as well as providers of NF services, and permits the money in the fund to also be used for the RSS Program.	Same as the Executive.
Abolishes the PASSPORT Fund.	Same as the Executive.
Provides for the money raised by horse-racing-related taxes that is currently deposited into the PASSPORT Fund (Fund 4U90) to be instead deposited into Fund 5R20 but	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
continues to require that the money be used for the PASSPORT Program.	
Transfers any cash balances to the Nursing Home Franchise Permit Fee Fund (Fund 5R20), used by ODJFS. Additionally, cancels any existing encumbrances against appropriation item 490602, PASSPORT Fund, and reestablishes them against appropriation item 600613, Nursing Facility Bed Assessments. Appropriates any reestablished encumbrance amounts.	Same as the Executive.
Fiscal effect: Estimated $14.6 million reduction in franchise fee revenue in FY 2012. (Assuming the rate changes from $11.95 in FY 2011 to $11.38 in FY 2012.) Estimated $13.8 million reduction in franchise fee revenue in FY 2013. (Assuming the rate changes from $11.95 to $11.60 in FY 2013.)	**Fiscal effect: Same as the Executive.**

JFSCD119 Hospital Discharge Planning – Home Care Preference

	R.C. *3727.60*
No provision.	Requires a hospital that conducts discharge planning for a Medicaid recipient and determines the recipient has a need for rehabilitation on a temporary basis (as opposed to a need for long-term care services) to first attempt to secure rehabilitation for the recipient through a home health agency.
No provision.	Requires a hospital to maintain a resource guide of the home health agencies operating in the community in which the hospital is located.
	Fiscal effect: Potential savings.

Executive	As Reported by House Finance and Appropriations
JFSCD35 Medicaid Recipient Audits	
R.C. ***5101.181, 145.27, 742.41, 3307.20, 3309.22, 4123.27, 5101.82, and 5505.04***	**R.C.** ***5101.181, 145.27, 742.41, 3307.20, 3309.22, 4123.27, 5101.82, and 5505.04***
Repeals a provision that requires the State Auditor to determine whether overpayments were made on behalf of every medical assistance recipient and replaces it with one authorizing the State Auditor to conduct an audit of an individual medical assistance recipient on the request of the ODJFS Director.	Same as the Executive.
Requires the State Auditor to enter into an interagency agreement with ODJFS governing the confidentiality of information the Auditor receives from ODJFS pursuant to an audit of a medical assistance recipient.	Same as the Executive.
For purposes of determining overpayments to public assistance recipients (other than medical assistance recipients), authorizes (rather than requires) the ODJFS Director to (1) furnish quarterly the name and social security number of each public assistance recipient to the ODAS Director, the OBWC Administrator, and each of the state's retirement boards, and (2) furnish semiannually the name and social security number of each public assistant recipient to the Tax Commissioner.	Same as the Executive.
Associated with the authority to audit medical assistance recipients, eliminates the State Auditor's authority to enter into a reciprocal agreement with the ODJFS Director or comparable officer of any other state for the exchange of names, addresses, or social security numbers of medical assistance recipients, and instead requires the Auditor and Attorney General to comply with the bill's provisions governing the disclosure of information about medical assistance recipients.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

JFSCD36 Disclosure of Information Regarding Medical Assistance Recipients

R.C. ***5101.26, 5101.271, 5101.272, 5101.273, 5101.28, and 5101.30***	**R.C.** ***5101.26, 5101.271, 5101.272, 5101.273, 5101.28, and 5101.30***
Replaces provisions governing the disclosure of information about medical assistance recipients.	Same as the Executive.
Eliminates the authority of ODJFS or a CDJFS to request from a law enforcement agency information regarding a medical assistance recipient that ODJFS or the CDJFS can use for purposes of determining whether the recipient or a member of the recipient's assistance group is a fugitive felon or is violating a condition of probation, a community control sanction, parole, or a post-release control sanction.	Same as the Executive.
Eliminates a provision explicitly authorizing ODJFS, a CDJFS, and their employees to report to a PCSA or other appropriate agency information on known or suspected physical or mental injury, sexual abuse or exploitation, or negligent treatment or maltreatment, of a child receiving medical assistance.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD31 Eligibility Determinations for Medicaid and CHIP

R.C. ***5101.47, 5111.012***	**R.C.** ***5101.47, 5111.012***
Permits ODJFS to enter into agreements with other state agencies, local government entities, or political subdivisions to accept applications and make eligibility determinations on ODJFS's behalf for Medicaid and CHIP.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD93 Children's Buy-In Program	
R.C. ***5101.5211, (Repealed) 9.231, 9.24, 127.16, 1751.01, 1751.04, 1751.11, 1751.111, 1751.12, 1751.13, 1751.15, 1751.17, 1751.20, 1751.31, 1751.34, 1751.60, 1751.89, 2744.05, 3111.04, 3113.06, 3119.54, 3901.3814, 3923.281, 3963.01, 4731.65, 4731.71, 5101.26, 5111.5212 - 5101.5216 (All Repealed), 5101.571, 5101.58, 5111.0112, 5111.941, Section 309.33.60***	**R.C.** ***5101.5211, (Repealed) 9.231, 9.24, 127.16, 1751.01, 1751.04, 1751.11, 1751.111, 1751.12, 1751.13, 1751.15, 1751.17, 1751.20, 1751.31, 1751.34, 1751.60, 1751.89, 2744.05, 3111.04, 3113.06, 3119.54, 3901.3814, 3923.281, 3963.01, 4731.65, 4731.71, 5101.26, 5111.5212 - 5101.5216 (All Repealed), 5101.571, 5101.58, 5111.0112, 5111.941, Section 309.33.60***
Abolishes the Children's Buy-In Program.	Same as the Executive.
Establishes the following timeframes for concluding the Program's affairs: (1) suspends new enrollments immediately, (2) repeals the Program statutes on October 1, 2011, and (3) permits persons enrolled in the Program when it is repealed to continue receiving services through December 31, 2011.	Same as the Executive.
Fiscal effect: Appropriation is reduced from $10 million to $1 million.	**Fiscal effect: Same as the Executive.**
JFSCD37 Medicaid Right of Recovery Against Liable Third Parties	
R.C. ***5101.573***	**R.C.** ***5101.573***
Extends from three to six years after the date of service (1) the time period in which a third party must respond to an inquiry by ODJFS regarding a Medicaid claim, and (2) the time period in which a third party cannot deny a Medicaid claim solely on the basis of the date of submission of the claim, type or format of the claim form, or a failure by the Medicaid recipient to present proper documentation at the time of service.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Prohibits a third party from charging ODJFS or any of its authorized agents a fee for determining whether a Medicaid claim should be paid or processing a Medicaid claim if the claim was submitted not later than six years after the date of service.	Same as the Executive.
Fiscal effect: May result in additional recovered funds from third parties.	**Fiscal effect: Same as the Executive.**

JFSCD33 Compliance with Federal Maintenance of Effort Requirement

R.C. ***5111.0122***	**R.C.** ***5111.0122***
Except as otherwise authorized by the U.S. Secretary of Health and Human Services, requires ODJFS to comply with the federal MOE regarding Medicaid eligibility standards, methodologies, and procedures while the MOE requirement is in effect.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD34 Reduction of Complexity in Medicaid Eligibility Determination Processes

R.C. ***5111.0123***	**R.C.** ***5111.0123***
Permits ODJFS, on receipt of any necessary federal approval, to reduce the complexity of the eligibility determination processes for the Medicaid Program caused by the different income and resource standards for the numerous Medicaid eligibility categories.	Same as the Executive.
Fiscal effect: No impact for the current biennium. Potential administrative savings beyond the current biennium.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD108 **Presumptive Eligibility for Pregnant Women and Children**	
	R.C. ***5111.0124, 5111.013, 5111.0125***
No provision.	Requires the ODJFS Director to amend the state Medicaid plan to implement a federal option under which ambulatory prenatal care is made available to pregnant women during presumptive eligibility periods. Requires the ODJFS Director to retain in the state Medicaid plan a federal option under which medical assistance is made available to children during presumptive eligibility periods. Permits children's hospitals and federally-qualified health centers that are eligible to be qualified providers or entities under federal law to serve as qualified providers or entities for purposes of the presumptive eligibility for pregnant women and children options. **Fiscal effect: Potential increase in Medicaid costs and gain of federal Medicaid reimbursement (about 64%) if pregnant women become Medicaid eligible sooner.**
JFSCD56 **Maximum Medicaid Reimbursement Rate**	
R.C. ***5111.021***	**R.C.** ***5111.021***
Prohibits the Medicaid reimbursement rate to a hospital, NF, or ICF/MR from exceeding limits established in federal Medicaid regulations.	Same as the Executive.
Eliminates authority for the Medicaid reimbursement rate to a provider not described above to exceed the authorized Medicare reimbursement limit for the same service.	Same as the Executive.
Fiscal effect: Estimated $1 million ($373,000 state share) in FY 2012 and $2 million ($743,000 state share) in FY 2013.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD55 **Public Notice of Proposed Changes to Medicaid Rates**	
R.C. ***5111.0212***	**R.C.** ***5111.0212***
Requires the ODJFS Director, as necessary to comply with federal law, to give public notice in the Register of Ohio of any change to a method or standard used to determine the Medicaid reimbursement rate for a service.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD57 **Medicaid Rates for Aide and Nursing Services**	
R.C. ***5111.0213***	**R.C.** ***5111.0213***
Requires ODJFS to reduce, not later than October 1, 2011, the Medicaid program's first-hour-unit price for aide and nursing services in a manner that reflects, at a minimum, labor market data that shows the non-Medicaid reimbursement rates for such or similar services.	Same as the Executive.
Requires ODJFS to strive to adjust the Medicaid reimbursement rates paid on and after July 1, 2012, for aide and nursing services provided as home care and requires that the adjustment reflect, at a minimum, labor market data, education and licensure status, home health agency and non-agency provider status, and length of service visit.	Same as the Executive.
Fiscal effect: Estimated savings of $15 million ($5.4 million state share) in FY 2012 and $20 million ($7.2 million) in FY 2013.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

JFSCD49 No Medicaid Payments for Provider-Preventable Conditions

R.C. *5111.0214*	R.C. *5111.0214*
Prohibits ODJFS from knowingly making a Medicaid payment for a provider-preventable condition for which federal financial participation is prohibited.	Same as the Executive.
Fiscal effect: None. (Change required under federal law.)	**Fiscal effect: Same as the Executive.**

JFSCD50 Medicaid Electronic Health Record Incentive Payment Program

R.C. *5111.0215, 309.35.20*	R.C. *5111.0215, 309.35.20*
Authorizes ODJFS to establish an incentive payment program, as authorized by federal law, to encourage the use of electronic health record technology by certain Medicaid providers.	Same as the Executive, but allows the ODJFS Director to adopt rules for the electronic health records incentive program under the Administrative Procedure Act (R.C. Chapter 119.) rather than an existing statute that authorizes rulemaking for only the amount, scope, and duration of Medicaid services.
Specifies procedures for appealing ODJFS's determination regarding the amount or denial of an incentive payment.	Same as the Executive.
Permits ODJFS to seek Controlling Board approval to make expenditures from the Balancing Incentive Payments Program Fund.	Same as the Executive.
Fiscal effect: $411.7 million in FY 2012 and $416.4 million (all federal funds).	**Fiscal effect: Same as the Executive.**

JFSCD52 Medicaid Payments to Organization on Behalf of Providers

R.C. *5111.051*	R.C. *5111.051*
Permits the ODJFS Director to implement a system under which payments for services provided under the Medicaid Program are made to an organization on behalf of the providers.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD51 Electronic Claims Submission Process

R.C. *5111.052*	R.C. *5111.052*
Requires certain Medicaid providers, no later than January 13, 2013, to submit all Medicaid reimbursement claims through an electronic claims submission process and to arrange for receipt of Medicaid reimbursement by electronic funds transfer.	Same as the Executive.
Excludes the following from the electronic claims submission requirement: NFs, ICFs/MR, Medicaid MCOs, and any other providers designated by the ODJFS Director.	Same as the Executive.
Fiscal effect: May reduce administrative costs.	**Fiscal effect: Same as the Executive.**

JFSCD54 Automatic Suspension of Medicaid Provider Agreements

R.C. *5111.06, 5111.031, and 5111.035*	R.C. *5111.06, 5111.031, and 5111.035*
Enacts in Ohio law a requirement, established by the federal health care reform law, that ODJFS generally suspend a Medicaid provider agreement and terminate the provider's Medicaid reimbursement, without a hearing but subject to a notice containing certain information, on determining that a "creditable allegation of fraud" against the provider exists.	Same as the Executive.
Authorizes a Medicaid provider affected by a suspension to request reconsideration of the suspension and associated termination of reimbursement.	Same as the Executive.
Authorizes ODJFS to take any of several disciplinary actions, without a hearing, against an existing Medicaid provider agreement or an application for a provider agreement when the action is based on a disciplinary action taken by another state's Medicaid agency or for other reasons specified under the federal health care	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
reform law.	
Fiscal effect: None. (Required by federal law.)	**Fiscal effect: Same as the Executive.**

JFSCD53 Application Fees for Medicaid Provider Agreements

R.C. ***5111.063, 5111.06, and 5111.94; Section 309.37.10***	**R.C.** ***5111.063, 5111.06, and 5111.94; Section 309.37.10***
Requires ODJFS to charge an application fee to a provider seeking to enter into or renew a Medicaid provider agreement unless the provider is exempt under a federal regulation.	Same as the Executive, but provides that ODJFS is to adopt rules in accordance with the Administrative Procedure Act (R.C. Chapter 119.), rather than through ODJFS's general rulemaking authority regarding reimbursement for Medicaid services (also R.C. Chapter 119.) in implementing the application fees for Medicaid provider agreements.
Provides for the amount of the fee to be set in rules but prohibits the fee from exceeding the amount that is necessary to pay for the expense of implementing provider screening requirements established by federal regulations.	Same as the Executive.
Requires that the fees be deposited into the Health Care Services Administration Fund. Specifies that if receipts credited to the fund exceed the amounts appropriated from the fund, the ODJFS Director may seek Controlling Board approval to increase the appropriations in appropriation item 600654, Health Care Services Administration.	Same as the Executive.
Fiscal effect: Offsetting revenue and expenditures.	**Fiscal effect: Same as the Executive.**

JFSCD58 Federal Upper Limit for Drugs

R.C. ***5111.085***	**R.C.** ***5111.085***
Prohibits the Medicaid payment for a drug that is subject to a federal upper reimbursement limit from exceeding, in the aggregate, the federal limit for the drug.	Same as the Executive.
Fiscal effect: None. (Complying with federal law.)	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD40 **Enrollment of Medicaid Recipients in Group Health Plans**	
R.C. ***5111.13***	**R.C.** ***5111.13***
Permits, rather than requires, implementation of a program under which Medicaid recipients are enrolled in group health plans when doing so is cost-effective.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD39 **Medicaid Health Homes**	
R.C. ***5111.14***	**R.C.** ***5111.14***
Authorizes implementation of the federal Medicaid option of providing coordinated care through "health homes" to Medicaid recipients with chronic conditions.	Same as the Executive.
Fiscal effect: Estimated to cost $900,000 ($90,000 state share) in FY 2012 and $46.4 million ($4.6 million state share) in FY 2013. Administrative costs of $5.6 million ($2.8 million state share) in FY 2012 and $4.9 million ($2.45 million state share) in FY 2013.	**Fiscal effect: Same as the Executive.**
JFSCD32 **Treatment of Trusts for Medicaid Eligibility Determinations**	
R.C. ***5111.151***	**R.C.** ***5111.151***
Specifies that a provision governing how a trust must be treated for purposes of determining Medicaid eligibility may be used only for an initial Medicaid eligibility determination or an appeal of an initial Medicaid eligibility determination.	Same as the Executive.
Prohibits a court from using the provision described above to determine a trust's effect on an individual's initial Medicaid eligibility determination.	Same as the Executive.
Replaces the terms "countable resource" and "countable income" for purposes of the provision governing how a trust must be treated in making Medicaid eligibility	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
determinations.	
Restricts the contents of a pooled trust to the assets of a Medicaid applicant or recipient who is less than 65 years of age.	Same as the Executive.
Fiscal effect: Minimal savings in administrative costs.	**Fiscal effect: Same as the Executive.**

JFSCD41 Medicaid Managed Care for the Aged, Blind, or Disabled

R.C. ***5111.16***	**R.C.** ***5111.16***
Authorizes ODJFS, if any necessary federal Medicaid waiver is granted, to designate aged, blind, or disabled Medicaid recipients who are individuals under age 21, NF residents, recipients of Medicaid waiver home and community-based services, and individuals dually eligible for Medicaid and Medicare as those who are permitted or required to participate in the Medicaid managed care system.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD42 Pediatric Accountable Care Organizations

R.C. ***5111.161***	**R.C.** ***5111.161, 309.30.33***
Permits ODJFS to develop a system for providing care management services to aged, blind, or disabled children who are included in the Medicaid managed care system.	Same as the Executive.
Authorizes ODJFS to provide for the care management services by doing either or both of the following: (1) entering into contracts with pediatric care organizations or (2) requiring Medicaid MCOs to enter into subcontracts with entities to provide the care management services.	Same as the Executive.
Requires ODJFS to adopt rules establishing criteria to receive a subcontract to provide the care management services.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Provides that, if ODJFS does not adopt rules establishing contracting or subcontracting criteria by July 1, 2012, Medicaid MCOs must contract with an entity to provide the services, the entity must accept fee-for-service rates as payment for the services, and the rate that the Medicaid MCO receives from ODJFS for administrative expenses is reduced by 1%.	Same as the Executive, but does not provide for the 1% reduction in the rate paid for administrative expenses.
No provision.	Provides that in FY 2012 and FY 2013, ODJFS is permitted to reduce by 1% the rate it pays for administrative expenses to Medicaid managed care organizations.
No provision.	Prohibits a Medicaid managed care organization that receives a 1% reduction in its reimbursement rate for administrative expenses from passing the cost of the reduction onto any hospital under contract with the organization.
Fiscal effect: Estimated net cost of $87 million over the biennium. (Cost of $375 million and savings of $288 million.) Estimated tax revenue of $24.4 million in FY 2013.	**Fiscal effect: Same as the Executive.**

JFSCD43 Medicaid Managed Care Reimbursement Rate for Non-Contracting Hospitals

R.C. ***5111.162***	**R.C.** ***5111.162***
Modifies a provision of existing law specifying that a hospital not under contract with a Medicaid MCO must provide services to Medicaid recipients enrolled in the organization and accept from the organization, as payment in full, the amount that would have been paid under the fee-for-service reimbursement system.	Same as the Executive.
Extends the modified provision to any health care provider, including physicians, that is employed, owned, leased, managed, or otherwise controlled by a hospital system.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Estimated to save $31.1 million ($11.2 million state share) in FY 2012 and $88.5 million ($31.7 million state share) in FY 2013. Estimated loss in tax revenue (excluding local) of $2 million in FY 2012 and $5.8 million in FY 2013.	**Fiscal effect: Same as the Executive.**

JFSCD45 Medicaid Managed Care Capital Payments

R.C. ***5111.17***	**R.C.** ***5111.17***
Specifies that, ODJFS or its actuary is to base the hospital inpatient capital payment portion of the payment made to Medicaid MCOs on data for services provided to all Medicaid recipients enrolled in the organization as reported by hospitals.	Same as the Executive.
Fiscal effect: Estimated Savings of $42 million ($15.1 million state share) in FY 2012 and $84 million ($30.1 million state share) in FY 2013. Loss of tax revenue of $3.5 million in FY 2012 and $5.5 million in FY 2013.	**Fiscal effect: Same as the Executive.**

JFSCD46 Medicaid Managed Care Performance Payment Program

R.C. ***5111.179, Section 309.30.40***	**R.C.** ***5111.179, Section 309.30.40***
Requires ODJFS to establish a Medicaid Managed Care Performance Payment Program to make payments to MCOs that meet performance standards established by ODJFS.	Same as the Executive, but requires ODJFS to use the Healthcare Effectiveness Data and Information Set and Quality Measurement Tool in establishing performance standards. Prohibits ODJFS from making or ceasing a performance payment based on a standard that has been included in a managed care organization's contract for less than six months.
Requires ODJFS to withhold a percentage amount established by ODJFS, from each premium payment made to a MCO and requires the OBM Director to make quarterly transfers of amounts to the bill's Managed Care Performance Payment Fund.	Same as the Executive, but prohibits ODJFS from withholding an amount that equals, in total, more than 1% of all premium payments made to Medicaid managed care organizations.

Executive	As Reported by House Finance and Appropriations
Requires the ODJFS Director to certify, at the beginning of each quarter, to the OBM Director the amount withheld for purposes of the program. Requires the OBM Director, upon receiving certification, to transfer cash in the amount certified from the GRF to the Managed Care Performance Payment Fund. Appropriates the transferred cash and reduces appropriation item 600525, Health Care/Medicaid, by the amount of the transfer.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD67 Report on NF Medicaid-Rate Methodology

R.C. ***5111.20, 5111.34 (Repealed)***	**R.C.** ***5111.20, 5111.34 (Repealed)***
Repeals a provision that requires ODJFS to prepare an annual report containing recommendations on the methodology that should be used to transition paying NFs the Medicaid reimbursement rate for one fiscal year to the next fiscal year.	Same as the Executive.
Fiscal effect: Minimal administrative savings.	**Fiscal effect: Same as the Executive.**

JFSCD64 Medicaid Reimbursement Rates for NFs

R.C. ***5111.222, 5111.231, 5111.24, 5111.243 (Repealed), 5111.244, 5111.25, and 5111.254; Sections 309.30.60 and 309.30.70***	**R.C.** ***5111.222, 5111.231, 5111.24, 5111.243 (Repealed), 5111.244, 5111.25, and 5111.254; Sections 309.30.60 and 309.30.70***
For purposes of calculating NFs' Medicaid reimbursement rates for direct care costs, (1) alters the methodology for determining a peer group's cost per case-mix unit by adding $1.88 to such costs determined for the NF in the peer group that is at the 25th percentile of such costs rather than calculating the amount that is 7% above such costs for that NF and (2) eliminates the $1.88 adjustment when ODJFS first rebases NFs' direct care costs.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
For purposes of calculating NFs' Medicaid reimbursement rates for ancillary and support costs, eliminates the 3% adjustment applied to such costs of the NF in each peer group that is at the 25th percentile of the rate for such costs.	Same as the Executive.
For purposes of calculating NFs' Medicaid reimbursement rates for capital costs, (1) provides that a peer group's rate for capital costs is to be the capital costs for the NF in the peer group that is at the 25th percentile of the rate for capital costs rather than the peer group's median rate, (2) eliminates a requirement that ODJFS use information about construction costs obtained from the Dodge Building Cost Indexes when calculating adjustments used in determining the rate for capital costs, and (3) prohibits ODJFS from redetermining a peer group's rate for capital costs based on additional information that it receives after the rate is determined and provides for ODJFS to make a redetermination only if ODJFS made an error in determining the rate based on information available to ODJFS at the time of the original determination.	Same as the Executive.
Eliminates the franchise permit fee price center.	Same as the Executive.
For purposes of calculating NFs' quality incentive payments under the Medicaid program, (1) requires ODJFS to cease using the current accountability measures in determining quality incentive payments on the earlier of the effective date of rules establishing new accountability measures and July 1, 2012, (2) provides that, while the current accountability measures are used, a NF is to be awarded quality incentive points for resident and family satisfaction only if a satisfaction survey was conducted for the NF in CY 2010, (3) requires ODJFS to strive to have rules in effect not later than July 1, 2012, establishing the new accountability measures, and (4) provides that, if the	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
rules establishing the new accountability measures are not in effect by July 1, 2012, no quality incentive payments are to made beginning on that date and ending on the date the rules go into effect.	
In determining NFs' Medicaid reimbursement rates for FY 2012 and FY 2013, requires ODJFS to increase the cost per case mix-unit, rate for ancillary and support costs, rate for tax costs, and rate for capital costs by 5.08%.	Same as the Executive.
In determining NFs' quality incentive payments for FY 2012, requires ODJFS to provide for the mean payment to be $14.41 per Medicaid day.	Same as the Executive.
In determining NFs' quality incentive payments for FY 2013, requires ODJFS to provide for the mean payment to be $14.63 per Medicaid day unless no quality incentive payment is made for that fiscal year.	Same as the Executive.
Fiscal effect: Estimated savings of $205.2 million ($73.8 million state share) in FY 2012 and $194.7 million ($69.8 million state share) in FY 2013.	**Fiscal effect: Same as the Executive.**

JFSCD74 New Medicaid Reimbursement Formula for ICF/MR Services

R.C. *5111.225, 5111.224; Sections 309.30.80, 309.33.10*	R.C. *Section 309.30.80*
Requires ODJFS and ODODD to work together to establish a new formula for determining Medicaid reimbursement rates for ICF/MR services.	Replaces the Executive provision with a provision that requires ODJFS and ODODD to conduct a study regarding Medicaid reimbursement rates for ICF/MR services and other ICF/MR issues.
Requires ODJFS and ODODD, as part of the process in establishing the new reimbursement formula for ICFs/MR, to immediately convene an advisory group to evaluate and recommend changes to the existing formula.	No provision.
Prohibits the new reimbursement formula for ICFs/MR from being implemented before July 1, 2012.	No provision.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Potential minimal costs associated with the advisory group.	**Fiscal effect: Minimal costs associated with the study.**

JFSCD65 Maximum Payment for NF Services to Dual Eligible Individuals

R.C. ***5111.227***	**R.C.** ***5111.227***
Specifies that a NF is not to be paid more than 100%, rather than 109%, of the NFs' Medicaid per diem rate for services provided on or after January 1, 2012, to a dual eligible individual (i.e., an individual eligible for Medicaid and Medicare) who is eligible for NF services under the Medicaid program and post-hospital extended care services under Medicare Part A.	Same as the Executive.
Fiscal effect: Estimated savings of $2.5 million ($900,000 state share) in FY 2012 and $6 million ($2.1 million state share) in FY 2013.	**Fiscal effect: Same as the Executive.**

JFSCD70 Index Used in Calculating Inflation Factors in ICF/MR Rates

R.C. ***5111.23, 5111.235, and 5111.241***	**R.C.** ***5111.23, 5111.235, and 5111.241***
Provides for ODJFS, when determining inflation rates used in calculating Medicaid reimbursement rates for the direct care, indirect care, and other protected costs of ICFs/MR, to use a successoral index if the index specified in statute ceases to be published.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD71 ICF/MR Refund of Excess Depreciation

R.C. ***5111.251***	**R.C.** ***5111.251***
Eliminates a requirement that an ICF/MR refund to ODJFS the amount of excess depreciation paid to the ICF/MR under Medicaid if the ICF/MR is sold.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD66 Centers of Excellence	
R.C. ***5111.259, 5111.258***	**R.C.** ***5111.259, 5111.258***
Permits the ODJFS Director to seek a federal waiver to create the Centers of Excellence Program, the purpose of which is to increase the efficiency and quality of NF services provided to Medicaid recipients with complex NF service needs.	Same as the Executive, but provides for the component to be part of the state Medicaid plan rather than a federal Medicaid waiver.
Permits the ODJFS Director to adopt rules governing the Centers of Excellence Program, including rules that establish a method of determining the Medicaid reimbursement rates for NFs serving Medicaid recipients participating in the program.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD76 NF and ICF/MR Audits and Fines	
R.C. ***5111.261, 5111.263, 5111.27, 5111.271, and 5111.28***	**R.C.** ***5111.261, 5111.263, 5111.27, 5111.271, and 5111.28***
Prohibits a NF or ICF/MR from amending a Medicaid cost report if ODJFS has notified the facility that an audit of the cost report or a cost report for a subsequent cost reporting period is to be conducted, but permits the facility to provide ODJFS information that affects the costs included in the cost report.	Same as the Executive.
Provides that ODJFS is permitted, rather than required, to base a determination of whether to conduct an audit of the Medicaid cost report of a NF or ICF/MR on the facility's prior performance.	Same as the Executive.
Requires ODJFS to revise certain requirements included in its manual for field audits.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires ODJFS to fine a NF if an audit report regarding a Medicaid cost report includes (1) adverse findings that exceed 3% of the total amount of Medicaid-reimbursable costs reported in the cost report or (2) adverse findings that exceed 20% of Medicaid-reimbursable costs for a particular cost center reported in the cost report.	No provision.

JFSCD75 Medicaid Payments to Reserve Beds in Long-Term Care Facilities

R.C. ***5111.33***	**R.C.** ***5111.33***
Specifies that the maximum period for which Medicaid payments may be made to reserve a bed in a NF is not to exceed 30 days in CY 2011 and 15 days in CY 2012 and thereafter.	Same as the Executive.
Specifies that the maximum period for which Medicaid payments may be made to reserve a bed in an ICF/MR for any calendar year is not to exceed the number of days specified in ODJFS rules.	Same as the Executive.
Provides that the Medicaid reimbursement rate to reserve a bed in a NF for a day in calendar 2011, is not to exceed 50% of the NF's regular per diem rate for that day and, for a day in CY 2012 and thereafter, is not to exceed 25% of the NF's regular per diem rate for that day.	Same as the Executive.
Provides that the Medicaid reimbursement rate to reserve a bed in an ICF/MR, for a day in any calendar year, is to be a percentage specified in ODJFS rules of the ICF/MR's regular per diem rate for that day.	Same as the Executive.
Fiscal effect: Estimated to save $3.2 million ($1.1 million state share) in FY 2012 and $13.1 million ($4.7 million state share) in FY 2013.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD68 NF Fiscal Emergency	
R.C. ***5111.511, 5111.35, 5111.52, 5111.54, and 5111.62***	
Permits ODJFS, if it determines that a NF is experiencing or is likely to experience a serious financial loss or failure that jeopardizes or is likely to jeopardize the health, safety, and welfare of its residents, to (1) appoint, subject to the provider's consent, a temporary fiscal emergency manager or (2) apply to a common pleas court for a temporary restraining order, preliminary injunction, appointment of a temporary fiscal emergency manager, or other injunctive or equitable relief.	No provision.
Fiscal effect: None.	
JFSCD77 Collection of Long-Term Care Facilities' Medicaid Debts	
R.C. ***5111.65, 5111.66, 5111.67, 5111.671, 5111.672, 5111.68, 5111.681, 5111.687, and 5111.689***	**R.C.** ***5111.65, 5111.66, 5111.67, 5111.671, 5111.672, 5111.68, 5111.681, 5111.687, and 5111.689***
Specifies that a NF or ICF/MR is not considered to undergo a facility closure for the purpose of Medicaid debt-collecting requirements if the building that houses the facility converts to a different use, any necessary approval needed for that use is obtained, and one or more of the facility's residents remain in the facility to receive services under the new use.	Same as the Executive.
Requires NFs and ICFs/MR that undergo a change of operator, close, or voluntarily cease to participate in Medicaid to use a method ODJFS specifies in rules when submitting certain notices, forms, and documents.	Same as the Executive.
Revises the list of information that a written notice of a change of operator must include.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Revises the criteria used to determine when a Medicaid provider agreement with an entering operator following a change of operator goes into effect.	Same as the Executive.
Applies the Medicaid debt-collection process to NFs and ICFs/MR that undergo an involuntary termination from Medicaid.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD107 Ohio Cancer Incidence Surveillance System

	R.C. ***5111.83***
No provision.	Requires the ODJFS Director to apply for approval to claim federal financial participation for the administrative costs that the Department of Health and the Arthur G. James and Richard J. Solove Research Institute of the Ohio State University incurs in analyzing and evaluating cancer reports under the Ohio Cancer Incidence Surveillance System and effects of cancer on Medicaid recipients and other low-income populations. **Fiscal effect: Potential gain of federal Medicaid reimbursement if approved by the federal government.**

JFSCD85 Rules for Enrollment in Medicaid Home and Community-Based Waivers

R.C. ***5111.85***	**R.C.** ***5111.85***
Modifies the ODJFS Director's rulemaking authority regarding prioritizing and approving enrollment in Medicaid waivers for home and community-based services.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD84 **Ohio Home Care and Ohio Transitions II Aging Carve-Out Programs Codified**	
R.C. ***5111.861, 5111.862, and 5111.88***	**R.C.** ***5111.861, 5111.862, and 5111.88***
Codifies the Ohio Home Care and Ohio Transitions II Aging Carve-Out programs.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD86 **Unified Long-Term Services and Support Medicaid Waiver Program**	
R.C. ***5111.863, 173.40, 173.401, 173.403, 5111.861 (Repealed and new enactment), 5111.862, 5111.89, 5111.894, and Section 309.33.30***	**R.C.** ***5111.863, 173.40, 173.401, 173.403, 5111.861 (Repealed and new enactment), 5111.862, 5111.89, 5111.894, and Section 309.33.30***
Eliminates a requirement that ODJFS seek federal approval to obtain a federal Medicaid waiver to consolidate the PASSPORT, Choices, and Assisted Living programs into one Medicaid waiver program.	Same as the Executive.
Requires ODJFS, working with ODA, to seek federal approval for a unified long-term services and support Medicaid waiver program to provide home and community-based services to eligible individuals of any age who require the level of care provided by NFs.	Same as the Executive.
Requires ODJFS and ODA to work together to determine, on an individual program basis, whether an ODJFS or ODA Medicaid waiver program (PASSPORT, Choices, Assisted Living, Ohio Home Care, and Ohio Transitions II Aging Carve-Out) should continue to operate as separate Medicaid waiver programs or be terminated if the unified long-term services and support Medicaid waiver program is created and it covers all individuals who qualify for the programs to be terminated.	Same as the Executive, but does not include the requirement that ODJFS and ODA, when determining whether an ODJFS or ODA Medicaid waiver program should be terminated if a unified long-term services and support Medicaid waiver program is created, consider whether the new waiver program covers all individuals who qualify for the program to be terminated.
Provides that all rules, standards, guidelines, or orders issued by ODJFS or ODA before an ODJFS or ODA	Same as the Executive, but provides that all applicable statutes also remain in full force and effect.

Executive	As Reported by House Finance and Appropriations
Medicaid waiver program is terminated remain in full force and effect on and after the termination for the purpose of concluding the program's operations.	
Permits ODJFS and ODA to adopt rules to implement administrative issues related to the termination of ODJFS and ODA Medicaid waiver programs.	Same as the Executive, but provides for the rules to be adopted in accordance with the Administrative Procedure Act (R.C. Chapter 119.).
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD5 ICF/MR and Waiver Services Transferred to Department of Developmental Disabilities

R.C. *5111.226, 5111.211, 5111.871-5111.873, 5123.01, 5126.01; Section 309.33.20*	R.C. *5111.871, 5111.872, 5111.873, 5123.01, 5126.01; Sections 309.30.80, 309.33.20*
Requires ODJFS to contract with ODODD for ODODD to assume ODJFS's powers and duties regarding the Medicaid program's coverage of ICF/MR services.	Replaces the Executive provision with a provision that requires ODJFS and ODODD to conduct a study on the issue of transferring the powers and duties regarding ICF/MR services from ODJFS to ODODD and prohibits such a transfer for occurring unless a state law is enacted that expressly authorizes the transfer.
No provision.	Requires ODJFS and ODODD, at the same time they conduct the study regarding the transfer of ICF/MR services, to work with the Governor's Office of Health Transformation and persons interested in the issue of ICF/MR services to develop recommendations regarding various ICF/MR issues.
Requires ODJFS to contract with ODODD for ODODD to administer the Transitions Developmental Disabilities Medicaid Waiver.	Same as the Executive.
Provides that current law regarding home and community-based services provided under Medicaid waiver programs that ODODD administers applies to the Transitions Developmental Disabilities Medicaid Waiver program only to the extent, if any, provided in the contract.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires the OBM Director to establish line items for use by ODODD for purposes regarding the Medicaid Program's coverage of ICF/MR services and the Transitions Developmental Disabilities Waiver. Requires ODODD to certify to the OBM Director and the ODJFS Director the appropriation amounts, in FY 2012 and FY 2013, necessary for ODODD to fulfill its obligations regarding the new powers and duties without duplicating administration or services that remain with ODJFS. Requires ODJFS to certify to the OBM Director that there is an equal reduction in ODJFS's administration and services as is being certified by ODODD.	Same as the Executive, but applies only to the Transitions Developmental Disabilities Waiver.
Once all certifications have been submitted and approved by the OBM Director, appropriates in the amounts approved by the OBM Director the appropriation items established. Specifies that the appropriations to ODODD in each fiscal year are not to exceed the aggregate amount of expenditures that ODJFS made in FY 2011 for ICF/MR services, services provided under the Transitions Developmental Disabilities Waiver, and related administrative costs. Reduces appropriation item 600525, Health Care/Medicaid, by the corresponding state and federal share of the amounts appropriated in accordance with this provision to ODODD in each fiscal year.	Same as the Executive, but applies only to expenditures for services provided under the Transitions Developmental Disabilities Waiver and related administrative expenses.
Fiscal effect: None.	**Fiscal effect: Minimal costs associated with the study.**

JFSCD88 Reimbursement for Services Under ODODD Medicaid Waiver Programs

R.C. ***5111.873***	**R.C.** ***5111.873***
Requires ODJFS to adopt rules establishing the amount of reimbursement or methods by which reimbursement is to be determined, in place of the existing statewide fee schedule, for home and community-based services provided ODODD-administered Medicaid waiver programs.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD89 Conversion of ICF/MR Beds

R.C. ***5111.874, 5111.877***	**R.C.** ***5111.874, 5111.877***
Permits an operator of an ICF/MR to convert some of the beds in the facility from providing ICF/MR services to providing home and community-based services under an ODODD-administered Medicaid waiver program, rather than requiring that all of the beds be converted.	Same as the Executive.
Permits ODJFS to seek federal approval for up to 200 (rather than 100) slots for home and community-based services provided under ODODD-administered Medicaid waiver programs for the purpose of the beds that convert from providing ICF/MR services to home and community-based services.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD82 Administration of the Assisted Living Program

R.C. ***5111.89, 5111.894***	**R.C.** ***5111.89, 5111.894***
Provides for ODA to administer the Assisted Living Program without the condition that the OBM Director must have approved the contract between ODA and ODJFS regarding ODA's administration of the program.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD81 **Eligibility Requirements for the Assisted Living Program**	
R.C. ***5111.891***	**R.C.** ***5111.891***
Eliminates the eligibility requirement for the Medicaid-funded component of the Assisted Living Program under which an applicant must first be a nursing home resident, residential care facility resident, or participant of the PASSPORT Program, Choices Program, or an ODJFS-administered Medicaid waiver program.	Same as the Executive.
Fiscal effect: May result in some savings if an individual on the Assisted Living Program, or applying for the program, can remain on, or enroll in, Assisted Living rather than move to a more expensive setting for a period of time before becoming eligible.	**Fiscal effect: Same as the Executive.**
JFSCD83 **Obsolete Evaluation Requirement Repealed**	
R.C. ***5111.893, (Repealed)***	**R.C.** ***5111.893, (Repealed)***
Repeals an obsolete law that required the ODA Director to contract with a person or government entity to evaluate the cost effectiveness of the Assisted Living Program and provide the results of the evaluation to the Governor and General Assembly not later than June 30, 2007.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD29 **ODJFS to Pay Medicaid Claims for Community Behavioral Health Services**	
R.C. ***5111.912, 5111.023, 5111.913, Sections 120.10 to 120.12***	**R.C.** ***5111.912, 5111.023, 5111.913, Section 337.30.30***
Makes ODJFS, rather than ODMH, ODADAS, and community behavioral health boards, responsible for paying the nonfederal share of Medicaid payments to providers of services under components of the Medicaid program that ODMH currently administers, effective on July 1, 2012.	Same as the Executive.
Fiscal effect: In FY 2013, when financial responsibility for community behavioral health Medicaid services shifts to ODJFS from ODMH and ODADAS, $189.7 million (nonfederal share) in line item 600525, Health Care/Medicaid will go toward providing behavioral health Medicaid services. In addition, ODADAS will transfer $7.0 million for the nonfederal share of Medicaid covered addiction treatment services from SSR Fund 4750, Statewide Treatment and Prevention Services, to ODJFS. In FY 2013, total funding for community behavioral health Medicaid services, all funds, is $571.2 million; of that amount, $456.1 million is for mental health and $115.1 million is for alcohol and drug addiction.	**Fiscal effect: Same as the Executive.**
JFSCD30 **Health Care Special Activities Fund**	
R.C. ***5111.945***	**R.C.** ***5111.945***
Creates the Health Care Special Activities Fund and requires ODJFS to deposit all funds it receives pursuant to the administration of the Medicaid Program into the Fund.	Same as the Executive.
Requires ODJFS to use the money in the Health Care Special Activities Fund to pay for Medicaid-related expenses.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD79 Ohio Access Success Project	
R.C. ***5111.97***	**R.C.** ***5111.97***
Removes the Ohio Access Success Project eligibility requirement under which an applicant for Project benefits must need a NF level of care.	Same as the Executive.
Specifies that an applicant must be able to remain in the community as a result of receiving the Project's benefits, when the Project is being administered as a non-Medicaid program.	Same as the Executive.
Requires the ODJFS Director to assess an applicant's eligibility for participation in the Project regardless of how long the applicant has been a recipient of Medicaid-funded NF services.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD87 Pilot Program for Self-Directed Home and Community-Based Care	
R.C. ***5111.97, 5111.971 (Repealed)***	**R.C.** ***5111.97, 5111.971 (Repealed)***
Repeals the requirement to create a pilot program for providing up to 200 Medicaid recipients with spending authority to pay for the cost of home and community-based services.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD92 Dual Eligible Integrated Care Demonstration Project	
R.C. ***5111.981, 5111.944; Section 309.35.30***	**R.C.** ***5111.981, 5111.944; Section 309.35.30***
Permits the ODJFS Director to seek federal approval to implement a demonstration project to test and evaluate the integration of the care that dual eligible individuals receive under the Medicare and Medicaid programs.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Creates the Integrated Care Delivery Systems Fund in the state treasury to receive amounts that the demonstration project saves the Medicare program if the terms of the project provide for the state to receive such amounts.	Same as the Executive.
Requires ODJFS to use the money in the Integrated Care Delivery Systems Fund to further develop integrated delivery systems and improved care coordination for dual eligible individuals.	Same as the Executive.
Permits the ODJFS Director to seek Controlling Board approval to make expenditures from the Integrated Care Delivery Systems Fund.	Same as the Executive.
Fiscal effect: Potential gain in federal dollars.	**Fiscal effect: Same as the Executive.**

JFSCD69 ICF/MR Franchise Permit Fee

R.C. ***5112.30, 5112.31, 5112.37, 5112.371, and 5112.39***	**R.C.** ***5112.30, 5112.31, 5112.37, 5112.371, and 5112.39***
Sets the rate for the franchise permit fee charged ICFs/MR at $17.99 for FY 2012 and $18.32 for FY 2013 and thereafter.	Same as the Executive.
Provides for the percentage that is used in determining whether the franchise permit fee must be reduced in order for the fee to comply with federal restrictions to change in accordance with the federal restrictions.	Same as the Executive, but revises the definition of "indirect guarantee percentage," which is the percentage used in determining whether the franchise permit fee on ICFs/MR must be reduced to comply with federal restrictions, by providing that the percentage applies to a class of providers rather than a taxpayer.
Specifies that 81.77% of the money raised by the franchise permit fee and associated penalties for FY 2012 and 82.2% of such money raised for FY 2013 and thereafter is to be deposited into the Home and Community-Based Services for the Mentally Retarded and Developmentally Disabled Fund (Fund 4K10).	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Continues to provide for the money raised by the franchise permit fee and associated penalties that is not deposited into Fund 4K10 to be deposited into the Ohio Department of Developmental Disabilities (ODODD) Operating and Services Fund (Fund 5GE0).	Same as the Executive.
Fiscal effect: Estimated $7.3 million increase in franchise fee revenue in FY 2012. (Assuming the rate changes from $13.55 in FY 2011 to $17.99 in FY 2012.) Estimated $10.3 million increase in franchise fee revenue in FY 2013. (Assuming the rate changes from $13.55 to $18.32 in FY 2013.)	**Fiscal effect: Same as the Executive.**

JFSCD61 Hospital Assessments

R.C. ***5112.40, 5112.41, 5112.46, and 5112.99; Sections 620.10 to 620.13 and 812.20***	**R.C.** ***5112.40, 5112.41, 5112.46, and 5112.99; Sections 620.10 to 620.13 and 812.20***
Provides for the assessments imposed on hospitals for the purpose of the Medicaid program to be imposed for two additional years.	Same as the Executive.
Requires ODJFS to establish the hospital assessment rate in rules.	Same as the Executive.
Permits the assessment rate to vary for different hospitals if ODJFS obtains any necessary federal waiver.	Same as the Executive.
Provides for ODJFS to impose a 10% penalty on overdue hospital assessments.	Same as the Executive.
Fiscal effect: The Executive assumes $436 million in assessment revenue in each fiscal year.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD62 Offsets of Penalties under HCAP and Hospital Assessments	
R.C. ***5112.991, Section 309.35.90***	**R.C.** ***5112.991, Section 309.35.90***
Permits ODJFS to offset the amount of a hospital's unpaid penalty imposed under HCAP or the law governing hospital assessments from one or more payments due the hospital under the Medicaid program.	Same as the Executive.
For FY 2012 and FY 2013, requires the OBM Director, on receipt of offset certifications from ODJFS, to transfer to the Health Care Services Administration Fund (Fund 5U30) cash that was not spent because of offsets of hospitals' HCAP and assessment penalties and vendor offsets.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD97 Health Care/Medicaid	
Section: ***309.30.10***	**Section:** ***309.30.10***
Specifies that GRF appropriation item 600525, Health Care/Medicaid, must not be limited by section 131.33 of the Revised Code.	Same as the Executive.
JFSCD96 Unified Long Term Care	
Section: ***309.30.20***	**Section:** ***309.30.20***
Permits GRF appropriation item 600525, Health Care/Medicaid, to be used to:	Same as the Executive.
(1) Provide the preadmission screening and resident review (PASRR), which includes screening, assessments, and determinations.	Same as the Executive.
(2) Assess and provide long-term care consultations to clients regardless of Medicaid eligibility.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(3) Provide nonwaiver funded PASSPORT and assisted living services to persons who the state department has determined to be eligible to participate in the nonwaiver funded PASSPORT and assisted living programs, who applied for but have not yet been determined to be financially eligible to participate in the Medicaid waiver component of the PASSPORT Home Care Program or Assisted Living Program by a county department of job and family services, and to persons who are not eligible for Medicaid but were enrolled in the PASSPORT Program prior to July 1, 1990.	Same as the Executive, but also allows PACE services to be provided to persons who are determined eligible to participate in the program and have applied for, but have not yet been determined to be financially eligible.
Requires GRF appropriation item 600525, Health Care/Medicaid, to be used to:	Same as the Executive.
(1) Provide the required state match for federal Medicaid funds supporting the Medicaid waiver-funded PASSPORT Home Care Program, the Choices Program, the Assisted Living Program, and the PACE Program.	Same as the Executive.
(2) Provide the federal matching share of program costs determined by ODJFS to be eligible for Medicaid reimbursement for the Medicaid waiver-funded PASSPORT Home Care Program, the Choices Program, the Assisted Living Program, and the PACE Program.	Same as the Executive.
No provision.	Requires $13.9 million in FY 2012 and $27.9 million in FY 2013 to be used to provide supplemental funding to the PASSPORT Program.

Executive	As Reported by House Finance and Appropriations
JFSCD47 **Reduction of Medicaid Expenditures for Fiscal Years 2012 and 2013**	
Section: ***309.30.30***	**Section:** ***309.30.30***
Requires the ODJFS Director to implement, for FY 2012 and FY 2013, purchasing strategies that result with Medicaid expenditures being at least 2% less than Medicaid expenditures for FY 2011.	Same as the Executive, but specifies that the ODJFS Director is to implement rate reductions, in addition to purchasing strategies. Limits the provision to Medicaid-covered services selected by the ODJFS Director, rather than all medical assistance (while retaining the bill's exclusion applicable to certain long-term care services). Measures the reduction by comparing the reduced payment rates to the respective payment rates for FY 2011, rather than comparing Medicaid expenditures in general. Requires the ODJFS Director, when implementing purchasing strategies and rate reductions that reduce administrative rate payments made to Medicaid managed care organizations, to ensure that no Medicaid managed care organization passes the administrative rate payment reductions onto providers under contract with the organization.
Excludes NF and ICF/MR services from the requirement regarding purchasing strategies.	Same as the Executive.
JFSCD109 **Continuation of Medicaid Rates for Hospital Inpatient and Outpatient Services**	
	Section: ***309.30.35***
No provision.	Requires the ODJFS Director to maintain, for FY 2012 and FY 2013, the reimbursement rates established by H.B. 1 of the 128th General Assembly for Medicaid-covered hospital inpatient and outpatient services that are paid under the Medicaid Program's prospective payment system.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: The Executive budget included the assumption that the 5% hospital rate increase would be extended into FY 2012 and FY 2013. Estimated cost of $176 million ($63.3 million state share) in FY 2012 and $195 million ($70 million state share) in FY 2013.

JFSCD38 Care Coordination for Families and Children Pending Managed Care Enrollment

Section: ***309.30.50***	**Section:** ***309.30.50***
Requires ODJFS and the Department of Health (ODH) to work together on the issue of achieving efficiencies in the delivery of medical assistance provided under Medicaid to families and children.	Same as the Executive.
Requires ODJFS and ODH to develop a proposal for coordinating medical assistance provided to families and children under Medicaid while they wait to be enrolled in Medicaid managed care.	Same as the Executive.
Permits ODJFS to seek federal approval to authorize payment for Medicaid-reimbursable targeted case management services that are provided in connection with ODH's Help Me Grow program.	Same as the Executive, but also permits ODJFS to seek federal approval to authorize payment for Help Me Grow Program services.
Fiscal effect: Potential savings and potential gain of federal Medicaid reimbursement.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD72 FY 2012 Medicaid Reimbursement Rates for ICFs/MR	
Section: ***309.30.90***	**Section:** ***309.30.90***
Requires ODJFS, if the mean total per diem Medicaid reimbursement rate for all ICFs/MR in Ohio for fiscal year 2012 exceeds $279.81, to reduce (1) the total per diem rate for each continuing ICF/MR by a percentage that is equal to the percentage by which the mean total per diem rate exceeds $279.81 and (2) the rate otherwise calculated for a new ICF/MR by the same percentage that the rate for a continuing ICF/MR is reduced.	Same as the Executive.
Fiscal effect: Estimated savings of $5.5 million ($2 million state share) in FY 2012.	**Fiscal effect: Same as the Executive.**
JFSCD73 Contingent FY 2013 Medicaid Reimbursement Rates for ICFs/MR	
Section: ***309.33.10***	**Section:** ***309.33.10***
Unless a new formula for determining Medicaid reimbursement rates for ICFs/MR that is in effect for fiscal year 2013, requires ODJFS, if the mean total per diem rate for all ICFs/MR in Ohio for fiscal year 2013 exceeds $280.14, to reduce (1) the total per diem rate for each continuing ICF/MR by a percentage that is equal to the percentage by which the mean total per diem rate exceeds $280.14 and (2) the rate otherwise calculated for a new ICF/MR by the same percentage that the rate for a continuing ICF/MR is reduced.	Same as the Executive.
Fiscal effect: Estimated savings of $5.3 million ($1.9 million state share) in FY 2013.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD48 BEACON Quality Improvement Initiatives	
Section: ***309.33.40***	**Section:** ***309.33.40***
Permits ODJFS, ODH, and ODMH in conjunction with the Governor's Office of Health Transformation, to seek assistance from, and work with, the Best Evidence for Advancing Child Health in Ohio Now (BEACON) Council and hospital and other provider groups to identify specific targets and initiatives to reduce the cost, and improve the quality, of medical assistance provided under Medicaid to children.	Same as the Executive, but removes the BEACON Council from the entities that the agencies are to seek assistance from and to work with.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
JFSCD27 Expansion and Evaluation of PACE	
Section: ***309.33.50***	**Section:** ***309.33.50***
Requires the ODA Director to contract with Miami University's Scripps Gerontology Center for an evaluation of the PACE Program.	Same as the Executive, but also requires the Center to collaborate with the ODA Director and PACE providers and to take into account the PACE Program's unique features.
Allows the ODA Director, in consultation with the ODJFS Director, to expand the PACE Program to regions of Ohio beyond those currently served if the following apply:	Same as the Executive.
(1) funding is available;	Same as the Executive.
(2) the directors mutually determine based on the result of the evaluation that the program is a cost effective alternative to nursing home care; and	Same as the Executive.
(3) the U.S. Centers for Medicare and Medicaid Services agrees to share any savings to the Medicare program, as a result of the expansion, with Ohio.	No provision.
No provision.	Requires the ODA and ODJFS Directors to use their best efforts to achieve an arrangement with the U.S. Centers for

Executive	As Reported by House Finance and Appropriations
	Medicare and Medicaid Services to share any savings to the Medicare Program resulting from the expansion of PACE with the state.
Specifies that if the PACE Program is expanded, the ODA Director is not allowed to decrease the number of residents of Cuyahoga and Hamilton counties and parts of Butler, Clermont, and Warren counties who are participating in the program below the number of residents of those counties and parts of counties who were enrolled in the program on July 1, 2008.	Same as the Executive, but changes "residents of" to "individuals in," "participating" and "enrolled" to "participants," and the date referenced from July 1, 2008 to July 1, 2011.
Fiscal effect: Estimated cost of $200,000 in FY 2012 in ODA's budget for the evaluation of PACE.	**Fiscal effect: Same as the Executive.**

JFSCD59 Medicaid Dispensing Fee for Noncompounded Drugs

Section: ***309.33.70***	**Section:** ***309.33.70***
Continues to set the Medicaid dispensing fee for noncompounded drugs at $1.80 for the period beginning January 1, 2011, and ending on the effective date of a rule changing the amount of the fee.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD91 Money Follows the Person Enhanced Reimbursement Fund

Section: ***309.33.80***	**Section:** ***309.33.80***
Requires the continued existence of the Money Follows the Person Enhanced Reimbursement Fund in the state treasury for FY 2012 and FY 2013. Requires that the federal payments made to the state under the "Deficit Reduction Act of 2005," be deposited into the fund. Requires ODJFS to continue to use money deposited into the fund for system reform activities related to the Money Follows the Person demonstration project.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JFSCD98 Medicare Part D	
Section: ***309.33.90***	**Section:** ***309.33.90***
Permits GRF appropriation item 600526, Medicare Part D, to be used by ODJFS for the implementation and operation of the Medicare Part D requirements contained in the "Medicare Prescription Drug, Improvement, and Modernization Act of 2003. Allows the OBM Director, upon the request of ODJFS, to transfer the state share of appropriations between appropriation item 600525, Health Care/Medicaid, or appropriation item 600526, Medicare Part D. Requires the OBM Director to adjust the federal share of appropriation item 600525, Health Care/Medicaid, if the state share is adjusted. Requires ODJFS to provide notification to the Controlling Board of any transfers at the next scheduled Controlling Board meeting.	Same as the Executive.
JFSCD78 Rebalancing Long-Term Care	
Section: ***309.35.10***	**Section:** ***309.35.10***
Requires ODJFS, ODODD, and ODA to strive to have, by June 30, 2013, at least 50% of Medicaid recipients who are at least age 60 and need long-term services utilize non-institutionally-based long-term services and at least 60% of Medicaid recipients who are under age 60 and have cognitive or physical disabilities for which long-term services are needed utilize non-institutionally-based long-term services.	Same as the Executive.
Permits ODJFS to apply to participate in the federal Balancing Incentive Payments Program.	Same as the Executive.
Requires that any funds Ohio receives under the Balancing Incentive Payments Program be deposited into the Balancing Incentive Payments Program Fund, which is	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
created in the state treasury.	
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

JFSCD94 Ohio Access Success Project and Identification of Overpayments

Section: ***309.35.40***	**Section:** ***309.35.40***
Permits, in each fiscal year, cash from the Nursing Home Franchise Permit Fee Fund (Fund 5R20) to be used by ODJFS for the following purposes:	Same as the Executive.
(1) Up to $3,000,000 in each fiscal year to fund the state share of audits or limited reviews of Medicaid providers;	Same as the Executive.
(2) Up to $450,000 in each fiscal year to provide one-time transitional benefits under the Ohio Access Success Project that the ODJFS Director may establish.	Same as the Executive.
Requires, on July 1, 2011, or as soon as possible thereafter, the OBM Director to transfer the cash balance in the Home and Community-Based Services for the Aged Fund (Fund 4J50) to the Nursing Home Franchise Permit Fee Fund (Fund 5R20). Appropriates the transferred cash. Upon completion of the transfer, abolishes Fund 4J50. Requires the OBM Director to cancel any existing encumbrances against appropriation item 600613, Nursing Facility Bed Assessments, and appropriation item 600618, Residential State Supplement Payments, and reestablish them against appropriation item 600608, Medicaid - Nursing Facilities.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
JFSCD95 Provider Franchise Fee Offsets	
Section: ***309.35.50***	**Section:** ***309.35.50***
Requires the ODJFS Director, at least quarterly, to certify to the OBM Director the amounts of offsets withheld from NF and ICF/MR payments made from the GRF for failure to pay the franchise fee.	Same as the Executive.
Permits the OBM Director to transfer cash from the GRF to the Nursing Home Franchise Permit Fee Fund (Fund 5R20) and the ICF/MR Bed Assessments Fund (Fund 4K10), and appropriates the transferred cash.	Same as the Executive.
JFSCD6 Transfer of Funds to ODODD	
Section: ***309.35.60***	**Section:** ***309.35.60***
Requires ODJFS to transfer, by intrastate transfer voucher, cash from the ICF/MR Bed Assessments Fund (Fund 4K10,) to the Home and Community-Based Services Fund (Fund 4K80), which is used by ODODD. Specifies that the transfer must be in an amount agreed to by both departments that it may occur on a quarterly basis or on a schedule developed and agreed to by both departments.	Same as the Executive.
JFSCD99 Interagency Reimbursement	
Section: ***309.37.20***	**Section:** ***309.37.20***
Permits the ODJFS Director to request the OBM Director to increase FED Fund 3G50 appropriation item 600655, Interagency Reimbursement. Appropriates the approved amount.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
JFSCD100 Medicaid Program Support Fund – State	
Section: ***309.37.30***	**Section:** ***309.37.30***
Requires GSF Fund 5C90 appropriation item 600671, Medicaid Program Support, to be used by ODJFS to pay for Medicaid services and contracts. Allows ODJFS to also deposit to the Medicaid Program Support Fund (Fund 5C90) revenues received from other state agencies for Medicaid services under the terms of interagency agreements between ODJFS and other state agencies.	Same as the Executive.
JFSCD101 Transfers of IMD/DSH Cash to the Department of Mental Health	
Section: ***309.37.40***	**Section:** ***309.37.40***
Requires ODJFS to transfer cash, using an intrastate transfer voucher, from the Medicaid Program Support Fund (Fund 5C90), to the Behavioral Health Medicaid Services Fund (Fund 4X50), used by ODMH, in accordance with an interagency agreement that delegates authority from ODJFS to ODMH to administer specified Medicaid services.	Same as the Executive.
JFSCD44 Medicaid Managed Care Coverage of Prescription Drugs	
Section: ***309.37.50***	**Sections:** ***309.37.50, 5111.172***
Requires ODJFS, not later than October 1, 2011, to enter into new contracts or amend existing contracts with health insuring corporations to require them to include coverage of prescription drugs under the Medicaid managed care system.	Same as the Executive, but specifies in permanent law (in place of an uncodified provision of the bill) that the coverage of prescription drugs for Medicaid managed care participants must be provided through the health insuring corporations in which they are enrolled.
No provision.	Prohibits health insuring corporations participating in Medicaid managed care from imposing prior authorization requirements for mental health drugs that are antidepressants or antipsychotics, with the following conditions: (1) the drugs must be in standard tablet or

Executive	As Reported by House Finance and Appropriations
	capsule form, but allows antipsychotics to also be in a long-acting injectable form; (2) the drugs must be prescribed by a psychiatrist credentialed by the health insuring corporation; and (3) the drugs must be prescribed for uses that have been approved by the federal Food and Drug Administration.
No provision.	Prohibits health insuring corporations participating in Medicaid managed care from imposing prior authorization requirements if the recipient was being treated with antidepressants or antipsychotics or the drug was prescribed by any other health professional who was treating a Medicaid recipient immediately before Medicaid managed care resumes coverage of prescription drugs, but only for a 120-day period.
Fiscal effect: Estimated cost of $97 million ($34.9 million state share) in FY 2012 and $16.7 million ($6.1 million state share) in FY 2013. Estimated gain in tax revenue (excluding local) of $61.6 million in FY 2012 and $91 million in FY 2013.	**Fiscal effect: Same as the Executive, but potential fiscal effect if there are differences between the prior authorization requirements for mental health drugs under fee-for-service and managed care.**
JFSCD60 Hospital Care Assurance Program	
Sections: ***690.10, 690.11, and 309.35.70***	**Sections:** ***690.10, 690.11, and 309.35.70***
Continues the Hospital Care Assurance Program (HCAP) for two additional years.	Same as the Executive.
Requires FED Fund 3F00 appropriation item 600650, Hospital Care Assurance Match, to be used by ODJFS solely for distributing funds to hospitals under HCAP.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

Social Services

JFSCD22 Use of Title XX Funds for Local Agency's Administrative Costs

R.C. ***5101.46***	**R.C.** ***5101.46***
Replaces the 14% limit on the amount of a local agency's Title XX appropriation that may be used for administrative costs with a requirement that each respective state department establish the maximum percentage by rule that complies with federal law. (Currently, federal law requires that this percentage not exceed 9%.)	Same as the Executive.
Fiscal effect: Reduction in the amount of Title XX funds county agencies can use for administrative expenses.	**Fiscal effect: Same as the Executive.**

JFSCD9 Ohio Association of Second Harvest Food Banks

Section: ***309.40.30***	**Section:** ***309.40.30***
Requires that GRF appropriation item 600540 Second Harvest Food Banks, be used to provide funds the Ohio Association of Second Harvest Food Banks to purchase and distribute food products.	Same as the Executive.
Requires the ODJFS Director, in FY 2012 and FY 2013, to provide assistance to the Ohio Association of Second Harvest Food Banks in an amount up to or equal to the assistance provided in FY 2011 from all funds of ODJFS, except the GRF. Specifies that these funds are in addition to other funds designated for the association.	Same as the Executive.
Requires ODJFS to count eligible nonfederal expenditures made by member food banks of the Association toward TANF maintenance of effort and to enter into an agreement with the Association to carry out the requirements of this provision.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: According to ODJFS, in the next biennium, the Association will be funded with $8.5 million in each fiscal year from non-GRF sources, in addition to appropriations in GRF line item 600540, Second Harvest Food Banks.	**Fiscal effect: Same as the Executive.**

JFSCD13 Child, Family, and Adult and Community Protective Services

Section: ***309.50.30***	**Section:** ***309.50.30***
Requires that GRF appropriation item 600533, Child, Family, and Adult Community & Protective Services, ($13.5 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 that the funds be used for specified purposes.	Same as the Executive.

Food Stamp Program

JFSCD102 Food Stamps Transfer

Section: ***309.40.10***	**Section:** ***309.40.10***
Allows the Director of OBM, on July 1, 2011, or as soon as possible thereafter, to transfer up to $1,000,000 cash from the Food Stamp Program Fund (Fund 3840) to the Food Assistance Fund (Fund 5ES0).	Same as the Executive.

JFSCD8 Name of Food Stamp Program

Section: ***309.40.20***	**Section:** ***309.40.20***
Specifies that the ODJFS Director is not required to amend rules regarding the Food Stamp Program to change the name to the Supplemental Nutrition Assistance Program. Allows the Director to refer to the program as the Food Stamp Program or Food Assistance Program in ODJFS's rules and documents.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Unemployment Compensation

JFSCD16 Unemployment Compensation Advisory Council

R.C. ***4141.08, 4141.11***	**R.C.** ***4141.08, 4141.11***
Removes the requirement that the ODJFS Director get the approval of the Unemployment Compensation Advisory Council before using funds from the Unemployment Compensation Special Administrative Fund for specified needs.	Same as the Executive.
Requires the Director, instead of the Council, to request the OBM Director to transfer excess funds in the Fund to the Unemployment Compensation Fund.	Same as the Executive.
Requires the ODJFS Director to pay the operating expenses of the Council from the Fund, instead of requiring the Director to pay those expenses as determined by the Council.	Same as the Executive.
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 Reported by House Finance and Appropriations
JFSCD120 Seasonal Unemployment	
	R.C. ***4141.33***
No provision.	Repeals current law that allows individuals with seasonal employment with two or more seasonal employers or both seasonal and nonseasonal employers to receive unemployment benefits and replaces it with a provision that prohibits an individual who performs services that substantially consist of services performed in seasonal employment from being paid benefits for those services for any week in the period between two successive seasonal periods if the individual performed those services in the first of the seasonal periods and there is reasonable assurance that the individual will perform those services in the later of the seasonal periods and requires the ODJFS Director to adopt rules to implement this provision. **Fiscal effect: Potential decrease in expenditures from the state's Unemployment Compensation Trust Fund.**

Executive	As Reported by House Finance and Appropriations
JFSCD15 Federal Unemployment Programs	
Section: ***309.60.10***	**Section:** ***309.60.10***
Appropriates any unspent funds from FY 2011 in FED Fund 3V40 appropriation item 600678, Federal Unemployment Programs, to ODJFS. At the request of the ODJFS Director, authorizes the OBM Director to increase appropriations for FY 2012 by the amount remaining unspent from the FY 2011 appropriation and increase appropriations for FY 2013 by the amount remaining unspent from the FY 2012 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.

Executive	As Reported by House Finance and Appropriations
JCRCD1 **Operating Guidance**	
Section: ***311.10***	**Section:** ***311.10***
(1) 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 the Joint Committee.	(1) Same as the Executive.
(2) Requires that legislative members of the Joint Committee be paid at the per diem rate of $150, and their necessary traveling expenses, for the days the member is engaged in committee duties and there is not a voting session in the member's house of the General Assembly.	(2) Same as the Executive.
JCRCD2 **Operating Expenses**	
Section: ***311.10***	**Section:** ***311.10***
Authorizes the Executive Director of the Joint Committee to certify to the Director of Budget and Management the amount of the unexpended, unencumbered balance of GRF appropriation item 029321, 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.

Executive	As Reported by House Finance and Appropriations
JCOCD1 Ohio Jury Instructions Fund	
Section: ***313.10***	**Section:** ***313.10***
(1) Requires grants, royalties, dues, conference fees, bequests, devices, and other gifts received for the purpose of supporting the Judicial Conference's operating expenses be deposited in the Ohio Jury Instructions Fund (Fund 4030).	(1) Same as the Executive.
(2) Requires money in the fund be used to pay expenses incurred by the Conference in performing activities as determined by its Executive Committee.	(2) Same as the Executive.
(3) Appropriates, in each of FY 2012 and FY 2013, any money accruing to the fund in excess of $350,000.	(3) Same as the Executive.
(4) Prohibits the Director of Budget and Management and the Controlling Board from transferring money from the fund to any other fund.	(4) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
JSCCD13 Official Reports by Clerk of the Supreme Court	
	R.C. *149.01*
No provision.	Eliminates the duty of the Clerk of the Supreme Court to file annual reports of the transactions and proceedings of the Court with the Governor, the Secretary of State, and the State Library. **Fiscal effect: None, as the Supreme Court does not currently file such reports.**
JSCCD11 Changes Regarding Court Reporters; Electronic Records; Transcripts	
R.C. *2101.08, 2301.18, 2301.19 (Repealed), 2301.20 - 2301.26, 2501.16, 2501.17, 2743.09, 1509.36, 1571.14, 2301.03, 2319.27, 2939.11, 3745.05*	**R.C. *2101.08, 2301.18, 2301.19 (Repealed), 2301.20 - 2301.26, 2501.16, 2501.17, 2743.09, 1509.36, 1571.14, 2301.03, 2319.27, 2939.11, 3745.05***
(1) Changes the designation under current law of "stenographic reporter" or "shorthand reporter" as appointed by the court of common pleas, a probate judge, a court of appeals, or the Clerk of the Court of Claims simply to "reporter."	(1) Same as the Executive.
(2) Repeals the section authorizing the appointment of assistant shorthand reporters by a court of common pleas, relocates some of the provisions in the repealed section to the section pertaining to the appointment of reporters by the court of common pleas, and changes the designation to "assistant reporters."	(2) Same as the Executive.
(3) Requires all civil and criminal actions in the court of common pleas to be recorded, requires the reporter to take accurate notes of or electronically record oral testimony, and applies existing law requirements for the filing and preservation of notes to the filing and preservation of the electronic records.	(3) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(4) Requires a reporter to provide transcripts of an electronic recording upon request by the court or either party to the action under the same procedure as the furnishing of transcripts of notes and provides that copies of transcripts be provided at cost and electronic copies be provided free of charge.	(4) Same as the Executive.
(5) Requires that transcripts requested by an indigent defendant in a criminal case be paid from the county treasury and taxed and collected as costs.	(5) Same as the Executive.
(6) Permits the official reporter of the county or a designated reporter to electronically record testimony before a grand jury under the same procedure as the taking of notes.	(6) Same as the Executive.
(7) Changes the references from "official court shorthand reporter" to "official court reporter" for purposes of certain provisions governing appeals to the Oil and Gas Commission, the Director of Natural Resources, and the Environmental Review Appeals Commission and provides for the provision of an electronic record or stenographic record (current law) of the evidence upon a party's request.	(7) Same as the Executive.
Fiscal effect: Largely codifies current or best practices in many of the state's courts, and will generally have no more than a minimal effect on any given court's revenues and expenditures.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
JSCCD1 Law Related Education	
Section: ***315.10***	**Section:** ***315.10***
Requires GRF appropriation item 005406, Law-Related Education, to be distributed directly 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.
JSCCD2 Ohio Courts Technology Initiative	
Section: ***315.10***	**Section:** ***315.10***
Requires GRF appropriation item 005409, Ohio Courts Technology Initiative, to be used to fund: (1) the creation of an Ohio Courts Network, (2) the delivery of technology services to courts statewide, and (3) the operation of the Commission on Technology and the Courts.	Same as the Executive.
JSCCD5 Federal Grants	
Section: ***315.10***	**Section:** ***315.10***
(1) Requires the Federal Grants Fund (Fund 3J00) consist of grants and other money awarded to the Supreme Court (The Judiciary) by the federal government or other entities that receive the money directly from the federal government and distribute that money to the Supreme Court (The Judiciary).	(1) Same as the Executive.
(2) Requires that money appropriated to the fund's related FED appropriation item 005603, Federal Grants, to be used in a manner consistent with the purpose of the grant or award.	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.	(3) Same as the Executive.
(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 3J00 to any other fund.	(4) Same as the Executive.
(5) Requires any interest earned on the money in Fund 3J00 to be credited or transferred to the GRF.	(5) Same as the Executive.

JSCCD6 Attorney Services

Section: ***315.10***	**Section:** ***315.10***
(1) Requires the Attorney Services Fund (Fund 4C80) consist of money received by the Supreme Court (The Judiciary) pursuant to the Rules for the Government of the Bar of Ohio.	(1) Same as the Executive.
(2) Permits the money appropriated to the fund's related SSR appropriation item 005605, Attorney Services, to be used to fund activities considered appropriate by the Supreme Court, including compensating employees and funding appropriate activities of the following offices established by 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.	(2) Same as the Executive.
(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.	(3) Same as the Executive.
(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 4C80 to any other fund.	(4) Same as the Executive.
(5) Requires any interest earned on the money in Fund 4C80 to be credited to the fund.	(5) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
JSCCD7 Court Interpreter Certification	
Section: ***315.10***	**Section:** ***315.10***
(1) Requires the Court Interpreter Certification Fund (Fund 5HT0) consist of money received by the Supreme Court (The Judiciary) pursuant to Rules 80 through 87 of the Rules of Superintendence for the Courts of Ohio.	(1) Same as the Executive.
(2) Requires money appropriated to the fund's related SSR appropriation item 005617, Court Interpreter Certification, to be used to provide training, to provide the written examination, and to pay language experts to rate, or grade, the oral examinations of those applying to become certified court interpreters.	(2) Same as the Executive.
(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.	(3) Same as the Executive.
(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 5HT0 to any other fund.	(4) Same as the Executive.
(5) Requires any interest earned on the money in Fund 5HT0 to be credited to the fund.	(5) Same as the Executive.
JSCCD8 Grants and Awards	
Section: ***315.10***	**Section:** ***315.10***
(1) Requires the Grants and Awards Fund (Fund 5T80) consist of grants and other money awarded to the Supreme Court (The Judiciary) by the State Justice Institute, the Division of Criminal Justice Services, or other entities.	(1) Same as the Executive.
(2) Requires any money appropriated to the fund's related SSR appropriation item 005609, Grants and Awards, to be	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
used in a manner consistent with the grant or award.	
(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.	(3) Same as the Executive.
(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 5T80 to any other fund.	(4) Same as the Executive.
(5) Requires any interest earned on the money in Fund 5T80 to be credited to the GRF.	(5) Same as the Executive.

JSCCD9 Supreme Court Admissions

Section: ***315.10***	**Section:** ***315.10***
(1) Requires that the Supreme Court Admissions Fund (Fund 6A80) consist of money deposited under the Supreme Court Rules for the Government of the Bar of Ohio.	(1) Same as the Executive.
(2) Requires that any money appropriated to the fund's related SSR appropriation item 005606, Supreme Court Admissions, to be used to compensate Supreme Court employees who are primarily responsible for administering the attorney admissions program under the Rules for the Government of the Bar of Ohio, and to fund any other activities considered appropriate by the Court.	(2) Same as the Executive.
(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.	(3) Same as the Executive.
(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 6A80 to any other fund.	(4) Same as the Executive.
(5) Requires any interest earned on the money in Fund 6A80 to be credited to the fund.	(5) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
JSCCD10 Continuing Judicial Education	
Section: ***315.10***	**Section:** ***315.10***
(1) Requires the Continuing Judicial Education Fund (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.	(1) Same as the Executive.
(2) Requires any money appropriated to the fund's related GSF appropriation item 005601, Continuing Judicial Education, to be used to pay expenses for continuing education courses for judges and court personnel.	(2) Same as the Executive.
(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.	(3) Same as the Executive.
(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 6720 to any other fund.	(4) Same as the Executive.
(5) Requires any interest earned on the money in Fund 6720 to be credited to the fund.	(5) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
LRSCD2 **Legal Rights Service Transition to Nonprofit Entity**	
R.C. ***5123.60, 5123.601, 3721.16, 5111.709, 5119.221, 5122.01, 5122.27, 5122.271, 5122.31, 5122.32, 5123.35, 5123.61, 5123.64, 5123.86, 5123.99, Section 319.20, Repealed: R.C. 5123.602 - 5123.605***	**R.C.** ***5123.60, 5123.601, 3721.16, 5111.709, 5119.221, 5122.01, 5122.02, 5122.27, 5122.271, 5122.29, 5122.31, 5122.32, 5123.092, 5123.19, 5123.191, 5123.35, 5123.61, 5123.63, 5123.64, 5123.69, 5123.701, 5123.86, 5123.99, 5126.33, Sections 319.20, 812.10, Repealed: R.C. 5123.602 - 5123.605***
Requires, not later than December 31, 2011, establishment of a nonprofit protection and advocacy system and client assistance program for people with disabilities, and permits the Ohio Legal Rights Service (OLRS) to subcontract with the nonprofit entity to perform any functions that OLRS is permitted or required to perform.	Same as the Executive.
Requires, not later than September 30, 2012, the Governor to designate the nonprofit entity as Ohio's protection and advocacy system and client assistance program for people with disabilities.	Same as the Executive.
Defines the nonprofit protection and advocacy system as a legal rights service.	Provides that the nonprofit entity is to be known as the Ohio Protection and Advocacy System.
Provides that any function of OLRS commenced prior to October 1, 2012, must be completed by the nonprofit entity.	Same as the Executive.
Abolishes on October 1, 2012, OLRS, the Legal Rights Service Commission, and the Ombudsperson Section of OLRS.	Same as the Executive.
Eliminates all related statutory provisions, except for extending the following to the nonprofit entity: (1) the same access to records, (2) the same confidential status of records that are received, (3) the same subpoena powers and (4) the same notification requirements.	Same as the Executive but removes references to the advocacy system in certain notification processes.

Executive	As Reported by House Finance and Appropriations
No provision.	Removes the authority for the advocacy system to petition courts of common pleas to determine whether application by a parent or guardian for voluntary admission or continued hospitalization of a minor or person with a mental illness is in that person's best interest, while maintaining authority for other parties to petition the court to make the determination.
No provision.	Removes authority in existing law for the advocacy system to file complaints with ODODD alleging statute or rule violations related to residential facilities.
No provision.	Removes the authority for the advocacy system to petition courts of common pleas to determine whether application by a parent or guardian for voluntary admission or admission for short-term care of a minor or person with a mental retardation is in that person's best interest (under current law, only OLRS is specified as having authority to make such a petition).
No provision.	Removes authority for the advocacy system to request ODODD petition a court to appoint a receiver to take possession of and operate a residential facility as well as the requirement that a court order ODODD to notify the advocacy system that such a petition has been filed.
Specifies that OLRS employees are not considered public employees for the purposes of participating in the Ohio Public Employees Retirement System.	No provision.
No provision.	Removes a provision in existing law that specifies the administrator of the advocacy system as a voting member of the Medicaid Buy-In Advisory Council.
Allows GRF appropriation items 054321, Support Services, and 054401, Ombudsman, to be used to support the costs of transitioning OLRS into a nonprofit entity.	Same as the Executive.

Executive		As Reported by House Finance and Appropriations
LSCCD1	**Legislative Task Force on Redistricting**	
		Section: ***323.10***
No provision.		Reappropriates an amount equal to the unexpended, unencumbered portion of GRF appropriation item 035407, Legislative Task Force on Redistricting, at the end of FY 2011 for the same purpose in FY 2012.

Executive	As Reported by House Finance and Appropriations
LIBCD1 Ohioana Rental Payments	
Section: ***325.10***	**Section:** ***325.10***
Requires GRF appropriation item 350401, Ohioana Rental Payments, to be used to pay the rental expenses of the Martha Kinney Cooper Ohioana Library Association.	Same as the Executive.
LIBCD2 Regional Library Systems	
Section: ***325.10***	**Section:** ***325.10***
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.
LIBCD3 Ohio Public Library Information Network	
Section: ***325.10***	**Section:** ***325.10***
Requires GSF Fund 4S40 appropriation item 350604, Ohio Public Library Information Network, to be used for an information telecommunications network linking public libraries and others participating in the Ohio Public Library Information Network (OPLIN). Permits the OPLIN Board of Trustees to make decisions regarding the use of item 350604.	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.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires the OPLIN Director to provide written reports upon request within 10 days 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.
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.

LIBCD4 Library for the Blind

Section: ***325.10***	**Section:** ***325.10***
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.

LIBCD5 Transfer to OPLIN Technology Fund

Section: ***325.10***	**Section:** ***325.10***
Requires the Director of Budget and Management to transfer $3,689,401 in cash in FY 2012 and $3,689,788 in cash in FY 2013 from the Public Library Fund (Fund 7065) to the OPLIN Technology Fund (Fund 4S40).	Same as the Executive.

LIBCD6 Transfer to Library for the Blind Fund

Section: ***325.10***	**Section:** ***325.10***
Requires the Director of Budget and Management to transfer $1,274,194 in cash in each fiscal year from the Public Library Fund (Fund 7065) to the Library for the Blind Fund (Fund 5GB0).	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
LOTCD1 **State Lottery Commission Rule-making Procedures**	
R.C. ***3770.03, 111.15***	
Requires the State Lottery Commission to adopt non-instant game rules in the same manner as instant game rules in that all game rules are to be adopted under the abbreviated rule-making procedure and are not subject to legislative review and invalidation. **Fiscal effect: None.**	No provision.
LOTCD8 **Lottery Notice Information**	
	R.C. ***3770.03, 3770.031***
No provision.	Adds to the list of topics for rules promulgated by the State Lottery Commission a requirement that certain notices appear on a lottery ticket, including one that must appear if the word "education" is used in any advertising for a statewide lottery, which must include information on the percentage that lottery profits contribute to all education funding in Ohio. Requires this notice to appear on any television advertising for the Ohio Lottery and on the first page of the web site for the Ohio Lottery. **Fiscal effect: Potential increase in ticket printing costs, which would be paid from the State Lottery Fund (Fund 7044).**

Executive	As Reported by House Finance and Appropriations

LOTCD2 Alternative to Surety Bonding for Lottery Sales Agents

R.C. ***3770.05***	**R.C.** ***3770.05***
Authorizes the Director of the Ohio Lottery Commission, with the Commission's approval to adopt an alternative program or policy for a lottery sales agent license applicant to establish financial responsibility, in lieu of obtaining a surety bond or making a dedicated account deposit. Allows lottery sales agents to participate in the new program or policy with the Director's approval.	Same as the Executive.
Fiscal effect: The financial responsibility program is intended to protect the Lottery Commission against an agent's failure to make prompt and accurate payments for lottery ticket sales, against lost or stolen tickets, and against damaged equipment issued to the agent. This provision specifies that the alternative program or policy must protect the interests of the State Lottery. There should be no fiscal effect from this provision.	**Fiscal effect: Same as the Executive.**

LOTCD3 Application and Renewal Fees

R.C. ***3770.05***	**R.C.** ***3770.05***
Eliminates the requirement that lottery sales agent license application fees, the license renewal fee, and administrative fees charged by the State Lottery Commission be approved by the Controlling Board.	No provision.
Authorizes the State Lottery Commission to charge an applicant fees for a lottery sales agent license, rather than a fee, but makes it permissive for the Commission to charge those fees or to charge license renewal fees.	Same as the Executive.
Fiscal effect: Potential minimal loss.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
LOTCD4 Transfers to the Lottery Profits Education Fund	
Section: ***329.10***	**Section:** ***329.10***
Requires the Director of Budget and Management to transfer an amount greater than or equal to $717.5 million in fiscal year 2012 and $680.5 million in fiscal year 2013 from the State Lottery Fund (Fund 7044) to the Lottery Profits Education Fund (Fund 7017). States that such transfers represent the estimated net income from operations of the Commission in FY 2012 and FY 2013.	Same as the Executive.
LOTCD5 Operating Expenses	
Section: ***329.10***	**Section:** ***329.10***
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.
LOTCD6 Direct Prize Payments	
Section: ***329.10***	**Section:** ***329.10***
Appropriates any amounts, in addition to the amounts appropriated in SLF Fund 7044 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.

Executive	As Reported by House Finance and Appropriations
LOTCD7 Annuity Prizes	
Section: ***329.10***	**Section:** ***329.10***
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.

Executive	As Reported by House Finance and Appropriations

MHCCD1 **Manufactured Homes Commission Oversight of Manufactured Homes Parks**

R.C. ***1901.19, 1909.11, 1923.01, 1923.02, 1923.061, 1923.15, 2305.01, 3709.085, 3729.01, 3733.01 (Repealed), 3733.02, new and existing sections under Chapter 4781, 3733.41, 3781.06, 4503.061, 4503.062, 4517.01, 4517.04, 4517.09, 4517.10, 4517.12, 4517.13, 4517.14, 4517.23, 4517.24, 4517.44, 4905.90, 6111.46, Sections 737.30, 747.10, 747.20***

(1) No provision.	(1) Transfers authority for licensing and inspecting manufactured homes parks from the Department of Health and local boards of health to the Manufactured Homes Commission.
(2) No provision.	(2) Requires the Commission to adopt rules regarding the inspection and licensing of manufactured homes parks no later than December 1, 2011.
(3) No provision.	(3) Replaces the member of the Manufactured Homes Commission that represents the Department of Health with a member who is a registered sanitarian, has experience with the regulation of manufactured homes, and is an employee of a health district.
(4) No provision.	(4) Stipulates that the term of the member of the Manufactured Homes Commission who is a representative of the Department of Health ends on the effective date of this section, and that the initial term of the registered sanitarian shall expire when the original member's term would have expired.
(5) No provision.	(5) Specifies the following apply when a person violates Manufactured Homes Law: (a) requires the Commission to hold a hearing and to notify the alleged violator of the hearing; (b) authorizes the Commission to levy a fine of not more than $1,000 per violation per day; (c) authorizes the

Executive	As Reported by House Finance and Appropriations
	Commission to apply to the court of common pleas to compel an alleged violator if the person does not appear for the associated hearing; and (d) authorizes the Commission to forward the name of the violator and the amount of the fine to the Attorney General for collection, if the violator does not pay the fine.
(7) No provision.	(6) Creates the Manufactured Homes Commission Regulatory Fund and requires licensing fees and fines related to manufactured homes parks to be deposited into the fund.
(8) No provision.	(7) Allows boards of health to transfer prior manufactured home park licensing and inspection fees in the amount of $2,000 or less to the general fund of the local board of health and requires funds in excess of $2,000 to be transferred to the Manufactured Homes Commission Regulatory Fund.
(9) No provision.	(8) Allows the Commission to enter into contracts for the inspection of manufactured home parks and gives the boards of health of city or general health districts the right of first refusal for those contracts.
(10) No provision.	(9) Requires a board of health to issue to the Commission a report of an inspection of a manufactured home park that was completed in response to a flood event within ten days after the inspection is completed.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: The provision will increase administrative duties and costs related to MHC's oversight of Ohio's roughly 1,800 manufactured homes parks. However, the bill authorizes MHC to adopt licensing fees to offset these costs. These revenues are to be deposited into the Manufactured Homes Commission Regulatory Fund created by the bill, as opposed to the Occupational Licensing and Regulatory Fund (Fund 4K90) which currently supports MHC's operations. Currently, local boards of health charge license and inspection fees for manufactured home parks and transfer a portion of these fees to the General Operations Fund (Fund 4700), used by the Department of Health. The Department currently acts in an advisory role and uses funds collected for the administration of the program. As a result of the program transfer, there will be a loss of fee revenue and a subsequent decrease in expenditures for both the Department and the local boards of health.

Executive	As Reported by House Finance and Appropriations

DMHCD26 Attorney General Representing Officers and Employees

R.C. *109.36, Section 812.10*	R.C. *109.36, Section 812.10*
Provides for the Attorney General, effective July 1, 2012, to represent in civil actions persons who, pursuant to an agreement with ODMH, render medical, nursing, dental, podiatric, optometric, physical therapeutic, psychiatric, or psychological services to patients in an institution ODMH operates.	Same as the Executive, but removes the delayed effective date.
Fiscal effect: Potential increase in costs to the Attorney General.	**Fiscal effect: Same as the Executive.**

DMHCD37 County Withdrawal from Multi-County Borad District

R.C.	
Eliminates a requirement that a board of county commissioners submit a comprehensive plan that complies with ODMH and ODADAS rules when the board of county commissioners seeks to withdraw from participation in a multi-county community behavioral health board district.	No provision.
Fiscal effect: None.	

DMHCD27 Restrictions on Serving on and Working for a Community Behavioral Health Board

R.C. *340.02*	R.C. *340.02*
Eliminates prohibitions against:	Same as the Executive.
(1) a community behavioral health board member or employee serving as a board member of any agency with which the community behavioral health board contracts for services or facilities;	(1) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(2) a community behavioral health board member being an employee of an agency with which the board contracts for services or facilities;	(2) Same as the Executive.
(3) a person serving as a community behavioral health board member if the person's spouse, child, stepchild, parent, stepparent, sibling, stepsibling, grandchild, parent-in-law, child-in-law, or sibling-in-law serves as a board member of any agency with which the community behavioral health board contracts for services or facilities;	(3) Same as the Executive.
(4) a person serving as a community behavioral health board member or employee if the person's spouse, child, stepchild, parent, stepparent, sibling, stepsibling, parent-in-law, child-in-law, or sibling-in-law serves as county commissioner of a county in the board's district.	(4) No provision.
(5) No provision.	(5) a person being an employee of a board and an agency with which the board has entered into a contract for the provision of services or facilities unless the board and agency both agree in writing.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

DMHCD20 Community Mental Health Plans

R.C. ***340.03, 9.03, 340.01, 340.011, 340.04, 340.05, 340.07, 340.08 (Repealed), 340.09, 340.091, 2919.271, 3923.28, 3923.30, 5119.01, 5119.06, 5119.07, 5119.22, 5119.61, 5119.611, 5119.612, 5119.63, 5119.69, 5119.70, 5122.01, 5122.231***	**R.C.** ***340.03, 5119.61***
Eliminates the requirement that a community behavioral health board annually obtain ODMH's approval of a community mental health plan as a condition of receiving state subsidies from ODMH.	No provision.
Requires each board to implement a community mental health program for making community mental health services the board selects available in the board's district.	No provision.

Executive	As Reported by House Finance and Appropriations
Provides that nothing in state law is to be construed to require a board of county commissioners to provide resources for community mental health services beyond the total amount of (1) state mental health subsidies allocated by ODMH and (2) funds available to the board of county commissioners that are raised by a county tax levy for community mental health services.	No provision.
No provision.	Requires boards to develop and submit their plans annually rather than not later than six months before the conclusion of the fiscal year in which the board's current plans are scheduled to expire and eliminates current law's deadline by which ODMH must approve or disapprove of boards' plans.
No provision.	Eliminates a requirement that boards include an allocation request for state and federal funds with the plans.
No provision.	Permits a board and ODMH to request that a dispute regarding a plan be submitted to a third-party mediator at any time while approval remains in dispute rather than having to wait until there are 30 days remaining in the fiscal year in which the board's current plan is scheduled to expire.
No provision.	In the case of a plan that is submitted to a third-party mediator, eliminates current law's requirement that ODMH make its final determination regarding approval before the conclusion of the fiscal year in which the board's current plan is scheduled to expire.
No provision.	Eliminates a provision of current law that makes a board's amendment to its plan considered to have been approved if ODMH does not approve all or part of the amendment within 30 days after the amendment is submitted to ODMH.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

DMHCD28 Community Behavioral Health Boards Providing Services

R.C. *340.03, 3313.65, 3722.15, 3722.16*	
Eliminates the authority of a community behavioral health board to operate a facility or provide a community mental health service under certain circumstances.	No provision.
Fiscal effect: None.	

DMHCD29 Community Behavioral Health Boards' Investigations of Complaints

R.C. *340.03*	
Provides that a community behavioral health board is responsible for investigating, or requesting another board to investigate, an allegation of abuse or neglect concerning a person who receives community mental health services or residential facility services if the person receiving the services resides in the board's district.	No provision.
Provides that ODMH is to receive information about investigations from community behavioral health boards without having to request it.	No provision.
Fiscal effect: Potential increase in costs to community behavioral health boards that do not currently have the staff capacity to investigate complaints.	

DMHCD36 Commitment of Mentally Ill Criminal Defendants

R.C. *2945.371, 2945.38, 2945.39, 2945.40, 2945.401, 2945.402*	R.C. *2945.371, 2945.38, 2945.39, 2945.40, 2945.401, 2945.402*
Requires the court to commit a mentally ill criminal defendant who is incompetent to stand trial or not guilty by reason of insanity to ODMH for an appropriate placement by ODMH for the defendant's treatment and evaluation and not directly to a facility.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Permits a prosecutor to hold charges against a defendant charged with a nonviolent misdemeanor in abeyance while the defendant engages in mental health treatment or developmental disability services.	Same as the Executive.
Fiscal effect: Potential decrease in costs of forensic bed days utilized at state psychiatric hospitals.	**Fiscal effect: Same as the Executive.**

DMHCD38 Deemed Certification of Addiction Programs and Community Mental Health Agencies

	R.C. ***3793.06, 5119.611***
No provision.	Requires state certification to be granted to an alcohol and drug addiction program or a community mental health agency if the applicant for certification holds national accreditation from the Joint Commission, the Council on Accreditation of Rehabilitation Facilities, or the Council on Accreditation.
No provision.	Specifies that the program or agency is not subject to further evaluation for purposes of the certification.
	Fiscal effect: Potential reduction in administrative costs for ODMH and ODADAS to certify programs and agencies.

DMHCD39 ODMH and ODADAS Documentation Submission Requirements

	R.C. ***3793.061, 5119.22, 5119.222, 5119.612, 5119.613, 5119.614, 5119.79, 5119.86***
No provision.	Prohibits ODMH and ODADAS's rules regarding documentation that alcohol and drug addiction programs, residential facilities for persons with mental illness, and community mental health agencies must submit to ODMH, ODADAS, or community behavioral health boards from being more stringent than comparable federal regulations.
	Fiscal effect: Potential minimal increase in administrative costs to ODMH and ODADAS to change rules, if necessary, to comply with this provision.

Executive	As Reported by House Finance and Appropriations
DMHCD21 Payment for Mental Health Services Provided Under Medicaid	
R.C. ***5111.023, 5111.025, 5111.911, 5119.912, 5119.61, Sections 120.10 to 120.12***	**R.C.** ***5111.023, 340.03, 5111.025, 5111.911, 5119.912, Section 337.30.30***
Requires that GRF appropriation item 335501, Mental Health Medicaid Match, be used by ODMH to make payments for mental health Medicaid services in FY 2012 and specifies that the appropriation must be allocated to community behavioral health boards in accordance with a distribution methodology determined by the ODMH Director.	Same as the Executive, but provides that no board is required to pay for Medicaid services with any funds other than GRF appropriation item 335501, Mental Health Medicaid Match, funds allocated to the board and federal financial participation received for those services.
Specifies that all federal reimbursement for Medicaid services received by ODMH for claims filed in FY 2012 must be used by the boards as the first payment source to pay providers for claims with service dates in FY 2012.	Same as the Executive.
Eliminates the requirement for ODMH to pay the nonfederal share of Medicaid payments to providers for services provided under a Medicaid component ODMH currently administers.	Same as the Executive.
Requires community behavioral health boards to use their state subsidy funds from ODMH to pay the nonfederal share of Medicaid payments to providers of mental health services in FY 2012.	Replaces the Executive provision with a provision that requires the boards to pay for Medicaid services with funds allocated to them from GRF appropriation item 335501, Mental Health Medicaid Match.
Eliminates the requirement that community behavioral health boards pay the nonfederal share of Medicaid payments to providers of mental health services effective July 1, 2012.	Same as the Executive.
No provision.	Requires ODMH to enter into an agreement with each board regarding the issue of paying for community mental health Medicaid services provided before July 1, 2011, for which the claims are submitted on or after that date.
No provision.	Provides for a board to receive the federal financial participation received for community mental health Medicaid services provided before July 1, 2011, if the

Executive	As Reported by House Finance and Appropriations
	board paid for the services.
Eliminates, effective July 1, 2012, the requirement that the comprehensive annual plan certify the availability of sufficient unencumbered community mental health state subsidy and local funds to match federal Medicaid reimbursement funds earned by community mental health facilities agencies.	Same as the Executive, but removes the delayed effective date.
Fiscal effect: The executive budget recommends funding of $186.4 million (nonfederal share) through GRF appropriation item 335501, Mental Health Medicaid Match, in FY 2012 for the "elevation" of the financial responsibility for community mental health Medicaid to the state. Total funding (all funds) for community mental health Medicaid is $532.6 million in FY 2012.	**Fiscal effect: Same as the Executive.**

DMHCD31 Department of Mental Health's General Authority

R.C. ***5119.012***	**R.C.** ***5119.012***
Grants ODMH all the authority necessary to carry out its powers and duties under state law.	Same as the Executive.
Fiscal effect: None.	

DMHCD32 Department of Mental Health's Contracts with Providers

R.C. ***5119.013, 5119.06, 5119.18***	**R.C.** ***5119.013, 5119.06, 5119.18***
Authorizes the ODMH Director to contract with agencies and institutions as necessary for ODMH to carry out its duties under state law with regard to community behavioral health boards, criminal offenses against the family, criminal trials, and mentally ill persons subject to hospitalization by court order.	Same as the Executive, but provides that ODMH may also contract with other entities in addition to agencies and institutions.
Exempts contracts, entered into by ODMH with agencies and institutions, from state law governing the state's purchases of services.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Potential reduction in costs if ODMH is able to contract with private providers at a lower cost than providing services in state psychiatric hospitals.	**Fiscal effect: Same as the Executive.**

DMHCD33 ODMH Community Support System

R.C. ***5119.06***	**R.C.** ***5119.06***
Eliminates a requirement for ODMH to establish and support a program at the state level to promote a community support system to be available for every community behavioral health board district and requires, instead, that ODMH support, to the extent resources are available, a community support system on a district or multidistrict basis.	Same as the Executive, but requires ODMH to consult with community behavioral health boards in supporting the community support system.
Eliminates a requirement that ODMH assist in identifying resources and coordinating the planning, evaluation, and delivery of services to facilitate a mentally ill person's access to public services.	Same as the Executive, but maintains the requirement for ODMH to assist in identifying resources.
Permits ODMH to prioritize support for the elements of a community support system.	Same as the Executive.
Provides that ODMH's responsibility for promoting and supporting a full range of mental health services that are available and accessible to all Ohio residents applies to the extent resources are available.	Same as the Executive.
Eliminates a requirements that ODMH cooperate with community behavioral health boards when providing training on community-based mental health services to ODMH's employees who are utilized in state-operated, community-based mental health services.	No provision.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DMHCD34 Department of Mental Health's Medical Director	
R.C. *5119.07*	
Provides that the medical director or the medical director's designee is to advise the ODMH Director on matters relating to medical diagnosis, treatment, rehabilitation, and quality assurance.	No provision.
Provides that the medical director's or designee's advisory role applies to all aspects of the licensure of hospitals and residential facilities, research, community mental health services, and delivery of mental health services rather than just the clinical aspects of those matters.	No provision.
Fiscal effect: None.	
DMHCD15 Department of Mental Health Trust Fund	
R.C. *5119.18*	**R.C. *5119.18***
Provides that ODMH is to use money in ODMH's Trust Fund to pay for expenditures ODMH incurs in performing any of its duties under state law.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
DMHCD35 Community Mental Health Information System	
R.C. *5119.61*	**R.C. *5119.61***
Provides that the requirement for the ODMH Director to develop and operate a community mental health information system or systems applies to the extent the Director determines necessary and permits the Director to contract for the operation of the system or systems.	Same as the Executive, but requires ODMH to consult with community behavioral health boards regarding the system.
Fiscal effect: Potential reduction in costs if the ODMH Director is able to contract for the operation of such a system at a lesser cost.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DMHCD19 ODMH Allocations of Subsidies	
R.C. ***5119.62, 340.011, 340.03, 340.08 (Repealed), 340.11, 5119.61, 5119.621, 5119.622, 5119.623, Section 337.20.60***	**R.C.** ***5119.62, 340.03, 340.08 (Repealed), 340.11, 5119.61, 5119.621, 5119.622, 5119.623, 5122.15, Section 337.20.60***
Revises a requirement for ODMH to allocate to community behavioral health boards state subsidy funds by specifying that the funds to be allocated are funds appropriated to ODMH for the purpose of allocation to boards.	Same as the Executive, but specifies that the state subsidy funds that are to be allocated are the funds appropriated to ODMH for local mental health systems of care.
No provision.	Requires ODMH to establish the allocation methodology after notifying and consulting with relevant constituencies.
Eliminates most of the provisions applicable to the allocation of state subsidy funds, including requirements regarding whether a board elects to accept distribution of its allocation.	Same as the Executive, but maintains, in modified forms, some of the provisions applicable to the allocations.
No provision.	Requires a board that elects not to accept distribution of its allocation to provide ODMH written confirmation that the board, before it conducted a public hearing, received input from certain groups and entities about the impact that the board's election will have on the mental health system in the board's district.
Permits ODMH to allocate state subsidy funds on a district or multi-district basis.	Same as the Executive.
Eliminates a requirement that ODMH annually allocate to boards funds appropriated to ODMH for hospital personal services, hospital maintenance, and hospital equipment (other than such funds used for forensic services) and instead permits ODMH to distribute a portion of GRF appropriation item 334412, Hospital Services, to local boards in FY 2012 under certain restrictions.	Replaces the Executive provision with a provision that (1) permits ODMH annually to allocate to boards a portion of the funds appropriated to ODMH for the operation of state hospital services, (2) requires ODMH to allocate to boards a portion of GRF appropriation item 334412, Hospital Services, for fiscal years 2012 and 2013, (3) requires ODMH to consult with boards in establishing the allocation methodology, and (4) eliminates an option for a board to use a portion of the funds allocated, if ODMH approves, to purchase insurance to pay the board's costs for utilizing the

Executive	As Reported by House Finance and Appropriations
	services of state regional psychiatric hospitals if other funds allocated to the board are insufficient.
Provides for the ODMH Risk Fund to continue to exist in the state treasury for the purpose of the bill's provision regarding ODMH's allocation to boards of state hospital funds until it is no longer needed.	Same as the Executive.
Eliminates a requirement that ODMH provide boards additional state or federal funds for special programs or projects ODMH considers necessary but for which local funds are unavailable.	Replaces the Executive provision with a provision that provides that ODMH is to provide the additional funds at ODMH's discretion.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

DMHCD24 Boards Using State Funds Against Unionization

R.C. ***5119.62***

Eliminates a prohibition against community behavioral health boards using state funds to discourage employees from seeking collective bargaining representation or encouraging employees to decertify a recognized collective bargaining agent.	No provision.
Fiscal effect: Unknown at this time.	

Executive	As Reported by House Finance and Appropriations
DMHCD40 ODMH Withholding Funds from Boards	
R.C. ***5119.622, 5119.61, 5119.623***	**R.C.** ***5119.622, 5119.61, 5119.623***
Revises ODMH's authority to withhold funds from a community behavioral health board that fails to comply with certain state laws or ODMH rules by (1) permitting rather than requiring ODMH to make the withholding, (2) specifying that the funds that are subject to withholding are funds that ODMH allocates to the board rather than unspecified state and federal funds for any program, and (3) specifying that one of the state laws that must be complied with is state law that requires boards to submit annual reports to ODMH regarding the use of their allocations rather than the state law governing the allocations.	Same as the Executive.
Revises ODMH's authority to withhold funds from a board that denies available service on the basis of religion, race, color, creed, sex, national origin, age, disability, developmental disability, or the inability to pay by (1) permitting rather than requiring ODMH to make the withholding and (2) specifying that the funds that are subject to withholding are funds that ODMH allocates to the board rather than unspecified state and federal funds.	Same as the Executive, but removes ODMH's authority to withhold funds allocated to a board if the board denies available service on the basis of the inability to pay.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
DMHCD30 Residential State Supplement	
R.C. ***5119.69, 173.14, 173.35, 340.091, 2903.33, 3721.56, 3722.04, 5101.35, 5119.61, 5119.691, 5119.692, Section 337.30.50***	**R.C.** ***5119.69, 173.14, 173.35, 340.091, 2903.33, 3721.56, 3722.04, 5101.35, 5119.61, 5119.691, 5119.692, Sections 337.30.50, 337.30.75***
Transfers to ODMH from ODA the administration of the Residential State Supplement (RSS) Program.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Transfers the certification of adult foster homes to ODMH from ODA.	Same as the Executive, but adds specifications regarding the transition period resulting from the transfer of the licensing of adult foster homes from ODA to ODMH.
Permits ODMH to use GRF appropriation item 335506, Residential State Supplement, to: (1) provide training for adult care facilities serving residents with mental illness; (2) transfer cash to SSR Fund 5R20, Nursing Home Franchise Permit Fee Fund, used by ODJFS; and (3) make benefit payments to RSS recipients. Specifies criteria to be used for the RSS Program when determining whether a resident is eligible for payment and the monthly payment amounts residents are eligible to receive.	Same as the Executive.
No provision.	Provides that a person receiving payments under the RSS Program on the bill's effective date is to be unaffected by the bill's transfer of the program from ODA to ODMH and adds specifications regarding the transition period.
Fiscal effect: New GRF line item 335506, Residential State Supplement, will be used to fund the RSS Program. The bill allows ODJFS to use dollars from the Nursing Home Franchise Permit Fee Fund (Fund 5R20), which is renamed by the bill, for the RSS Program. However, it is uncertain at this time whether any transfers from this fund to support the RSS Program will take place.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DMHCD14 Adult Care Facilities	
R.C. ***5119.70, 5119.701 to 5119.88, 5119.99; Conforming changes in 109.57, 109.572, 173.14, 173.21, 173.26, 173.35, 173.36, 173.42, 340.03, 340.05, 2317.02, 2317.422, 2903.33, 3313.65, 3701.07, 3701.74, 3721.01, 3721.02, 3722.99 (Repealed), 3737.83, 3737.841, 3781.183, 3791.043, 5101.60, 5101.61, 5111.113, 5119.22, 5119.61, 5119.613, 5119.99, 5123.19, 5701.13, and 5731.39; Section 337.30.80***	**R.C.** ***5119.70, 5119.701 to 5119.88, 5119.99; Conforming changes in 109.57, 109.572, 173.14, 173.21, 173.26, 173.35, 173.36, 173.42, 340.03, 340.05, 2317.02, 2317.422, 2903.33, 3313.65, 3701.07, 3701.74, 3721.01, 3721.02, 3722.99 (Repealed), 3737.83, 3737.841, 3781.183, 3791.043, 5101.60, 5101.61, 5111.113, 5119.22, 5119.61, 5119.613, 5119.99, 5123.19, 5701.13, and 5731.39; Section 337.30.80***
Transfers from ODH to ODMH responsibility for licensing adult care facilities and requires ODMH to adopt rules governing adult care facilities.	Same as the Executive, but provides that the transfer is to occur on July 1, 2011, rather than the effective date of the bill, and adds other certain specifications regarding the transfer.
Specifies that inspections of adult care facilities may be conducted as desk audits or on-site inspections. Provides that if an inspection is conducted to investigate a violation in an adult care facility that serves residents receiving publicly funded mental health services or RSS Program payments, the bill permits the inspection to be coordinated with the appropriate community behavioral health board or RSS administrative agency.	Same as the Executive.
Adds the right to be free from seclusion and mechanical restraint to the rights of an adult care facility resident and modifies the current definition of "physical restraint."	Same as the Executive.
Removes residents' rights advocates from the list of individuals authorized to assert on behalf of adult care facility residents their statutory residents' rights. Eliminates the authority of residents' rights advocates and sponsors of residents or prospective residents to enter an adult care facility during reasonable hours.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
If a court grants injunctive relief for operating an adult care facility without a license, requires the facility to assist in relocating residents rather than requiring the facility to assist residents' rights advocates in relocating facility residents as is the case in current law.	Same as the Executive.
Specifies that certain government and mental health agency employees and the ODMH Director may release resident-identifying information from the records of an adult care facility, if authorized by law to do so.	Same as the Executive.
Specifies that a license issued by the ODH Director to an adult care facility is deemed to be a license issued by the ODMH Director if that license is current and valid when the licensing program is transferred to ODMH.	Same as the Executive.
Fiscal effect: According to ODMH, about $1.1 million in funding has been added in each year to GRF line item 333321, Central Administration, for ODMH to license and inspect adult care facilities.	**Fiscal effect: Same as the Executive.**

DMHCD22 Community Behavioral Health Board Duties Regarding Hospitalization

R.C. ***340.03, 5119.02, 5119.021, 5122.01, 5122.02, 5122.05, 5122.12, 5122.13, 5122.14, 5122.15, 5122.21, 5122.23, 5122.25, 5122.31, 5122.36 (Repealed), Sections 812.10, 812.40***	**R.C.** ***5122.36 (Repealed)***
Transfers, effective July 1, 2012, various duties regarding mentally ill persons subject to hospitalization by a probate court from community behavioral health boards to ODMH.	No provision.
Repeals current law that makes the county of residence of an individual with mental illness responsible for the necessary expense of returning the individual to the individual's county of residence and regular probate court fees and expenses incident to an order of hospitalization, effective July 1, 2012.	Same as the Executive, but removes the delayed effective date.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Potential decrease in costs of civil bed days utilized at state psychiatric hospitals.	**Fiscal effect: None.**

DMHCD18 Exchange of Confidential Health Information by ODMH-Licensed Hospitals

R.C. ***5122.31***	**R.C.** ***5122.31***
Authorizes hospitals licensed by ODMH to exchange with other health care providers a patient's psychiatric records and other pertinent information if the purpose of exchanging the confidential information is to facilitate the continuity of the patient's care.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

DMHCD25 Qualified Immunity of Facilities and Agencies

R.C. ***5122.341***	**R.C.** ***5122.341***
Grants members of a board of directors and employees of a facility or agency in which ODMH places a person committed to ODMH qualified immunity for injury or damages the person suffers.	Same as the Executive, but revises the provision to reflect the revisions made to the bill's provisions that transfer various duties regarding the commitment of individuals with mental illness from community behavioral health boards to ODMH.
Fiscal effect: If an injury occurs to a person at a facility or agency in which ODMH places a person committed to ODMH, reduced legal costs because of qualified immunity.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DMHCD1 Forensic Services	
Section: ***337.10.10***	**Section:** ***337.10.10***
Requires that funds in GRF appropriation item 322401, Forensic Services, be used to provide psychiatric services to courts of common pleas and to conduct evaluations of patients of forensic status in facilities operated or designated by ODMH prior to conditional release to the community. Allows for a portion of the appropriation to be directed as follows:	Same as the Executive.
(1) allocated through community behavioral health boards to certified community agencies in accordance with a distribution methodology developed by the ODMH Director;	Same as the Executive.
(2) to provide forensic monitoring and tracking of individuals on conditional release and forensic training; and	Same as the Executive.
(3) to support projects that 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.	Same as the Executive.
DMHCD2 Residency Traineeship Programs	
Section: ***337.20.10***	**Section:** ***337.20.10***
Requires that GRF appropriation item 333402, Resident Trainees, be used to fund training agreements entered into by the ODMH Director for the development of curricula and the provision of training programs to support public mental health services.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DMHCD3 Pre-Admission Screening Expenses	
Section: ***337.20.20***	**Section:** ***337.20.20***
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.
DMHCD4 Lease Rental Payments	
Section: ***337.20.30***	**Section:** ***337.20.30***
Requires that ODMH use GRF appropriation item 333415, Lease Rental Payments, to pay the Ohio Public Facilities Commission pursuant to leases and agreements made under state law regarding capital facilities for mental health. 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.
DMHCD5 Hospital Services	
Section: ***337.20.50***	**Section:** ***337.20.50***
Requires that GRF appropriation item 334412, Hospital Services, be used for the operation of ODMH's state regional psychiatric hospitals, including civil and forensic commitment, treatment, and discharge, as determined by ODMH.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Specifies that a portion of the appropriation may be used to create, purchase, or contract for the custody, supervision, control, and treatment of individuals committed to ODMH in other clinically appropriate environments, consistent with public safety.	Same as the Executive.

DMHCD7 Flexible Funding for Families and Children

Section: ***337.30.10***	**Section:** ***337.30.10***
Permits any community behavioral health board that receives allocations from ODMH through GRF appropriation item 335405, Family & Children First, in collaboration with the county family and children first council, to transfer portions of those allocations to a flexible funding pool.	Same as the Executive.
Fiscal effect: May provide county councils with some financial flexibility to provide services to children and families.	**Fiscal effect: Same as the Executive.**

DMHCD8 Community Medication Subsidy

Section: ***337.30.20***	**Section:** ***337.30.20***
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. Specifies that allocation to local boards may be in accordance with a distribution methodology determined by the ODMH Director.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DMHCD10 Local Mental Health Systems of Care	
Section: ***337.30.40***	**Section:** ***337.30.40***
Requires that GRF appropriation item 335505, Local Mental Health Systems of Care, be used by community behavioral health boards to purchase mental health services authorized by the ODMH Director.	Same as the Executive, but specifies that the services boards may purchase are those permitted under Chapter 340. of the Revised Code.
Fiscal effect: This line item is being used to consolidate the sources of state funding for community mental health services and has been increased over FY 2011 estimated expenditures to partially offset the proposed decrease and discontinuance of other line items. Given the executive recommendation, collectively, boards will receive about $15 million less in FY 2012 than in FY 2011 to provide services for individuals not eligible for Medicaid.	**Fiscal effect: Same as the Executive.**
DMHCD12 Behavioral Health Medicaid Services	
Section: ***337.30.60***	**Section:** ***337.30.60***
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.

Executive	As Reported by House Finance and Appropriations
DMHCD13 Family and Children First Flexible Funding Pool	
Section: ***337.30.70***	**Section:** ***337.30.70***
Permits a county family and children first council to create and operate a flexible funding pool in order to assure access to needed services by families, children, and older adults in need of protective services. Requires operation of the funding pool under specified restrictions.	Same as the Executive.
Fiscal effect: May provide county councils with some financial flexibility to provide services to children and families.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DNRCD2 Natural Resources Publications Fund Repeal	
R.C. ***1501.031, (Repealed), Section 512.60***	**R.C.** ***1501.031, (Repealed), Section 512.60***
Repeals the section of the Revised Code establishing the Natural Resources Publications and Promotional Materials Fund (Fund 5080);	Same as the Executive.
Requires the Director of Budget and Management to transfer the remaining cash balance in the fund as of July 1, 2011 to the Departmental Projects Fund (Fund 1550) and the Geological Mapping Fund (Fund 5110), and to cancel all outstanding encumbrances against SSR Fund 5080 appropriation item 725684, Natural Resources Publications, and re-establish them against GSF Fund 1550 appropriation item 725601, Departmental Projects, and SSR Fund 5110 appropriation item 725646, Ohio Geological Mapping;	Same as the Executive.
Abolishes the Natural Resources Publications and Promotional Materials Fund upon completion of the transfer and requires all moneys from the sales of departmental publications and promotional materials as of July 1, 2011 to be credited to the Departmental Projects Fund (Fund 1550) or the Geological Mapping Fund (Fund 5110) as determined by the Director.	Same as the Executive.
Fiscal effect: Gains in publication revenues to the Departmental Projects Fund (Fund 1550) and the Geological Mapping Fund (Fund 5110) would offset the elimination of the Natural Resources Publications and Promotional Materials Fund (Fund 5080).	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DNRCD10 Forestry Personal Service Contracts	
R.C. *1503.05*	**R.C. *1503.05***
Authorizes the Chief of the Division of Forestry to enter into personal services contracts for consulting services to assist in the sale of timber, forest products, and related inventory. Requires compensation for such consulting services to be paid from the proceeds of the sales that are the subject of the contract.	Same as the Executive.
Fiscal effect: Potential increase in expenditures from the State Forest Fund (Fund 5090) to pay personal services contracts, which may be offset by timber sales.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DNRCD6 Division of Geological Survey	
R.C. ***1505.01, 1505.011, 1505.04-1505.06, 1505.09, 1505.11, 1505.99***	**R.C.** ***1505.01, 1505.011, 1505.04-1505.06, 1505.09, 1505.11, 1505.99***
Revises the duties of the Division of Geological Survey to (1) include dolomite, aggregates, sand, gravel, oil, and natural gas in the list of materials collected and studied by the Division; (2) add environmental, health, welfare, and public safety concerns to the list of considerations for its studies and reports; (3) require the making and storing of maps, diagrams, profiles, and geologic sections to be cataloged and available in perpetuity and to add data, records, rock cores, and samples as other information that must be so cataloged and made available; (4) authorize the Division to collaborate with other state agencies, other state governments, or the federal government on geological issues, and requires such collaboration when requested by such entities; (5) permit the Division to create custom maps, data sets, or other products for government agencies, colleges and universities, and other persons; and (6) permit the Division to provide information on the geology of the state to such entities.	Same as the Executive.
Specifies that any custom maps, data sets, or other products created by the Division for colleges and universities, governmental agencies, or other persons are intellectual property records under the Public Records Law. Requires such records for persons to be held confidential pursuant to a contract and authorizes such records for colleges and universities and governmental agencies to be held confidential pursuant to a contract.	Same as the Executive.
Requires the Chief of the Division of Geological Survey to adopt rules that establish fee schedules for requests for (1) data from geologic records, maps, and samples that may include the costs of specialized storage, programming,	Same as the Executive, but further requires that any revision to a fee schedule be made in rules under Chapter 119. of the Revised Code.

Executive	As Reported by House Finance and Appropriations
labor, research, retrieval, data manipulation, and copying and mailing; and (2) custom maps, data sets, and other custom products, and for providing geological information that may include the costs of labor, research, analysis, equipment, and technology. Permits the Chief to waive a fee for a student enrolled in an institution of higher education. Requires any revision to a fee schedule to be reviewed by the Ohio Geology Advisory Council and approved by the Director of Natural Resources. Requires all revenue from such fees to be deposited in the Geological Mapping Fund (Fund 5110).	
Adds geologic hazards and energy resources to the list of subjects on which reports and maps funded by the Geological Mapping Fund may be produced.	Same as the Executive.
Requires any person who fails to comply with well log filing requirements to be fined not less than $100 and not more than $1,000 for a first offense, and not less than $1,000 but not more than $2,000 for a second and any subsequent offense.	Same as the Executive.
Fiscal effect: Potential gain in fee and fine revenues to the Geological Mapping Fund (Fund 5110).	**Fiscal effect: Same as the Executive.**

DNRCD27 Oil and Gas Law Changes

	R.C. ***1509.01, 1509.02-1509.022, 1509.04***
No provision.	Adds oil and gas well stimulation and completion as an aspect of the Division of Oil and Gas Resources Management's statewide comprehensive plan, and specifies that the plan includes site construction and the permitting of discharges related to site construction and restoration.
No provision.	Prohibits a new oil or gas well or tank battery from being located within 50 feet of a stream, river, watercourse, water well, pond, lake, or other body of water, but authorizes the

Executive	As Reported by House Finance and Appropriations
	Chief of Oil and Gas Resources Management to reduce that distance the Chief deems it necessary to reduce the impacts to the owner of the land or to protect public safety or the environment.
No provision.	Allows the surface location of a new directionally drilled well to be located on a parcel that is not part of the well's drilling unit if the surface location is in compliance with setback requirements.
No provision.	Expands the definition of "production operation."
No provision.	Authorizes the Chief of Oil and Gas Resources Management to issue compliance notices.

DNRCD4 **Division of Oil and Gas Resources Management**

R.C. ***1509.02, 121.04, 124.24, 1501.022, 1509.01, 1509.021, 1509.03-1509.15, 1509.17, 1509.181, 1509.19, 1509.21-1509.29, 1509.31-1509.34, 1509.36, 1509.38, 1509.40, 1509.50, 1510.01, 1510.08, 1561.06, 1561.12, 1561.13, 1561.35, 1561.49, 1563.06, 1563.24, 1563.28, 1571.01, 1571.012-1571.014, 1571.02-1571.06, 1571.08-1571.11, 1571.14, 1571.16, 1571.18, 1571.99, 3750.081, 6111.044, Section 515.20***	**R.C.** ***1509.02, 121.04, 124.24, 1501.022, 1509.01, 1509.021, 1509.03-1509.15, 1509.17, 1509.181, 1509.19, 1509.21-1509.29, 1509.31-1509.34, 1509.36, 1509.38, 1509.40, 1509.50, 1510.01, 1510.08, 1561.06, 1561.12, 1561.13, 1561.35, 1561.49, 1563.06, 1563.24, 1563.28, 1571.01, 1571.012-1571.014, 1571.02-1571.06, 1571.08-1571.11, 1571.14, 1571.16, 1571.18, 1571.99, 3750.081, 6111.044, Section 515.20***
Creates the Division of Oil and Gas Resources Management in the Department of Natural Resources and transfers to it all current functions and duties of the Division of Mineral Resources Management related to oil and gas.	Same as the Executive.
Fiscal effect: No change in revenues or expenditures for oil and gas programs, but creates a new organizational division to house these existing functions.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

DNRCD3 **Absorption of Division of Natural Areas and Preserves by the Division of Parks and Recreation**

R.C. ***1517.02, (1541.51), 109.71, 121.04, 145.01, 317.08, 742.63, 1501.04, 1501.45, 1506.35, 1513.02, 1517.01 (1541.50), 1517.021 (1541.52), 1517.03-1517.13 (1541.53-1541.64), 1517.21-1517.26 (1541.80-1541.85), 1518.01-1518.05 (1541.70-1541.74), 1531.131, 1531.17, 1541.99, 2935.01, 2935.03, 3714.03, 5709.09, 5747.113, Sections 512.50 and 515.10, Repealed: R.C. 1517.99, 1518.99***

Eliminates the Division of Natural Areas and Preserves and transfers all of the Division's current duties and responsibilities to the Division of Parks and Recreation.	No provision.
Eliminates the Natural Areas and Preserves Law Enforcement Fund (Fund 5EK0) and transfers the remaining balance in that fund to the Parks and Recreation Law Enforcement Fund (Fund 5EM0); requires the Director of Budget and Management to cancel existing encumbrances against SSR Fund 5EK0 appropriation item 725611, Natural Areas and Preserves Law Enforcement, and re-establish them against Fund 5EM0 appropriation item 725613, Park Law Enforcement, and also appropriates the transferred amount to appropriation item 725613; and abolishes Fund 5EK0 upon completion of the transfer.	No provision.
Renames the Natural Areas and Preserves Fund (Fund 5220) the Natural Areas and Preserves and State Parks Fund, and adds acquisition of parks and recreation properties; parks and recreation projects; and maintenance, repair, and renovation of parks and recreation facilities to the list of purposes for which money in the fund may be used.	No provision.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Potential consolidation of administrative costs for parks and natural areas and preserves; essentially codifies organizational changes begun in the FY 2010-FY 2011 biennium.	

DNRCD7 Transfer of Ohio Natural Heritage Database to Division of Wildlife

R.C. ***1531.04, 1517.02***	**R.C.** ***1531.04, 1517.02***
Transfers the management of the Ohio Natural Heritage Database from the Division of Natural Areas and Preserves to the Division of Wildlife, and requires the Chief of the Division of Wildlife, in addition to the Chief of the Division of Parks and Recreation, to prepare and maintain surveys and inventories of rare and endangered species of plants and animals and other unique natural features for inclusion in the database.	Same as the Executive.
Fiscal effect: Moves the costs of the database and related duties to the Wildlife Fund (Fund 7015).	**Fiscal effect: Same as the Executive.**

DNRCD26 Oil and Natural Gas Drilling on State Park Land

R.C. ***1541.03, 1541.25, 1541.26***	**R.C.** ***1541.03, 1541.25, 1541.26***
Authorizes the Chief of the Division of Parks and Recreation, with the approval of the Director of Natural Resources, to sell, lease, or transfer minerals or mineral rights, specifically oil or natural gas, on state-owned lands administered by the Division, and to enter into contracts for drilling for oil and gas.	Same as the Executive.
Requires money collected from oil and gas leases to be credited to the State Park Fund (Fund 5120), and requires money collected from oil and gas royalties to be credited to the Parks Mineral Royalties Trust Fund.	Same as the Executive.
Creates the Parks Mineral Royalties Trust Fund in the custody of the Treasurer of State and in the state treasury;	Same as the Executive, but clarifies that the Parks Mineral Royalties Trust Fund is a custodial fund that is not a part of

Executive	As Reported by House Finance and Appropriations
requires money in the Trust Fund to be used by the Division for capital improvements, maintenance, repairs, and renovations on state properties administered by the Division.	the state treasury.
Creates the Parks Mineral Royalties Fund in the State Treasury; specifies that the fund is to consist of investment earnings of the Parks Mineral Royalties Trust Fund and any principal transferred from the Trust Fund; and authorizes the annual transfer of up to 10% of the principal of the Trust Fund to the Parks Mineral Royalties Fund.	Same as the Executive.
Requires money in the Parks Mineral Royalties Fund to be used to facilitate capital improvements, maintenance, repairs, and renovations on state properties administered by the Division of Parks and Recreation.	Same as the Executive.
Fiscal effect: Gain in revenues from lease payments to the State Park Fund (Fund 5120); gain in revenues from royalties to the newly created Parks Mineral Royalties Trust Fund and Parks Mineral Royalties Fund. Revenues would depend upon land valuations, royalty rates, oil and gas prices, and other factors.	**Fiscal effect: Same as the Executive.**

DNRCD8 Sale of Timber and Forest Products on State Park Land

R.C. ***1541.05***	**R.C.** ***1541.05***
Allows the Chief of the Division of Parks and Recreation to sell or otherwise lawfully dispose of forest products that require management for specified reasons, in addition to timber as provided in current law, and adds the implementation of sustainable forestry practices to the list of reasons for selling or disposing of timber or forest products.	Same as the Executive.
Allows the Chief of the Division of Parks and Recreation to enter into a memorandum of understanding with the Chief of the Division of Forestry to allow the Division of Forestry	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
to manage the sale of timber and forest products on the lands of the Division of Parks and Recreation.	
Requires 75% of the proceeds from the sale of timber or forest products on Division of Parks and Recreation lands to be credited to the State Park Fund (Fund 5120), and 25% to be credited to the State Forest Fund (Fund 5090).	Same as the Executive.
Fiscal effect: Potential increase in revenues to the State Park Fund (Fund 5120) and the State Forest Fund (Fund 5090) from timber and forest product sales on state park lands.	**Fiscal effect: Same as the Executive.**

DNRCD9 Transfer from the Coal Workers' Pneumoconiosis Fund to the Mine Safety Fund

R.C. ***4131.03***	**R.C.** ***4131.03***
Requires the Administrator of Workers' Compensation, when requested by the Director of Natural Resources, to transfer annually an amount not to exceed $3,000,000, rather than an unspecified amount as in current law, from the investment earnings of the Coal Workers' Pneumoconiosis Fund to the Mine Safety Fund (Fund 5CU0).	Same as the Executive, but authorizes an additional annual transfer of up to $1,500,000 to the Coal Mining Administration and Reclamation Reserve Fund (Fund 5260) during the biennium.
Fiscal effect: Caps the annual amount that may be transferred to the Mine Safety Fund at $3,000,000.	**Fiscal effect: Same as the Executive, but authorizes an additional amount not to exceed $1,500,000 annually to be transferred to the Coal Mining Administration and Reclamation Reserve Fund (Fund 5260).**

Executive	As Reported by House Finance and Appropriations
DNRCD12 Central Support Indirect	
Section: ***343.20***	**Section:** ***343.20***
Requires, with the exception of the Division of Wildlife, the Department of Natural Resources to utilize a methodology for determining each division's payments into the Central Support Indirect Fund (Fund 1570). Requires the methodology to have administrative ease and uniform application in compliance with federal grant requirements. Permits the methodology to include direct cost charges for specific services.	Same as the Executive.
DNRCD13 Well Log Filing Fees	
Section: ***343.30***	**Section:** ***343.30***
Requires the Chief of the Division of Soil and Water Resources to deposit well log filing fees into the Departmental Projects Fund (Fund 1550).	Same as the Executive.
DNRCD14 Lease Rental Payments	
Section: ***343.40***	**Section:** ***343.40***
Requires GRF appropriation item 725413, Lease Rental Payments, to be used to meet all required payments during the period July 1, 2011 through June 30, 2013 pursuant to leases under section 154.22 of the Revised Code, and specified that these appropriations are the source of funds for bond service charges for obligations pledged under that section.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DNRCD15 Canal Lands	
Section: ***343.40***	**Section:** ***343.40***
Requires GRF appropriation item 725456, Canal Lands, to be used to transfer funds to the Canal Lands Fund (Fund 4300) to provide operating expenses for the Canal Lands Program, subject to approval by the Director of Budget and Management.	Same as the Executive.
DNRCD16 Natural Resources General Obligation Debt Service	
Section: ***343.40***	**Section:** ***343.40***
Requires GRF appropriation item 725903, Natural Resources General Obligation Debt Service, to be used to pay all debt service and related financing costs during the period July 1, 2011 through June 30, 2013 on obligations issued under sections 151.01 and 151.05 of the Revised Code.	Same as the Executive.
DNRCD17 Law Enforcement Administration	
Section: ***343.40.10***	**Section:** ***343.40.10***
Requires GSF Fund 2230 appropriation item 725665, Law Enforcement Administration, to be used to cover support, coordination, and oversight costs of the Department of Natural Resources' law enforcement functions. Requires Fund 2230 to consist of cash transferred to it via intrastate transfer voucher from other funds as determined by the directors of Natural Resources and Budget and Management.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DNRCD18 Fountain Square	
Section: ***343.40.20***	**Section:** ***343.40.20***
Requires GSF Fund 6350 appropriation item 725664, Fountain Square Facilities Management, to be used for payment of repairs, renovation, utilities, property management, and building maintenance expenses for the Fountain Square complex, and requires Fund 6350 to consist of cash transferred to it from other divisions and rental income via intrastate transfer voucher.	Same as the Executive.
DNRCD19 Soil and Water Districts	
Section: ***343.40.30***	**Section:** ***343.40.30***
Permits the Director of Natural Resources to use SSR Fund 5BV0 appropriation item 725683, Soil and Water Districts, to pay any soil and water district an annual amount of up to $40,000, in addition to payments authorized by section 1515.10 of the Revised Code, upon receipt of a request and justification from the district and approval by the Soil and Water Conservation Commission. Requires county auditors to deposit such payments in county soil and water district funds, and requires such moneys to be spent for the purposes of soil and water districts.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DNRCD20 Oil and Gas Well Plugging	
Section: ***343.40.30***	**Section:** ***343.40.30***
Requires SSR Fund 5180 appropriation item 725677, Oil and Gas Well Plugging, to be used exclusively for the purposes of plugging idle and abandoned oil and gas wells and properly restoring land surfaces. Prohibits the appropriation item from being used for salaries, maintenance, equipment, or any other administrative costs except those directly attributable to plugging a well, or for the transfer of cash to any other fund or appropriation item.	Same as the Executive.
DNRCD21 Litter Control and Recycling	
Section: ***343.40.30***	**Section:** ***343.40.30***
Requires up to $1,500,000 in each fiscal year from SSR Fund 5320 appropriation item 725644, Litter Control and Recycling, to be used for the administration of the Recycling and Litter Prevention Program.	Same as the Executive.
DNRCD22 Clean Ohio Operating Expenses	
Section: ***343.40.40***	**Section:** ***343.40.40***
Requires Clean Ohio Conservation Fund Group Fund 7061 appropriation item 725405, Clean Ohio Operating, to be used to administer projects under the Clean Ohio Trail Fund (Fund 7061) pursuant to section 1519.05 of the Revised Code.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DNRCD23 Watercraft Marine Patrol	
Section: ***343.40.50***	**Section:** ***343.40.50***
Requires up to $200,000 in each fiscal year from Waterways Safety Fund Group Fund 7086 appropriation item 739401, Division of Watercraft, to be used for the purchase of equipment for qualifying marine patrols, and requires proposals for equipment to accompany an application for a marine patrol subsidy loaned to eligible patrols pursuant to a cooperative agreement between the patrol and the Department of Natural Resources.	Same as the Executive.
DNRCD28 Transfer for Caesar Creek Marina	
	Section: ***343.40.60***
No provision.	Authorizes the transfer of up to $4,000,000 in cash from the Watercraft Revolving Loan Fund (Fund 5AW0) to the Waterways Safety Fund (Fund 7086) to support a marina project at Caesar Creek State Park.
DNRCD24 Parks Capital Expenses Fund	
Section: ***343.50***	**Section:** ***343.50***
Requires the Director of Natural Resources to submit to the Director of Budget and Management the estimated costs of design, engineering, and planning for capital projects to be undertaken by DNR staff under the Ohio Parks and Recreation Improvement Fund (Fund 7035); requires approved costs to be released from Fund 7035 appropriation item C725E6, Project Planning; requires these costs to be paid for from the Parks Capital Expenses Fund (Fund 2270); and requires expenses paid from Fund 2270 to be reimbursed from Fund 7035.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DNRCD25 NatureWorks Capital Expenses Fund	
Section: ***343.50***	**Section:** ***343.50***
Requires the Department of Natural Resources to periodically submit to the Director of Budget and Management the estimated design, planning, and engineering costs of capital projects to be performed by DNR staff under the Ohio Parks and Natural Resources Fund (Fund 7031); requires approved costs to be released from Fund 7031 appropriation item C725E5, Project Planning; requires these expenses to be paid from the Capital Expenses Fund (Fund 4S90); and requires expenses paid from Fund 4S90 to be reimbursed from Fund 7031.	Same as the Executive.
DNRCD11 Conservation Program Delivery Task Force	
Section: ***715.10***	**Section:** ***715.10***
Requires the Soil and Water Conservation Commission to create a Conservation Program Delivery Task Force to provide recommendations to the Director of Natural Resources on advancing effective and efficient operations of Soil and Water Conservation Districts.	Same as the Executive.
Requires the chair of the Commission to appoint no more than nine members to the Task Force, to consist of members of Soil and Water Conservation District boards of supervisors and other individuals from diverse geographic areas of the state. Permits appointees to include members of the Ohio Federation of Soil and Water Conservation Districts, the U.S. Department of Agriculture's Natural Resources Conservation Service, the County Commissioners Association of Ohio, the Ohio Municipal League, and the Ohio Township Association, and permits the Task Force to consult with those organizations.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires the chair of the Commission or another person appointed by the chair to serve as chair of the Task Force.	Same as the Executive.
Requires members of the Task Force to serve without compensation or reimbursement for expenses and requires the Department of Natural Resources' Division of Soil and Water Resources to provide administrative support to the Task Force.	Same as the Executive.
Requires the Task Force to hold its first meeting no later than September 1, 2011 and submit a final report to the Director and the Commission no later than December 31, 2011, and abolishes the Task Force after that date.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
ODBCD2 Optician Licensure Application Fee	
R.C. ***4725.48, 4725.50***	**R.C.** ***4725.48, 4725.50***
Removes the graduated fee schedule for an optician licensure application and makes the fee $50, regardless of which quarter of the calendar year the application is submitted.	Same as the Executive.
Fiscal effect: Estimated annual gain of $3,700 in revenue to be deposited into the Occupational Licensing Regulatory Fund (Fund 4K90).	**Fiscal effect: Same as the Executive.**
ODBCD1 Optician Apprentice Registration Fees	
R.C. ***4725.52***	**R.C.** ***4725.52***
Increases to $20 (from $10) the initial and annual optician apprentice registration fees.	Same as the Executive.
Fiscal effect: Estimated annual gain of $19,690 in revenue to be deposited into the Occupational Licensing Regulatory Fund (Fund 4K90).	**Fiscal effect: Same as the Executive.**
ODBCD3 Reciprocity Licensure Fee for Out-of-State Opticians	
R.C. ***4725.57***	**R.C.** ***4725.57***
Decreases to $50 (from $75) the reciprocity fee for out-of-state opticians seeking licensure in Ohio. Clarifies the requirements that must be met to receive an Ohio license by reciprocity.	Same as the Executive.
Fiscal effect: Negligible loss of fee revenue that is deposited into the Occupational Licensing Regulatory Fund (Fund 4K90).	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
OPTCD1 Fees for Optometrists	
R.C. ***4725.34***	**R.C.** ***4725.34***
Increases fees charged to optometrists as follows: certificate of licensure (initial and renewal) increases to $130 (from $110); therapeutic pharmaceutical agents certificate (initial and renewal) increases to $45 (from $25); renewal of a topical ocular pharmaceutical certificate increases to $45 (from $25); late completion or submission, or both, of continuing optometric education increases to $125 (from $75); and late renewal of one or more expired certificates increases to $125 (from $75).	Same as the Executive.
Fiscal effect: Estimated annual gain of $89,900 in revenue to be deposited into the Occupational Licensing Regulatory Fund (Fund 4K90).	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
PRXCD1 Private Contracting Authority	
	R.C. *4729.021*
(1) No provision.	(1) Authorizes the State Board of Pharmacy to enter into contracts with private entities for the furtherance of its duties and requires the Board to have a preference for contracting with Ohio-based companies.
(2) No provision.	(2) Requires any revenue received by the Board from such contracts to be deposited into the Occupational Licensing and Regulatory Fund (Fund 4K90), and permits such revenue to be used for any purpose determined by the Board to be relevant to its duties, including the establishment and maintenance of a database to monitor the misuse and diversion of controlled substances and other dangerous drugs. **Fiscal effect: The Board plans to use this authority initially to contract with a private entity to assist the Board in identifying manufacturers that should be, but are not currently, licensed by the Board. The amount of additional revenue that might be generated by this or other contracts is uncertain.**

Executive	As Reported by House Finance and Appropriations
PUBCD1 **Indigent Defense Office**	
Section: ***363.10***	**Section:** ***363.10***
Requires that GRAF appropriation item 019404, Trumbull County - State Share, and SIR appropriation item 019610, Trumbull County - County Share, be used to support an indigent defense office for Trumbull County.	Same as the Executive.
PUBCD2 **Multi-County Office**	
Section: ***363.10***	**Section:** ***363.10***
Requires that GRAF appropriation item 019403, Multi-County: State Share, and SIR appropriation item 019601, Multi-County: County Share, be used to support the Commission's Multi-County Branch Office Program.	Same as the Executive.
PUBCD3 **Training Account**	
Section: ***363.10***	**Section:** ***363.10***
Requires that GRAF 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.

Executive	As Reported by House Finance and Appropriations
PUBCD4 Federal Representation	
Section: ***363.10***	**Section:** ***363.10***
Requires that FED Fund 3S80 appropriation item 019608, Federal Representation, be used to receive reimbursements from the federal courts for providing legal representation in federal court cases and to support representation in such cases.	Same as the Executive.

Executive		As Reported by House Finance and Appropriations
DPSCD53	**Freemason License Plates**	
		R.C. ***4503.70***
No provision.		Requires persons who obtain Freemason license plates to be members in good standing of the Grand Lodge of Free and Accepted Masons of Ohio. **Fiscal effect: None.**
DPSCD55	**Entirely Electronic Remedial Driving Course**	
		R.C. ***4510.037, 4510.038***
(1) No provision.		(1) Allows the Director of Public Safety to approve a course of remedial driving instruction that permits students to the take the entire course electronically, rather than only 50% of the course as currently allowed.
(2) No provision.		(2) Requires the Registrar of Motor Vehicles to approve a two-point reduction in a person's driving record upon receiving a certificate of completion of an entirely electronic remedial driving course (the two-point reduction already applies to a person receiving a certificate of completion under current law). **Fiscal effect: None.**
DPSCD56	**Motor Vehicle Dealers**	
		R.C. ***4517.12, 4517.04, 4517.09, 4517.24***
(1) No provision.		(1) Repeals the requirement that motor vehicle dealers applying for a license demonstrate that they will provide each customer a binding agreement ensuring that the customer has the right to have the vehicle repaired at a dealer who is licensed to sell the same line of vehicles.

Executive	As Reported by House Finance and Appropriations
(2) No provision.	(2) Requires that applications for licenses to sell new motor vehicles as a dealer be made biennially, as opposed to annually.
(3) No provision.	(3) Requires that applications for licenses to act as a new motor vehicle salesperson be made biennially, as opposed to annually.
(4) No provision.	(4) Repeals an exception that permits two or more motor vehicle dealers to sell manufactured or mobile homes in the same manufactured home park without having to agree to joint, several, and personal liability arising from their engaging in business at the same location. **Fiscal effect: Allowing the Motor Vehicle Dealers Board to process license applications biennially rather than annually may reduce administrative costs.**

DPSCD54 **Liquor Enforcement Appropriation**

	Section: ***610.10***
No provision.	Amends Section 205.10 of H.B. 114 of the 129th General Assembly to reduce LCF appropriation item 767321, Liquor Enforcement – Operating, by $1,447,178 in FY 2012, from $11,897,178 to $10,450,000, and by $1,297,178 in FY 2013, from $11,897,178 to $10,600,000.

Executive	As Reported by House Finance and Appropriations
PUCCD3 **Recalculation of Rates for Reduced OCC Appropriation**	
	R.C. ***4909.15, 4928.18***
No provision.	Requires the Public Utilities Commission of Ohio (PUCO) to recalculate public utilities' rates, for utilities that do not pay the minimum Office of Consumers' Counsel (OCC) assessment, by the end of 2011 for closed rate cases, based on payments of assessments calculated in accordance with the reduced appropriation amount for the OCC contained in the bill. **Fiscal effect: Under existing law, OCC operations are funded by assessments on regulated utilities, with the amount assessed determined by the amount appropriated to GSF item 053601. The appropriation to this line item is reduced by about $4.4 million (51%) from FY 2011 to FY 2012. This provision ensures that the reduction in the amount appropriated is returned to the customers of utilities affected by the provision, rather than being retained by the utility.**

Executive	As Reported by House Finance and Appropriations
PUCCD2 Utility Radiological Safety Board Assessments	
Section: ***506.10***	**Section:** ***506.10***
Specifies, absent contractual agreement, the maximum amounts that may be assessed against each nuclear electric utility under R.C. 4937.05 on behalf of four state agencies and deposited into the specified funds as follows: (1) $131,785 in each fiscal year to the Utility Radiological Safety Fund (Fund 4E40) used by the Department of Agriculture; (2) $930,525 in FY 2012 and $930,576 in FY 2013 to the Radiation Emergency Response Fund (Fund 6100) used by the Department of Health; (3) $279,838 in FY 2012 and $279,966 in FY 2013 to the ER Radiological Safety Fund (Fund 6440) used by the Environmental Protection Agency; and (4) $1,415,945 in each fiscal year to the Emergency Response Plan Fund (Fund 6570) used by the Department of Public Safety. **Fiscal effect: Less than $2.8 million in each fiscal year will be assessed against nuclear electric utilities and made available to the four state agencies for their statutory purposes.**	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
PWCCD10 Local Government Integrating and Innovation Committees	
	R.C. ***122.085, 122.088, 122.0810, 122.0816, 122.0819, 122.65, 122.652, 122.653, 122.657, 164.02, 164.04, 164.05, 164.051, 164.06, 164.08, 164.14, 164.21, 164.30, 5751.20; Section 367.10***
(1) No provision.	(1) Earmarks $50 million of commercial activity tax revenue each year to fund grants to local governments to help cover costs of implementing or enhancing shared services.
(2) No provision.	(2) Specifies that allowable expenses of the grants include costs of making the transition to shared services, establishing shared services, and paying for the initial operations of the shared services; prohibits the costs of ongoing operations of shared services as an allowable expense.
(3) No provision.	(3) Requires grants to be awarded on the basis of projected cost efficiencies, provided that no more than $250,000 may be awarded to each applicant for each service sharing proposal; requires at least 20% of grant money to be awarded to townships and permits up to 30% to be awarded to governments in fiscal emergency primarily because of reductions in federal, state, and local revenue since 2008.
(4) No provision.	(4) Makes the existing district public works integrating committees (renamed under the amendment as local government integrating and innovation committees) that currently allocate state bond-funded infrastructure assistance among local governments responsible for selecting grant recipients.
(5) No provision.	(5) Specifies that up to 3% of the money credited to the Local Government Integrating and Innovation Fund (Fund 5KJ0) may be used by the Director of PWC to defray the

Executive	As Reported by House Finance and Appropriations
	costs of PWC or of the local government integrating and innovation committees in administering the grant program.
(6) No provision.	(6) Requires SSR Fund 5KJ0 appropriation item 150600, Local Government Integrating and Innovation, to be used to make awards to political subdivisions that implement or enhance shared services or efficiencies pursuant to R.C. 164.30. **Fiscal effect: Earmarks $50 million that would otherwise go to the state GRF, the School District Tangible Property Tax Replacement Fund, or the Local Government Tangible Property Tax Replacement Fund. Under current law the GRF would receive 5.3% of revenue from the tax in FY 2012 and 10.6% in FY 2013, but these percentages are changed by the current version of the bill.**

PWCCD6 Conservation General Obligation Debt Service

Section: ***367.10***	**Section:** ***367.10***
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.

PWCCD7 State Capital Improvements General Obligation Debt Service

Section: ***367.10***	**Section:** ***367.10***
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.

Executive	As Reported by House Finance and Appropriations
PWCCD8 Clean Ohio Operating Expenses	
Section: ***367.10***	**Section:** ***367.10***
Requires Clean Ohio Conservation Fund appropriation item 150403, Clean Ohio Operating Expenses, to be used by the Ohio Public Works Commission to administer Clean Ohio Conservation Fund (Fund 7056) projects pursuant to sections 164.20 to 164.27 of the Revised Code, which concerns the review and approval of project applications, natural resource assistance councils, policies for open space acquisition, and so forth.	Same as the Executive.
PWCCD9 Reimbursement to the General Revenue Fund	
Section: ***367.10***	**Section:** ***367.10***
Requires the Director of PWC, on or before July 15, 2013, 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 2012-FY 2013 biennium and (2) any excess investment earnings credited to the Clean Ohio Conservation Fund (Fund 7056). Requires the Director of OBM to transfer any 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.
Fiscal effect: Offsets the GRF disbursements by the Department of Agriculture for the operating expenses of the Office of Farmland Preservation.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
RACCD2 **Thoroughbred Racing: Extended Times**	
	R.C. ***3769.07***
No provision.	Extends to 11:00 p.m. the current exception allowing the 7:00 and 8:00 p.m. closing times for horse racing to be extended to 9:00 p.m. for any running horse-racing meeting conducted between May 15 and September 15 at a track that is located more than 25 miles from a track located in Ohio where a light harness horse-racing meeting, other than a light harness horse-racing meeting at a county fair or independent fair, is being conducted and that is located less than 25 miles from a track located outside Ohio. **Fiscal effect: None.**
RACCD1 **Racing Facility Capital Improvement Tax Reduction Extension**	
	R.C. ***3769.20***
No provision.	Extends to December 31, 2017, from December 31, 2014, the final date on which a horse racing permit holder is eligible to take tax reductions to recover costs incurred in a renovation, reconstruction, or remodeling project costing at least $6 million at a race track.)The taxes reduced are those paid on amounts wagered on racing.) **Fiscal effect: May reduce tax revenues to funds used by the Racing Commission and to the Ohio Fairs Fund (Fund 7083). Amounts paid to the nursing home franchise permit fee fund (Fund 5R20) in the bill, that supports the Department of Aging's PASSPORT program, are excluded from such reductions.**

Executive	As Reported by House Finance and Appropriations
BORCD83 Term of the Chancellor	
	R.C. ***3333.03, 121.03, Section 630.12***
No provision.	Changes the term of the Chancellor of the Board of Regents (BOR) from five years to the term of the appointing Governor.
No provision.	Specifies that the Chancellor serves at the pleasure of the Governor, instead of permitting the Governor to remove the Chancellor only for inefficiency, dereliction of duties, ethics violations, falsification of files, or corruption.
	Fiscal effect: None.
BORCD84 In-state Tuition for Ohio High School Graduates	
	R.C. ***3333.31***
No provision.	Grants residency status, for purposes of in-state college tuition, to Ohio high school graduates who enroll in an institution of higher education and establish domicile in Ohio within 10 years of high school graduation, regardless of residence prior to enrollment.
	Fiscal effect: Potential increase in the number of undergraduate students eligible for State Share of Instruction (SSI) subsidy, which could result in a small decrease in the amount of subsidy funding per student.

Executive	As Reported by House Finance and Appropriations
BORCD62 Three-year Baccalaureate Degree Statements	
R.C. *3333.43*	**R.C. *3333.43***
Requires all state institutions of higher education that offer baccalaureate degrees to issue a statement describing a method of earning those degrees within three academic years consisting of the equivalent of two semesters each, as a condition of the Chancellor's reauthorization of those baccalaureate programs.	Same as the Executive, but removes the two-semester limit on the definition of an academic year.
Permits the statements to include, but not be limited to the following methods of earning credit: (1) advanced placement; (2) international baccalaureate; (3) courses offered by other institutions or earned through the post-secondary enrollment options program; (4) courses completed during the summer session immediately preceding the three-year period if the summer courses are available to at least 95% of students who apply to enroll in such courses; and (5) foreign language proficiency exam.	Same as the Executive, but eliminates the requirement that the summer courses in (4) immediately precede the three-year period and be available to at least 95% of students.
If one of the above methods requires a passing score, grade, or exam level to earn credit, requires that the statement specify the score, grade, or level.	No provision.
Prohibits the statements from requiring students to take more than a standard course load per term.	No provision.
Requires statements for 10% of programs by October 15, 2012, and 60% by June 30, 2014. Requires the programs with the greatest enrollments receive statements first.	Same as the Executive, but permits institutions to choose which programs receive statements first.
Requires institutions to post the statements on their websites and provide them to the Department of Education for distribution to school districts.	Same as the Executive.
Specifies that institutions do not have to include anything in their statements that would violate accreditation requirements.	Same as the Executive, but specifies that institutions do not have to "take any actions" that would violate accreditation requirements, rather than "include anything in their statements."

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Potential costs if institutions must increase course offerings in order to accommodate a student obtaining a degree in three years. Possible minimal cost to institutions for the creation of the three-year degree statements.	**Fiscal effect: Same as the Executive, but requirements are potentially easier to meet and, therefore, less costly.**

BORCD63 Choose Ohio First Scholarship Eligible Programs

R.C. ***3333.66***	**R.C.** ***3333.66***
Expands eligibility for Choose Ohio First grants to include colleges and universities that propose initiatives to award scholarships for graduate-level science, technology, engineering, math, or medicine teacher education students who establish domicile in Ohio and commit to teach for at least three years in a hard-to-staff Ohio school district. Specifies that priority may be given to candidates who graduated from an Ohio high school.	Same as the Executive.
Fiscal effect: May change the distribution of Choose Ohio First grants.	**Fiscal effect: Same as the Executive.**

BORCD78 Distance Learning Clearinghouse

R.C. ***3333.81, 3333.82, 3333.87***	**R.C.** ***3333.81, 3333.82, 3333.87***
Expands the entities required to adopt rules for the distance learning clearinghouse to include the State Board of Education in addition to the Chancellor, and specifies the rules be adopted in consultation with the Director of the Governor's Office of 21st Century Education.	Same as the Executive.
Eliminates a provision permitting the Chancellor to contract with another entity to administer the distance learning clearinghouse.	Same as the Executive.
Requires the eTech Ohio Commission, in consultation with the Chancellor and the State Board of Education, to distribute information about the clearinghouse in an easily	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
understandable format to students and parents.	
Fiscal effect: Increase in administrative costs for eTech for the development and distribution of information about the clearinghouse.	**Fiscal effect: Same as the Executive.**

BORCD79 Distance Learning Clearinghouse Location

R.C. ***3333.81, Section 371.60.70***	**R.C.** ***3333.81, Section 371.60.70***
Specifies that the distance learning clearinghouse is to be located at the Ohio Resource Center for Mathematics, Science, and Reading administered by the College of Education and Human Ecology at The Ohio State University. Requires the College to provide access to its online repository of educational content to offer courses from multiple providers at competitive prices for Ohio students.	Same as the Executive.
Requires the College to review the content of courses, assess their alignment with Ohio academic standards, and publish information about the degree of alignment.	Same as the Executive.
Requires the College to indicate a reasonable amount of academic credit to be earned for each course. Specifies that schools retain full authority to determine the actual credit awarded to their students.	Same as the Executive.
Specifies that fees charged for courses are to be set by course providers and permits the College to retain a percentage of the fee.	Same as the Executive.
Permits the College to establish policies to protect the proprietary interest or intellectual property of the educational content and courses in the clearinghouse. Permits the College to require end users to agree to the terms of any such policies before accessing the courses.	Same as the Executive.
Fiscal effect: Increase in expenditures for the College offset by fee revenue collected by the College.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
BORCD76 Distance Learning Clearinghouse Guidelines	
R.C. ***3333.81, 3333.82***	**R.C.** ***3333.81, 3333.82***
Establishes the following guidelines for the distance learning clearinghouse:	Same as the Executive.
(1) Requires all Ohio students to have access to high quality distance learning courses at any point in their educational careers;	(1) Same as the Executive.
(2) Requires all students to be able to customize their education using distance learning courses offered through the clearinghouse. Specifies that no eligible student is to be denied access to any course in the clearinghouse;	(2) Same as the Executive.
(3) Permits students to take distance learning courses for all or any portion of their curriculum requirements. Permits students to use a combination of distance learning courses and traditional classroom courses;	(3) Same as the Executive.
(4) Permits students to earn an unlimited number of academic credits through distance learning courses;	(4) Same as the Executive.
(5) Permits students to take distance learning courses at any time of the calendar year;	(5) Same as the Executive.
(6) Requires student advancement to be based on a demonstration of subject area competency instead of completion of any particular number of hours of instruction;	(6) Same as the Executive.
Fiscal effect: Presumably any additional costs related to the clearinghouse will be borne by the Board of Regents and, possibly, The Ohio State University.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
BORCD77 Distance Learning Clearinghouse School Involvement	
R.C. ***3333.81, 3333.83, 3333.84, 3333.85, 3313.603***	**R.C.** ***3333.81, 3333.83, 3333.84, 3333.85, 3313.603***
Replaces a requirement that distance learning students have course enrollment, grades, and credits approved by their district or school with a requirement that each district and school encourage and assist students to enroll in distance learning courses.	Same as the Executive.
Requires that a district or school award a student credit for successful completion of a distance learning course. Requires that the credit awarded for the distance learning course be equal to the credit awarded for a similar course offered by the district or school.	Same as the Executive.
Specifies that districts and schools are not required to pay distance learning course fees.	Same as the Executive.
Specifies that districts or schools cannot limit student access to or participation in clearinghouse courses, or refuse to recognize clearinghouse courses as fulfilling curriculum requirements, including high school diploma requirements.	Same as the Executive.
Fiscal effect: Schools may be able to decrease expenditures by awarding credit for distance learning courses taken by their students instead of courses offered by the school. Presumably, schools may choose to pay course fees for their students, but they are not required to do so.	**Fiscal effect: Same as the Executive.**
BORCD80 Digital Learning Task Force	
R.C. ***3333.81, Section 371.60.80***	**R.C.** ***3333.81, Sections 371.60.80***
Creates the Ohio Digital Learning Task Force to develop a strategy for the expansion of digital learning that enables students to customize their education, produces cost savings, and meets the needs of Ohio's economy.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Specifies the members of the Task Force as the Chancellor of the Ohio Board of Regents, the Superintendent of Public Instruction, the Director of the Governor's Office of 21st Century Education, and up to six members appointed by the Governor, who represent districts in the top 5% according to the performance index that have demonstrated an ability to incorporate technology into the classroom.	Same as the Executive, but permits the Chancellor, the Superintendent, and the Director to send designees; removes the requirement that the Governor's appointees represent school districts in the top 5% of districts according to the performance index; specifies that the Governor's appointees also may represent community schools; and adds two new members - one appointed by the Speaker of the House and one appointed by the Senate President.
Requires that members of the Task Force be appointed by September 30, 2011. Specifies that Task Force vacancies are to be filled in the same manner as the original appointments. Specifies that members serve without compensation.	Same as the Executive, but changes the deadline for appointment of members to 60 days after the bill's effective date.
Requires the Governor to designate the chairperson of the Task Force. Specifies that meetings of the Task Force are to be held at the call of the chairperson.	Same as the Executive.
Provides a list of issues that the task force is to make recommendations on, including: (1) free, high quality digital content and instruction; (2) professional development for teachers and principals; (3) funding strategies; (4) student assessment and accountability; (5) digital learning infrastructure; (6) mobile learning; (7) the distance learning clearinghouse; (8) ways to align the resources and digital learning initiatives of state agencies and offices; (9) a request for proposals for a digital learning site, to replace the OhioLearns! Gateway; (10) methods of addressing future changes in technology and learning.	Same as the Executive, but eliminates (9) and adds methods for removing redundancy and inefficiency in, and providing coordination of, all digital learning programs, including the provision of free online instruction to public and nonpublic schools statewide.
No provision.	Requires the Task Force to (1) request information from textbook publishers about digital textbooks and digital content distribution methods, (2) examine potential cost savings and academic benefits of using digital textbooks, (3) examine potential academic benefits of utilizing digital content distribution methods, (4) examine digital content

Executive	As Reported by House Finance and Appropriations
	pilot programs and initiatives (5) examine any state-level initiatives to provide digital content in Ohio.
Requires the Task Force to issue a report to the Governor and the General Assembly by March 1, 2012. Specifies that, upon issuance of its report, the Task Force will cease to exist.	Same as the Executive.
Fiscal effect: Probable increase in administrative costs relating to the establishment and operations of the task force.	**Fiscal effect: Same as the Executive.**
BORCD87 Electronic Textbook Programs	
	R.C. ***3333.81, Section 371.60.90***
No provision.	Requires the Chancellor to facilitate full implementation of digital textbook and content pilot programs planned at state institutions of higher education and to ensure that those pilot programs examine cost savings, efficiencies, and academic benefits of digital content.
	Fiscal effect: Possible increase in administrative costs for BOR.
BORCD81 Tuition Trust Default Investment Option	
R.C. ***3334.19***	**R.C.** ***3334.19***
Requires the Tuition Trust Authority to establish, within the Variable College Savings Program, a default investment option to benefit contributors who are first-time investors or have low to moderate incomes.	Same as the Executive.
Fiscal effect: A default option may help to encourage new investors to join the Program, indirectly increasing program assets.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
BORCD82 Student Groups and Religious Beliefs	
	R.C. *3345.023*
No provision.	Prohibits any state institution of higher education from denying benefits to a religious student group based on the group's requirement that its leaders or voting members adhere to its religious beliefs or standards of conduct. **Fiscal effect: None.**
BORCD75 College Remediation	
R.C. *3345.061*	**R.C. *3345.061***
Requires the presidents of the state institutions to jointly establish, by December 31, 2012, uniform statewide standards in math, science, reading, and writing for a college student to be considered as having a "remediation-free" status. Allows the presidents also to establish assessments for determining if students meet the standards. Requires the state institutions' boards of trustees or managing authorities to adopt the remediation-free status standard and any related assessments into the institution's policies.	Same as the Executive.
Requires the state institutions annually to report (1) their remediation costs, both in the aggregate and disaggregated according to the school districts from which the students graduated and (2) any other information with respect to remedial courses that the Chancellor considers appropriate.	Same as the Executive.
Requires the Chancellor and the Superintendent of Public Instruction to issue a report no later than December 31, 2011, and annually thereafter, recommending policies and strategies for reducing the need for college remedial courses at state institutions.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Possible increase in administrative expenditures for institutions' creation of statewide standards and the annual report. Possible minimal increase in administrative expenditures for the creation of the annual report by the Chancellor and Superintendent.	**Fiscal effect: Same as the Executive.**

BORCD64 Research Employee Intellectual Property

R.C. ***3345.14***	**R.C.** ***3345.14***
Expands the definition of what employees of public colleges or universities may hold equity in, under rules adopted by the board of trustees of that institution, to include "intellectual property," in addition to discoveries and inventions as in existing law.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

BORCD65 Faculty Workload Policies

R.C. ***3345.45, Section 733.20***	
Requires state institutions to modify their faculty workload policies or adopt policies, if they do not already have any. Requires that the workload policies include that, beginning with the 2011-2012 academic year, each full-time research and instructional faculty member must teach at least one additional course during each two-year period than the previous two-year period or, alternatively, that each academic unit increase its aggregate faculty teaching loads by the equivalent number of courses.	No provision.
Requires the Chancellor, by December 1, 2012, to report to the Governor and the General Assembly on the efforts of state institutions of higher education to increase teaching workloads for full-time faculty, including an appendix showing courses taught by faculty during FY 2010 - FY 2012, and those planned for FY 2013.	No provision.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: It is not clear how this policy would be implemented by institutions. Potentially, fewer faculty would be needed to teach the same number of courses, resulting in lower expenditures for institutions. On the other hand, research faculty may need to substitute teaching time for research time, which may lead to a decrease in research-related revenue for the institutions, or faculty may demand increased pay for the increased teaching workload. The Board of Regents may incur minimal administrative costs in reporting to the Governor and General Assembly.	

BORCD66 Charter Universities Plan

R.C. ***3345.81***	**R.C.** ***3345.81***
Requires the Chancellor to develop a plan for designating public institutions of higher education as charter universities.	Same as the Executive.
Requires the Chancellor, in developing the plan, to study the existing financial and administrative relationships between the state and public higher education institutions, examine legal and other issues related to restructuring those relationships, and consult with the institutions' presidents. Requires each state agency and each state institution of higher education to provide the Chancellor with assistance, upon request, in conducting the study and developing the plan.	Same as the Executive.
Requires that the plan specify eligibility criteria, specific areas of financial and operational authority that are subject to increased flexibility, and the nature and term of management agreements between the state and an institution.	Same as the Executive.
Allows institutions meeting the eligibility criteria to enter into negotiations with the Governor to develop a management agreement.	No provision.

Executive	As Reported by House Finance and Appropriations
Requires the Chancellor to submit to the General Assembly and the Governor a report of findings and recommendations for developing changes in policy, statute, and administrative rules by August 15, 2011. Specifies that it is the General Assembly's intent to take actions necessary for implementation of the plan to commence July 1, 2012. **Fiscal effect: Possible minimal increase in administrative expenses for the creation of the Chancellor's report and recommendations. Potential savings from increased fiscal flexibility for institutions that are eligible to enter into a management agreement.**	Same as the Executive, but prohibits institutions from being designated as charter universities until the General Assembly has enacted legislation establishing a designation procedure and prohibits the Chancellor from adopting, amending, or rescinding any rules with respect to designating charter universities until legislation is enacted. **Fiscal effect: Same as the Executive, but no potential savings for eligible institutions unless additional legislation is enacted.**
BORCD2 Sea Grant	
Section: ***371.10.20***	**Section:** ***371.10.20***
Requires that GRF appropriation item 235402, Sea Grants, be disbursed to the Ohio State University to enhance the economic value, public utilization, and responsible management of Lake Erie and Ohio's coastal resources.	Same as the Executive.
BORCD5 Articulation and Transfer	
Section: ***371.10.30***	**Section:** ***371.10.30***
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 that ensure that course work will apply to majors and degrees at any state institution.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD6 Midwest Higher Education Compact	
Section: ***371.10.40***	**Section:** ***371.10.40***
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.
BORCD7 Information System	
Section: ***371.10.50***	**Section:** ***371.10.50***
Requires that GRF appropriation item 235409, Information System, be used for the development and implementation of information technology solutions. Requires that the information technology solutions be provided by the Ohio Academic Research Network (OARnet).	Same as the Executive.
BORCD8 State Grants and Scholarship Administration	
Section: ***371.10.60***	**Section:** ***371.10.60***
Requires that GRF appropriation item 235414, State Grants and Scholarship Administration, be used to administer various state and federal student financial aid and scholarship programs, support all financial aid audits, and provide fiscal services for the Ohio National Guard Scholarship Program.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD9 Ohio Learning Network	
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 expand access to dual enrollment opportunities for high school students, expand access to adult higher education opportunities through technology, 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, but earmarks $250,000 in each fiscal year of GRF appropriation item, 235417, Ohio Learning Network, for staff support and operations of the Ohio Digital Learning Task Force.
BORCD10 Appalachian New Economy Partnership	
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 multiagency coordinated effort to link Appalachia to the new economy through entrepreneurship, management, education, and technology.	Same as the Executive.
BORCD11 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.

Executive	As Reported by House Finance and Appropriations
Requires that any transfer of appropriation to GRF appropriation item 235433, Economic Growth Challenge, be used to enhance basic research capabilities of Ohio institutions of higher education.	Same as the Executive.

BORCD12 Choose Ohio First Scholarship

Section: *371.20.10*	Section: *371.20.10*
Requires that GRF appropriation item 235438, Choose Ohio First Scholarship, be used according to the statutes authorizing the Choose Ohio First Scholarship Program.	Same as the Executive.
Reappropriates the unexpended, unencumbered portion of the appropriation at the end of FY 2012 for the same purpose for FY 2013.	Same as the Executive.

BORCD13 Adult and Basic Literacy Education

Section: *371.20.20*	Section: *371.20.20*
Requires that GRF appropriation item 235443, Adult Basic and Literacy Education – State, be used for the adult basic and literacy education (ABLE) instructional grant program and state leadership program. Requires that supported programs satisfy the state match requirements for the grant program.	Same as the Executive.

BORCD14 Post-Secondary Adult Career-Technical Education

Section: *371.20.30*	Section: *371.20.30*
Requires that GRF appropriation item 235444, Post-Secondary Adult Career-Technical Education, be used to provide post-secondary adult career education as specified under state law.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD15 Area Health Education Centers	
Section: ***371.20.40***	**Section:** ***371.20.40***
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.
BORCD16 State Share of Instruction (SSI) Formulas	
Section: ***371.20.50***	**Section:** ***371.20.50***
Requires the Chancellor to establish procedures to allocate GRF appropriation item 235501, State Share of Instruction, based on the formulas, enrollment, course completion, degree attainment, and student achievement factors in the instructional models set out in the State Share of Instruction formula.	Same as the Executive.
BORCD17 SSI - Full-Time Equivalent Enrollment and Completion	
Section: ***371.20.50***	**Section:** ***371.20.50***
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 formula.	Same as the Executive.
Requires that, in counting core subsidy entitlements for university branch and main campuses, the Chancellor only use FTE students who successfully complete a course.	Same as the Executive.
Specifies that successful course completion FTE students with an expected family contribution (EFC) of less than 2190 or in need of remedial education are defined as "at-	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
risk." Specifies that at-risk FTEs are to be weighted by (A) campus-specific weights determined for each curricular model, (B) campus-specific course completion indexes calculated based on the number of at-risk students during the 2009-2010 academic year, and (C) statewide at-risk course completion weights determined by the percentage of traditional students completing the course and the percentage of at-risk students completing the course.	
Limits the number of Medical II model students repeating terms that can be included in FTE counts to no more than 5% of current year FTEs.	Same as the Executive.
Limits the number of law school FTEs that can be counted to those that are residents of Ohio. Provides a table for the maximum number of law school FTEs that can be counted for each university with a law school.	Same as the Executive, but eliminates the table for the maximum number of law school FTEs.
Fiscal effect: The relative number of FTEs within each sector affects the distribution of the SSI subsidy among the institutions.	**Fiscal effect: Same as the Executive, but law schools enrolling more students than the eliminated maximums may receive higher SSI distributions than otherwise.**

BORCD18 SSI - Total Costs Per FTE

Section: ***371.20.50***	**Section:** ***371.20.50***
Provides a table of total costs per FTE for the 24 non-doctoral curriculum models for each fiscal year, ranging from $8,000 to $39,011 for arts and humanities curriculum models; from $7,124 to $30,188 for business, education, and social science curriculum models; and from $7,306 to $54,039 for science, technology, engineering, mathematics and medicine curriculum models.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD19 SSI - Science, Technology, Engineering, Mathematics, Medical and Graduate Weights	
Section: ***371.20.50***	**Section:** ***371.20.50***
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 (STEM), and medicine models.	Same as the Executive.
BORCD20 SSI - Student Success Factors	
Section: ***371.20.50***	**Section:** ***371.20.50***
Requires that 7.5% of the SSI appropriation for community colleges, state community colleges, and technical colleges in FY 2012 and 10% in FY 2013 be allocated in proportion to each campus's share of college student success factors. Specifies that student success factors be allocated to colleges in proportion to their share of college student success factors as adopted by the Chancellor in formal communication to the Controlling Board on August 30, 2010.	Same as the Executive.
BORCD21 SSI - Doctoral Set-Aside	
Section: ***371.20.50***	**Section:** ***371.20.50***
Requires that up to 12.89% of the SSI appropriation for university main campuses be set aside for doctoral programs in each fiscal year.	Same as the Executive.
Specifies that 70% of the doctoral set-aside in FY 2012 and 60% in FY 2013 be allocated among the doctoral-degree granting universities in proportion to each campus's historical shares of the statewide total number of Doctoral I	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
equivalent FTEs, using the greater of the two-year or five-year average FTEs from FY 1994-FY 1998. 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.	
Requires that 15% of the doctoral set-aside in FY 2012 and 20% in FY 2013 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.	Same as the Executive.
Requires that 7.5% of the doctoral set-aside in FY 2012 and 10% in FY 2013 be allocated to universities in proportion to their share of research grant activity, using a data collection method that is reviewed and approved by the presidents of Ohio's doctoral degree granting universities. Specifies that if the data collection method is not available, funding is to be allocated to universities in proportion to each campus's share of research grant activity published by the National Science Foundation. Specifies that grant awards from the Department of Health and Human Services be weighted at 50%.	Same as the Executive.
Requires that 7.5% of the doctoral set-aside in FY 2012 and 10% in FY 2013 be allocated to universities based on other quality measures that contribute to quality doctoral programs. 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.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD22 SSI – Medical Set-Asides	
Section: ***371.20.50***	**Section:** ***371.20.50***
Requires that 7.01% of the SSI appropriation for university main campuses in each year 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.	Same as the Executive.
Permits the Northeastern Ohio Universities College of Medicine and Pharmacy (NEOUCOM) to use funds from the addition of 35 medical students at the NEOUCOM academic program at Cleveland State University to enable 50% or more of the medical curriculum to be based at Cleveland State and Cleveland area hospitals and clinics.	Same as the Executive, but changes the term "program" to "campus" and prohibits Cleveland State from receiving state capital appropriations for the NEOUCOM campus.
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.	Same as the Executive.
BORCD23 SSI - Degree Attainment	
Section: ***371.20.50***	**Section:** ***371.20.50***
Requires that 15% of the FY 2012 SSI appropriation for university main campuses and 20% of the FY 2013 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.	Same as the Executive.
Specifies that the count for degree attainment be the average degree attainment for the previous three years.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Provides a table with the maximum number of law and legal studies degrees at each law school that can be included in the degree attainment totals, ranging from 90 for University of Cincinnati to 192 for Cleveland State University.	Same as the Executive.
Specifies that associate degrees be included for the calculation of degree attainment only when earned by students of Access Challenge campuses.	Same as the Executive.
Requires that eligible associate and baccalaureate degrees counted in degree attainment be weighted by a statewide at-risk degree completion weight. Specifies that students who have an expected family contribution (EFC) of less than 2190, are in need of remedial education, are Native American, African American or Hispanic, or are 26 years or older at the time of graduation, are defined as "at-risk."	Same as the Executive.
Specifies that at-risk FTEs are to be weighted by (A) campus-specific weights determined for each curricular model, (B) campus-specific course completion indexes calculated based on the number of at-risk students during the 2009-2010 academic year, and (C) statewide at-risk course completion weights determined by the percentage of traditional students completing the course and the percentage of at-risk students completing the course.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD24 SSI - Calculation of Formula Entitlements	
Section: ***371.20.50***	**Section:** ***371.20.50***
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.	Same as the Executive.
Specifies that the uniform state share of instructional costs for state community colleges, community colleges, and technical colleges be calculated by dividing the adjusted earmark for those colleges, less the student success allocation, by the sum of all those campuses' instructional costs.	Same as the Executive.
Specifies that the uniform state share of instructional costs for university branch campuses be calculated by dividing the adjusted earmark for those campuses by the sum of all those campuses' instructional costs.	Same as the Executive.
Specifies that the uniform state share of instructional costs for university main campuses be calculated by dividing the adjusted earmark for those campuses, less the doctoral set-aside, the medical set-asides, and degree attainment funding, by the sum of all those campuses' instructional costs.	Same as the Executive.
Specifies that the formula entitlement for each campus be calculated by multiplying the campus's sector level uniform state share of instructional cost by each campus's instructional costs.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD25 SSI - POM Adjustment	
Section: ***371.20.50***	**Section:** ***371.20.50***
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 for 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.	Same as the Executive.
BORCD26 SSI – Stability in SSI Funding	
Section: ***371.20.50***	**Section:** ***371.20.50***
Requires that, in FY 2012, no campus receive an SSI allocation less than the lesser of (a) the FY 2011 sector level appropriation, reduced by 3%, or (b) the FY 2011 sector level appropriation, reduced by the percentage change in the sector level appropriation, minus 3 percentage points.	Same as the Executive.
Requires that, in FY 2013, no campus receive an SSI allocation less than the lesser of (a) the FY 2012 sector level appropriation, reduced by 4%, or (b) the FY 2012 sector level appropriation, reduced by the change in the sector level appropriation, minus 4 percentage points.	Same as the Executive.
Requires that, in FY 2012, no campus with a medical school receive a Medical II set-aside less than the lesser of (a) the FY 2011 Medical II set-aside, reduced by 2%, or (b) the FY 2011 Medical II set-aside, reduced by the percentage change in the sector level appropriation, minus 2 percentage points.	Same as the Executive.
Requires that, in FY 2013, no campus with a medical school receive a Medical II set-aside less than the FY 2012	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Medical II set-aside, reduced by 3%.	
Specifies that formula entitlement earnings from campuses that do not receive stability funding be proportionally reduced to support the calculated stability funding for the other campuses.	Same as the Executive.

BORCD27 SSI - Capital Component Deduction

Section: ***371.20.50***	**Section:** ***371.20.50***
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.	Same as the Executive.

BORCD28 SSI - Distribution

Section: ***371.20.50***	**Section:** ***371.20.50***
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 the Chancellor.	Same as the Executive.

BORCD67 SSI - Exceptional Circumstances and Appropriation Reduction

Section: ***371.20.50***	**Section:** ***371.20.50***
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 these adjustments.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires the standard SSI formula provisions to apply to any SSI appropriation reductions occurring prior to the Chancellor's formal approval of the 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.	Same as the Executive.

BORCD29 State Share of Instruction for Fiscal Years 2012 and 2013

Section: ***371.20.60***	**Section:** ***371.20.60***
Makes the following earmarks to GRF appropriation item 235501, State Share of Instruction:	Same as the Executive.
(1) $400,039,672 in FY 2012 and $403,657,477 in FY 2013 for the community colleges, state community colleges, and technical colleges SSI allocation.	(1) Same as the Executive.
(2) $115,139,824 in FY 2012 and $116,181,104 in FY 2013 for the university branch campuses SSI allocation.	(2) Same as the Executive.
(3) $1,220,350,535 in FY 2012 and $1,231,386,916 in FY 2013 for the university main campuses SSI allocation.	(3) Same as the Executive.
Makes the following additional earmarks of the sector earmarks listed above:	Same as the Executive.
(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.	(1) Same as the Executive.
(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.	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD68 Transfer of Instructional Subsidies Between Universities	
Section: ***371.20.65***	**Section:** ***371.20.65***
Allows state universities to transfer SSI subsidy allocations between a university's main campus and branch campuses in order to accomplish institutional goals and objectives. Allows the Director of Budget and Management to adjust the earmarked allocations for university main campuses and university branch campuses to accommodate the transfers.	Same as the Executive, but instead of permitting the Director of Budget and Management to adjust the earmarked allocations, permits the Director to transfer appropriation allocations.
BORCD69 Restriction on Fee Increases	
Section: ***371.20.70***	**Section:** ***371.20.70***
Limits the increase of fees at state-assisted institutions to 3.5% above what was charged in the prior academic year. Specifies that the tuition increase limitations do not apply to increases required to comply with institutional covenants or certain legal mandates. Specifies that the Chancellor may modify the tuition increase limitations for exceptional circumstances with the approval of the Controlling Board.	Same as the Executive.
BORCD30 Higher Education Board of Trustees	
Section: ***371.20.80***	**Section:** ***371.20.80***
(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.
(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	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
specific categories of students that are not applied uniformly. Requires each board to establish a tuition surcharge to out-of-state students.	
(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.
(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.
(5) Requires that boards of trustees ensure that faculty members devote a proper and judicious part of their work week to actual instruction of students	(5) Same as the Executive.
(6) 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.	(6) Same as the Executive.

BORCD31 Student Support Services

Section: ***371.20.90***	**Section:** ***371.20.90***
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.
Specifies that upon the request of the Chancellor, the Director of Budget and Management may transfer any unexpended, unencumbered appropriation in fiscal year 2012 or fiscal year 2013 from appropriation item 235502,	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Student Support Services, to appropriation item 415506, Services for People with Disabilities. Specifies that any appropriation so transferred shall be used by the Ohio Rehabilitation Services Commission to obtain additional federal matching funds to serve disabled students.	

BORCD32 War Orphans Scholarships

Section: *371.30.10*	Section: *371.30.10*
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 private institutions, and fund additional scholarships for children of persons declared prisoners of war or missing in action.	Same as the Executive.
Reappropriates the FY 2012 year-end appropriation balance for the same purpose for FY 2013.	Same as the Executive.

BORCD33 OhioLINK

Section: *371.30.20*	Section: *371.30.20*
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.

BORCD34 Air Force Institute of Technology

Section: *371.30.30*	Section: *371.30.30*
Specifies that GRF appropriation item 235508, Air Force Institute of Technology, be used to (A) strengthen the research and educational linkages between the Wright Patterson Air Force Base and institutions of higher education in Ohio and (B) support the Dayton Area Graduate Studies Institute (DAGSI).	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD35 Ohio Supercomputer Center	
Section: ***371.30.40***	**Section:** ***371.30.40***
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.
Specifies that funds are to be used, in part, to support the Ohio Supercomputer Center's Computational Science Initiative, including its industrial outreach program, Blue Collar Computing, and its School of Computational Science. Requires that those collaborations be aimed at making Ohio a leader in using computer modeling to promote economic development.	Same as the Executive.
BORCD36 Cooperative Extension Service	
Section: ***371.30.50***	**Section:** ***371.30.50***
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.
BORCD37 Central State Supplement	
Section: ***371.30.60***	**Section:** ***371.30.60***
Requires the Chancellor to develop a plan to use GRF appropriation item 235514, Central State Supplement, to increase enrollment, improve course completion, and increase the number of degrees conferred. Requires the Chancellor to submit a summary of the plan to the General Assembly and the Governor by December 31, 2011.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires the Chancellor to make the first two disbursements to Central State on a quarterly basis until January 1, 2012 and thereafter make disbursements according to the plan.	Same as the Executive.
Requires the Chancellor to monitor the plan's implementation and suspend the plan if Central State is not using funds according to the plan or if the plan is not having the desired effect. Specifies that, if the plan is suspended, Central State must avoid all unnecessary expenditures under the plan. Requires the Chancellor to notify the Controlling Board of a suspension and prepare a new plan within sixty days.	Same as the Executive.

BORCD90 Central State Speed to Scale

	Section: ***371.30.63***
No provision.	Requires Central State University to support the Speed to Scale Task Force and the goals of the Speed to Scale Plan, which include increasing student enrollment, student retention rates, and the proportion of in-state students. Requires the Task Force to also develop methods of enhancing Third Frontier collaborations, enhancing marketing of current academic programs, and exploring the possibility of merger, acquisition, or expansion of Central State University. Specifies how the goals of the plan are to be accomplished.
No provision.	Requires that the Task Force meet quarterly to discuss the Plan's progress. Specifies the members of the Task Force. Requires that Central State University and the Task Force submit a status report on the Speed to Scale Plan's accountability measures each fiscal year.

Executive	As Reported by House Finance and Appropriations
BORCD38 Case Western Reserve University School of Medicine	
Section: ***371.30.70***	**Section:** ***371.30.70***
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 into 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.
BORCD39 Family Practice	
Section: ***371.30.80***	**Section:** ***371.30.80***
Requires the Chancellor to develop plans for the distribution of GRF appropriation item 235519, Family Practice.	Same as the Executive.
BORCD40 Shawnee State Supplement	
Section: ***371.30.90***	**Section:** ***371.30.90***
Requires the Chancellor to develop a plan to use GRF appropriation item 235520, Shawnee State Supplement, to improve course completion, increase the number of degrees conferred, and further the university's mission of service to the Appalachian region. Requires the Chancellor to submit a summary of the plan to the General Assembly and the Governor by December 31, 2011.	Same as the Executive.
Requires the Chancellor to make the first two disbursements to Shawnee State on a quarterly basis until January 1, 2012 and thereafter make disbursements according to the plan.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires the Chancellor to monitor the plan's implementation and suspend the plan if Shawnee State is not using funds according to the plan or if the plan is not having the desired effect. Specifies that, if the plan is suspended, Shawnee State must avoid all unnecessary expenditures under the plan. Requires the Chancellor to notify the Controlling Board of a suspension and prepare a new plan within sixty days.	Same as the Executive.

BORCD41 Police and Fire Protection

Section: *371.40.10*	Section: *371.40.10*
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.

BORCD42 Geriatric Medicine

Section: *371.40.20*	Section: *371.40.20*
Requires the Chancellor to develop plans for the distribution of the funds under GRF appropriation item 235525, Geriatric Medicine.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD43 Primary Care Residencies	
Section: ***371.40.30***	**Section:** ***371.40.30***
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.
BORCD44 Ohio Agricultural Research and Development Center (OARDC)	
Section: ***371.40.40***	**Section:** ***371.40.40***
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.

Executive	As Reported by House Finance and Appropriations
BORCD45 State University Clinical Teaching	
Section: ***371.40.50***	**Section:** ***371.40.50***
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.
BORCD46 Capital Component	
Section: ***371.40.60***	**Section:** ***371.40.60***
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.
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 appropriation be combined with the original appropriation for this item	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
and distributed as described above.	

BORCD47 Library Depositories

Section: ***371.40.70***	**Section:** ***371.40.70***
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. Specifies that the depositories are to be administered by the Chancellor or OhioLINK, at the Chancellor's discretion.	Same as the Executive.

BORCD48 Ohio Academic Resources Network (OARnet)

Section: ***371.40.80***	**Section:** ***371.40.80***
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, using network technologies to improve programs, and sharing information technology services.	Same as the Executive.
Requires OARnet to support allocating bandwidth to programs directly supporting Ohio's economic development, to the extent that network capacity is available.	Same as the Executive.

BORCD49 Long-Term Care Research

Section: ***371.40.90***	**Section:** ***371.40.90***
Requires that GRF appropriation item 235558, Long-term Care Research, be disbursed to Miami University for long-term care research.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD50 Ohio College Opportunity Grant	
Section: ***371.50.10***	**Section:** ***371.50.10***
Earmarks $41.0 million under GRF appropriation item 235563, Ohio College Opportunity Grant, in each fiscal year for need based financial aid awards to students of eligible private nonprofit institutions.	Same as the Executive, but specifies that institutions be 4-year.
Requires that the remainder of 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, but earmarks $37.0 million in each fiscal year instead of the remainder and specifies that institutions be 4-year.
No provision.	Specifies that the remainder of the appropriation be used for awards to students enrolled in eligible private for-profit institutions.
Reappropriates the appropriation balance at the end of FY 2012 to be used for the same purpose in FY 2013.	Same as the Executive.
Allows the Chancellor to create a distribution formula for FY 2012 and FY 2013 if the amounts appropriated are inadequate to provide grants to all eligible students. Requires the Chancellor to notify the Controlling Board of the distribution method. Requires that any formula be complete and established to coincide with the start of the 2011-2012 academic year.	Same as the Executive.
Specifies that the funds may also be used to pay for renewals or partial renewals under the Ohio Academic Scholarship Program. Specifies that, in paying for scholarships, funds are to be deducted proportionately from the sector allocations of public and private nonprofit institutions.	Same as the Executive, but adds a sector for private for-profit institutions and specifies that funds are to be deducted proportionately from all three sector allocations.
Prohibits the Chancellor from distributing or obligating more than the appropriation.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Requires the Chancellor to post award tables on the BOR website and notify students and institutions of any reductions in awards. Requires the Chancellor to submit award tables and allocations for the 2011-2012 academic year to the Controlling Board by August 31, 2011.	Same as the Executive.
Prohibits any student from receiving an Ohio College Opportunity Grant for more than the equivalent of five academic years, less the number of semesters or quarters in which the student received an Ohio Instructional Grant.	Same as the Executive.
No provision.	Transfers $6,000,000 in cash in each fiscal year from the Economic Development Programs Fund (Fund 5JC0) to the General Revenue Fund (GRF) to support the appropriation for Ohio College Opportunity Grants.

BORCD51 The Ohio State University Clinic Support

Section: ***371.50.20***	**Section:** ***371.50.20***
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.

BORCD53 National Guard Scholarship Program

Section: ***371.50.30***	**Section:** ***371.50.30***
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.
Authorizes cash equal to 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	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Scholarship Reserve Fund. Requires the Chancellor, upon the request of the Adjutant General, to seek Controlling Board approval to establish appropriations for that item.	

BORCD54 Pledge of Fees

Section: ***371.50.40***	**Section:** ***371.50.40***
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.

BORCD55 Higher Education General Obligation Debt Service

Section: ***371.50.50***	**Section:** ***371.50.50***
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.

BORCD56 Sales and Services

Section: ***371.50.60***	**Section:** ***371.50.60***
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.

Executive	As Reported by House Finance and Appropriations
BORCD85 Co-op Internship Program	
	Section: ***371.50.63***
No provision.	Makes the following earmarks under GSF appropriation item 235649, Co-op Internship Program:
(1) No provision.	(1) $75,000 in each fiscal year for Ohio University's Voinovich School.
(2) No provision.	(2) $75,000 in each fiscal year for The Ohio State University's John Glenn School of Public Affairs.
(3) No provision.	(3) $75,000 in each fiscal year for the Bliss Institute of Applied Politics at the University of Akron.
(4) No provision.	(4) $75,000 in each fiscal year for the Center for Public Management and Regional Affairs at Miami University.
BORCD57 Higher Educational Facility Commission Administration	
Section: ***371.50.70***	**Section:** ***371.50.70***
Specifies that SSR Fund 4E80 appropriation item 235602, Higher Educational Facility Commission Administration, be used for operating expenses related to BOR's support of the activities of the Ohio Higher Educational Facility Commission (HEFC).	Same as the Executive.
Authorizes the Director of Budget and Management to transfer up to $29,100 cash in each fiscal year from Fund 4610, HEFC Operating Expenses Fund, which is used by HEFC to Fund 4E80, HEFC Administration, which is used by BOR.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
BORCD58 Nursing Loan Program	
Section: ***371.50.80***	**Section:** ***371.50.80***
Requires that SSR Fund 6820 appropriation item 235606, Nursing Loan Program, be used to administer the nurse education assistance program.	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.
BORCD59 Veterans' Preferences	
Section: ***371.50.90***	**Section:** ***371.50.90***
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.
BORCD60 State Need-Based Financial Aid Reconciliation	
Section: ***371.60.10***	**Section:** ***371.60.10***
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.

Executive	As Reported by House Finance and Appropriations
BORCD70 Employee Furloughs at Public Institutions	
Section: ***371.60.20***	**Section:** ***371.60.20***
Permits the board of trustees of a state-assisted institution of higher education to adopt a policy providing for mandatory furloughs for employees, including faculty, to reduce institutional budget deficits.	Same as the Executive.
Fiscal effect: Potential savings for institutions that choose to implement furlough days.	**Fiscal effect: Same as the Executive.**
BORCD71 Shared Services	
Section: ***371.60.30***	
Requires any state institution of higher education with total FTE enrollment under 5,000 to enter into strategic partnerships for shared services with other institutions, school districts, local government entities, or regional shared services centers.	No provision.
Requires the strategic partnerships to be comprehensive and provides a list of services that must be included. Provides a list of additional services that must be included for co-located campuses.	No provision.
Allows state institutions to seek a waiver from the Chancellor for one or more of the services. Requires any institution seeking a waiver to demonstrate the efficiency of its individual operation or another strategic partnership that achieves similar results. Requires the Chancellor to report an institution to the Governor and General Assembly if the institution fails to demonstrate the efficiency of its operation.	No provision.
Requires each state institution to report on its strategic partnerships to the Chancellor by December 31, 2011, and annually thereafter. Requires that the reports document the amount saved through the partnerships.	No provision.

Executive	As Reported by House Finance and Appropriations
Specifies that any institution that provides employee prescription drug benefits through the Rx Ohio Collaborative has demonstrated maximum cost savings. **Fiscal effect: Potential savings from the consolidation of services among institutions. Possible minimal increase in administrative expenditures for the creation of annual reports.**	No provision.

BORCD72 Efficiency Advisory Committee

Section: ***371.60.40***	**Section:** ***371.60.40***
Requires the Chancellor to establish an efficiency advisory committee to generate efficiency plans for campuses, identify shared services opportunities, and share best practices. Requires the efficiency advisory committee to attempt to reduce the cost of textbooks and other education resource materials. Requires the committee to meet at least quarterly or at the call of the Chancellor or the Chancellor's designee. Requires each state institution to designate an efficiency officer to serve on the efficiency advisory committee.	Same as the Executive.
Fiscal effect: Potential increase in administrative costs for BOR and the institutions relating to the establishment and operations of the committee.	**Fiscal effect: Same as the Executive.**

BORCD73 Textbook Affordabilty

Section: ***371.60.50***	**Section:** ***371.60.50***
Requires each state institution to submit a plan to reduce the student cost of textbooks and other education resource materials to the Chancellor by December 31, 2011.	Same as the Executive.
Fiscal effect: Possible minimal increase in administrative expenditures for the creation of the plans.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
BORCD74 Tuition Trust Authority Appropriation Line Item Transfers	
Section: ***371.60.60***	**Section:** ***371.60.60***
Cancels, on July 1, 2011, or as soon as possible thereafter, any existing encumbrances against SSR Fund 5P30 appropriation item 095602, Variable Savings Plan, and reestablishes them against SSR Fund 5P30 appropriation item 235663, Variable Savings Plans.	Same as the Executive.
Cancels, on July 1, 2011, or as soon as possible thereafter, any existing encumbrances against SSR Fund 6450 appropriation item 095601, Guaranteed Savings Plan, and reestablishes them against SSR Fund 6450 appropriation item 235664, Guaranteed Savings Plan.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations

Criminal Sentencing Reforms

DRCCD10 Threshold Amount for Increased Penalties for Theft-Related and Other Crimes

R.C. ***926.99, 1333.99, 1707.99, 1716.99, 2909.03, 2909.11, 2913.02 - 2913.04, 2913.11, 2913.21, 2913.31, 2913.32, 2913.34, 2913.40, 2913.401, 2913.42, 2913.421, 2913.43, 2913.45 - 2913.49, 2913.51, 2913.61, 2915.05, 2917.21, 2917.31, 2917.32, 2921.13, 2921.41, 2981.07, Section 803.20***

Increases from $500 to $1,000 the threshold amount for determining increased penalties (generally from a misdemeanor to a felony) for theft-related offenses and increases by 50% the other threshold amounts for determining increased penalties for those offenses. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. This package of reforms may not have an immediate effect in terms of reducing the Department of Rehabilitation and Correction's institutional operating expenses. Some savings may not be realized for several years. The net effect of these other related criminal sentencing reform provisions will, through FY 2015, reduce the need for several thousand inmate beds and result in a total savings of about $77.9 million in expenditures related to incarceration. Some of these sentencing reform provisions will shift offenders to one or more community control sanctions increasing demand on local community control sanction systems. This could in turn increase the local demand for DRC's community corrections grants funding. As a result, the annual savings in state incarceration costs will be partially offset by the need to enhance funding for its parole and community services operations.**	No provision.

Executive	As Reported by House Finance and Appropriations
DRCCD11 Elements of Vandalism and Corrupt Activity	
R.C. ***2909.05, 2923.31, Section 803.20***	
Increases from $500 to $1,000 the threshold amount of the value of property or amount of physical harm required to commit vandalism in specified circumstances and increases by 50% the property value thresholds used in determining the penalty for the offense, and increases from $500 to $1,000 the property valuations that are used in determining whether certain criminal activity constitutes corrupt activity under the offense of engaging in a pattern of corrupt activity. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.
DRCCD24 Workers' Compensation Fraud as Theft Offense	
R.C. ***2913.01***	
Includes workers' compensation fraud as a theft offense. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.

Executive	As Reported by House Finance and Appropriations
DRCCD23 Prosecution of Multiple Theft, Medicaid Fraud, Workers' Compensation Fraud, and Similar Offenses	
R.C. ***2913.61, Section 803.20***	
Revises and clarifies the law regarding prosecution of multiple theft, Medicaid fraud, workers' compensation fraud, and similar offenses and the valuation of property or services involved. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.
DRCCD12 Nonsupport of Dependents	
R.C. ***2919.21***	
Provides that if "nonsupport of dependents" is based on an abandonment of or failure to support a child or a person to whom a court order requires support and is a felony, the sentencing court generally must first consider placing the offender on one or more community control sanctions. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.

Executive	As Reported by House Finance and Appropriations
DRCCD21 Distinction between Crack Cocaine and Powder Cocaine in Criminal Penalties	
R.C. ***2925.03, 2925.05, 2925.11, 2925.01, 2929.01, Section 803.10***	
Eliminates the difference in criminal penalties for drug offenses involving crack cocaine and powder cocaine, provides a penalty for all such drug offenses involving any type of cocaine that generally has a severity that is between the two current penalties, and revises a penalty for possession of cocaine. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.
DRCCD22 Penalties for Trafficking in Marihuana or Hashish and for Possession of Marihuana or Hashish	
R.C. ***2925.03, 2925.11, Section 803.10***	
Revises some of the penalties for trafficking in marihuana or hashish and possession of marihuana or hashish. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.
DRCCD13 Ranges of Possible Prison Terms for First and Third Degree Felonies	
R.C. ***2929.14, Section 803.30***	
Adds a possible prison term of 11 years to the possible prison term range for a first degree felony and changes the possible prison term range for a third degree felony from 1, 2, 3, 4, or 5 years to 9, 12, 18, 24, or 36 months.	No provision.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.	

DRCCD14 General Community Control Requirement for Nonviolent Fourth and Fifth Degree Felonies

R.C. ***2929.14, Section 803.30***

Generally requires a community control sanction as a sentence for a fourth or fifth degree felony that is not an offense of violence but authorizes a prison term if the offender possessed or controlled a firearm or caused physical harm to another person. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.

DRCCD15 Risk Reduction Sentencing

R.C. ***2929.143, 5120.036, 2929.01, 2930.12, 5120.16, 5120.331, 5120.48***

Allows a judge in specified circumstances to recommend risk reduction sentencing for an offender sentenced to prison for a felony, requires the Department of Rehabilitation and Correction to provide risk reduction programming and treatment for such an offender who meets specified eligibility criteria, and requires such an offender who completes such treatment or programming to be released to supervised release after serving at least 75% of the prison term. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.

Executive	As Reported by House Finance and Appropriations

DRCCD16 Sentencing to a Community Corrections Program

R.C. ***2929.15***

Allows a court to sentence a felony offender to a "community-based corrections program" if the offender is convicted of a first, second, or third degree felony, is convicted of a fourth or fifth degree felony and found to be a high risk of reoffending or violating a term of supervision under the bill's single validated risk assessment tool, or has had one or more community residential or nonresidential sanctions revoked and is a medium or high risk under that assessment tool. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.

DRCCD17 Sentencing to a Community-Based Correctional Facility

R.C. ***2929.16***

Specifies that a term at a community-based correctional facility is a community residential sanction if the relevant felony offender is convicted of a first or second degree felony, is convicted of a third degree felony and is a medium or high risk of reoffending or violating a term of supervision under the bill's single validated risk assessment tool, is convicted of a fourth or fifth degree felony and is a high risk under that assessment tool, or has had one or more community residential sanctions or nonresidential sanctions revoked and is a medium or high risk under that assessment tool.	No provision.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.	

DRCCD19 Release Mechanism for Certain Prisoners Who Have Served At Least 85% of Their Prison Term

R.C. ***2967.19, 109.42, 2929.13, 2929.14, 2930.16, 2930.17, 2950.99, 5120.66***

Authorizes the Director of Rehabilitation and Correction to petition the sentencing court for the judicial release of an inmate who is serving a stated prison term of one year or more, who is eligible under specified eligibility criteria, and who has served at least 85% of his or her term remaining after becoming eligible, and requires that an inmate released under this mechanism be placed under Adult Parole Authority supervision and be under GPS monitoring in specified cases. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.

DRCCD18 Earned Credits for Prisoners

R.C. ***2967.193***

(1) Revises the earned credits mechanism to authorize certain eligible prisoners to earn five days of credit for each month of productive participation in a specified prison program, certain eligible prisoners imprisoned for specified, serious offenses to earn one day of credit for each month of such productive participation in a program, and any such eligible prisoner to earn days of credit for successful completion of such a program.	(1) No provision.

Executive	As Reported by House Finance and Appropriations
(2) Limits the aggregate days of credit a prisoner may so earn to not more than 8% of the total number of days in the prisoner's stated prison term.	(2) No provision.
(3) Eliminates days of credit for sex offender treatment programs.	(3) No provision.
(4) Makes prisoners sentenced for a sexually oriented offense on or after the bill's effective date ineligible for such credit.	(4) No provision.
Fiscal effect: These provisions are part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.	

DRCCD25 Selection of Single Validated Offender Risk Assessment Tool

R.C. ***5120.114, 2929.15, 2929.16, 2967.28, 5149.31, 5149.32, 5149.34***

(1) Requires the Department of Rehabilitation and Correction to select a "single validated risk assessment tool" for assessing the likelihood of a person reoffending or violating a term of supervision to be used by courts, probation departments, correctional facilities, the Adult Parole Authority, and the Parole Board.	(1) No provision.
(2) Requires training and certification for all employees of those entities who will use the assessment tool.	(2) No provision.
(3) Requires each entity that uses the assessment tool to develop specified policies and protocols related to it.	(3) No provision.
Fiscal effect: These provisions are part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.	

Executive	As Reported by House Finance and Appropriations
DRCCD29 Community Corrections Programs and Subsidies	
R.C. ***5149.31, 5149.32, 5149.33, 5149.34, 5149.36***	
(1) Specifies that, in order to be eligible for a Department of Rehabilitation and Correction community corrections subsidy, counties, groups of counties, and municipalities satisfy all applicable probation department requirements, utilize the bill's single validated risk assessment tool, and deliver programming that addresses the needs of high risk offenders.	(1) No provision.
(2) Requires that the county comprehensive plan adopted by the local corrections planning board of a county that desires to receive a subsidy include a description of the offender population's assessed needs and the capacity to deliver services and programs within the county and surrounding region that address those needs.	(2) No provision.
(3) Authorizes, instead of requiring, the Department to discontinue subsidy payments to a political subdivision that receives a subsidy and that reduces, by any amount, the amount of local, nonfederal funds it expends for corrections or that uses any portion of the subsidy to make capital improvements.	(3) No provision.
Fiscal effect: These provisions are part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.	

Executive	As Reported by House Finance and Appropriations
DRCCD20 Parole Board Review of Cases of Elderly Parole-Eligible Inmates	
Section: ***729.10***	
Requires the Chair of the Parole Board or the Chair's designee to review the cases of all parole-eligible inmates who are 65 or older and who have had a parole consideration hearing, requires the Chair to present to the Board the cases of those offenders, and authorizes the Board to choose to rehear the offender's case for possible parole. **Fiscal effect: This provision is part of the bill's package of criminal sentencing reforms. For a complete discussion of the fiscal effects of the package of reforms, see the fiscal effects entry under DRCCD10.**	No provision.

Other Provisions

DRCCD9 Corrections Commissions and Medical Care Reimbursement Rate for Confined Persons	
R.C. ***307.93, 341.192***	**R.C.** ***307.93, 341.192***
(1) Eliminates as members of a corrections commission the presiding common pleas court judge of each county, and the municipal court judge of each municipal corporation, participating in the establishment of a multicounty, municipal-county, or multicounty-municipal correctional center, and requires that a member of the board of county commissioners, rather than the president of the board, be a member of the corrections commission.	(1) No provision.
(2) Creates a judicial advisory board to make recommendations to a corrections commission about bed allocation, expansion of the correctional center the commission oversees, community corrections or diversion programs, the administration of sentences, and any other matters the commission considers appropriate.	(2) No provision.

Executive	As Reported by House Finance and Appropriations
(3) Establishes the Medicaid reimbursement rate as the amount to be paid to a medical provider who is not employed by or under contract with a municipal corporation or township for providing medical services to persons confined in multicounty, municipal-county, or multicounty-municipal correctional centers.	(3) Same as the Executive.
Fiscal effect: Provisions (1) and (2) are organizational in nature and have no direct fiscal effect. Provision (3) could create savings for certain counties and municipalities if they obtain Medicaid reimbursement rates for medical services delivered to locally confined persons.	**Fiscal effect: Same as the Executive.**

DRCCD26 Probation Department Administrative Changes

R.C. ***2301.27, 2301.271, 2301,30***

Requires a court of common pleas to follow specified procedures when appointing a chief probation officer, requires that probation officers be trained in accordance with minimum Adult Parole Authority standards, and requires a court of common pleas to require the probation department to publish specified policies for probationer supervision and provide the Department of Rehabilitation and Correction with a monthly report of specified statistical data.	No provision.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Under current law, local jurisdictions that receive Community Corrections Act (CCA) grants from Rehabilitation and Correction to support probation services are already required to have probation officers trained in accordance with Adult Parole Authority (APA) standards. For those local jurisdictions that do not receive any CCA grant funding, this provision will require those probation officers to have APA-approved training. Some jurisdictions will incur costs to train their probation personnel as required. The costs for any such affected local jurisdiction will depend upon the number of personnel to be trained and the cost of the training.	
DRCCD4 Felony Sentencing Law	
R.C. ***2929.14, 2929.19, 2929.41, Section 815.10***	
Reenacts provisions in the state's Felony Sentencing Law that were invalidated and severed by the Ohio Supreme Court's decision in State v. Foster (2006), and that now are, regarding some provisions, or arguably are, regarding other provisions, subject to reenactment under the U.S. Supreme Court's decision in Oregon v. Ice (2009) and the Ohio Supreme Court's decision in State v. Hodge (2010). **Fiscal effect: This provision will lead to a gradual reduction in the prison population. This reduction could reduce the annual incarceration costs for the Department of Rehabilitation and Correction by $15.1 million to $19.4 million over five or more years.**	No provision.

Executive	As Reported by House Finance and Appropriations
DRCCD27 Supervision of Concurrent Supervision Offenders by a Single Court	
R.C. ***2951.022***	
Establishes a mechanism for the supervision by a single entity of offenders who are not incarcerated, who are subject to supervision by multiple supervisory authorities (courts), and to whom other specified criteria apply. **Fiscal effect: This provision will relieve some courts of the responsibility of supervising certain offenders with concurrent multiple convictions. The reduction of their caseloads will produce some savings.**	No provision.
DRCCD28 Notice of Arrest and Court Appearance of Community Control Sanction Violator	
R.C. ***2951.08***	
Modifies the time at which notice must be given to the probation officer of a person serving a community control sanction if the person is arrested and the time at which the arrested person must be brought before a court. **Fiscal effect: At most, minimal annual cost for the appropriate local authority to notify probation officers of the arrest and court appearance time of persons serving a community control sanction.**	No provision.

Executive	As Reported by House Finance and Appropriations
DRCCD33 Community-Based Correctional Officer Collective Bargaining	
	R.C. *4117.01*
No provision.	Limits the ability of employees of community-based correctional facilities and district community-based correctional facilities who were subject to a collective bargaining agreement on June 1, 2005, to collectively bargain with their public employers to allow the employees to bargain only if the public employer elects to do so, similar to current law with respect to community-based correctional facility employees who were not covered by a collective bargaining agreement on that date. **Fiscal effect: The fiscal effect of this provision on the annual payroll-related expenses of certain local public employers is uncertain.**
DRCCD6 Laboratory Services	
R.C. *5120.135*	**R.C. *5120.135***
(1) Permits, rather than requires, the Department of Rehabilitation and Correction to provide laboratory services to itself and the departments of Mental Health, Developmental Disabilities, and Youth Services.	(1) Same as the Executive.
(2) Eliminates an existing resolution process for the departments to follow if the Rehabilitation and Correction provides unsatisfactory laboratory services.	(2) Same as the Executive.
Fiscal effect: Potential revenue loss and expenditure savings, net annual effect uncertain.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DRCCD7 Definition of Psychiatric Hospital	
R.C. ***5120.17***	**R.C.** ***5120.17***
Expands the definition of a Department of Rehabilitation and Correction "psychiatric hospital" operated for the treatment of inmates to include a portion of the psychiatric hospital, and provides that a psychiatric hospital is no longer limited to those operated by Rehabilitation and Correction but also includes those operated by a contractor of the Department.	Same as the Executive, but amends the definition of "psychiatric hospital" for purposes of the law governing the transfer of an inmate to a psychiatric hospital, in regard to which facilities qualify as a psychiatric hospital and by providing that parts of a facility can meet the definition of a psychiatric hospital and provides that the Department of Rehabilitation and Correction is responsible for meeting specified ongoing provisions governing the care and treatment of inmate patients.
Fiscal effect: It is unclear as to whether these changes in definition will or might generate a cost savings.	**Fiscal effect: Same as the Executive.**
DRCCD8 Institutional Services Fund	
R.C. ***5120.28, 5120.29***	**R.C.** ***5120.28, 5120.29***
(1) Renames the Services and Agricultural Fund (Fund 1480) the Institutional Services Fund.	(1) Same as the Executive.
(2) Provides that any money received by the Department of Rehabilitation and Correction for "agricultural products produced" in penal and correctional institutions be deposited into the Ohio Penal Industries Manufacturing Fund (Fund 2000) instead of Fund 1480 as under current law.	(2) Replaces the Executive provision with a provision that requires any money received by the Department of Rehabilitation and Correction for "articles manufactured" in penal and correctional institutions be deposited into Fund 1480 instead of Fund 2000 as under current law.
(3) Modifies the purposes for which money in Fund 1480 and Fund 2000 may be used.	(3) Same as the Executive.
No provision.	(4) Eliminates the funding source for the Ohio Penal Industries Manufacturing Fund (Fund 2000)

Executive	As Reported by House Finance and Appropriations
Fiscal effect: These provisions may produce some administrative cost savings for the Department of Rehabilitation and Correction by simplifying its accounting practices to some degree.	**Fiscal effect: Same as the Executive.**

DRCCD30 Probation Improvement Grant and Probation Incentive Grant

R.C. ***5149.311***

Requires the Department of Rehabilitation and Correction to establish and administer a Probation Improvement Grant and a Probation Incentive Grant for court of common pleas probation departments that supervise felony offenders and specifies the purposes and uses of, stipulations that apply to, and controls regarding, the grants. **Fiscal effect: The Department will be able to absorb the cost of administering these grant programs within the normal daily cost of doing business.**	No provision.

DRCCD31 Private Operation and Transfer of State Correctional Facilities to Private Owner

Sections: ***753.10, R.C. 9.06, 5120.092***	**Sections:** ***753.10, R.C. 9.06, 5120.092***
(1) Expressly authorizes the Director of Rehabilitation and Correction and the Director of Administrative Services to contract with a private person or entity for the private operation of the Lake Erie Correctional Facility, the Grafton Correctional Institution, the North Coast Correctional Treatment Facility, the North Central Correctional Institution, and the vacated correctional facility previously operated by the Department of Youth Services that is adjacent to the North Central Correctional Institution and the transfer of the state's right, title, and interest in the facility and surrounding land to the private person or entity.	(1) Same as the Executive, except transfers from the Department of Youth Services to the Department of Rehabilitation and Correction jurisdiction of the correctional facility vacated by the Department of Youth Services and renames that facility as the North Central Correctional Institution Camp.
(2) Authorizes the sale of the state's right, title, and interest in the real property on which any facility identified in (1) and any surrounding land to the private person or entity	(2) Same as the Executive, but removes a deed restriction prohibiting use of the sold real estate for anything other than a correctional institution, and states the approximate

Executive	As Reported by House Finance and Appropriations
privately contracted to operate and specifies provisions that must be included in the deed of sale.	acreage of the land that may be sold with each of the facilities.
(3) Requires the proceeds of the conveyance of any of the five specified facilities be deposited into the state treasury to the credit of the Adult and Juvenile Correctional Facilities Bond Retirement Fund, which the bill creates, requires the proceeds be used to redeem or defease the outstanding portion of any state bonds issued for the facilities sold, and requires any remaining proceeds be transferred to the GRAF.	(3) Same as the Executive, but corrects language regarding the use of the proceeds of the sale of any of the specified facilities.
(4) Specifies that the provisions described in (1) and (2) do not restrict the Department of Rehabilitation and Correction from contracting only for the private operation and management of any facility identified in (1).	(4) Same as the Executive.
(5) Revises the authority of the Department of Rehabilitation and Correction, a county, or a municipality to contract for the private operation and management of a correctional facility by a private person or entity by repealing a 2-year limitation on the duration of an initial contract and repealing a requirement that the contractor generally must be accredited by the American Correctional Association.	(5) Same as the Executive.
(6) No provision.	(6) Permits the Director of Rehabilitation and Correction to transfer the Braille printing press and associated programs located at the Grafton Correctional Institution to another state correctional institution.
(7) No provision.	(7) Specifies that any of the five specified facilities transferred must be returned to the county auditor's tax list and duplicate and is subject to all real property taxes and assessments, that no exemption from real property taxation under R.C. Chapter 5709. applies to any facility sold under the provisions, and that the gross receipts and income of a contractor to whom any facility is sold under the provisions that are derived from operating the facility

Executive	As Reported by House Finance and Appropriations
	are exempt from gross receipts and income taxes levied by the state and its subdivisions.
Fiscal effect: It is anticipated that up to $200 million or more in onetime cash will be generated to redeem or repay the outstanding state bonds, with any remaining proceeds transferred to the GRF. With regard to the private management and operation of a state or local correctional facility, current law requires that a private contractor operate that facility at a rate of at least 5% less than the cost of the state operating the facility.	**Fiscal effect: Same as the Executive, except the tax provisions: (1) make it clear that, subsequent to such a sale, local property taxes and assessments become applicable against the property in the county where the sold facility is located, and (2) may forgo certain state and local tax revenues that might otherwise have been collected.**

Appropriation Language

DRCCD1 Transfer of Operating Appropriations to Implement Criminal Sentencing Reforms

Section: ***373.10***	**Section:** ***373.10***
Permits, 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 appropriation, in each of FY 2012 and FY 2013, from GRAF appropriation item 501321, Institutional Operations, to certain GRAF appropriation items that fund community-based corrections programs.	Same as the Executive.

DRCCD2 Ohio Building Authority Lease Payments

Section: ***373.10***	**Section:** ***373.10***
Requires GRAF 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 7027).	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DRCCD3 OSU Medical Charges	
Section: ***373.10***	**Section:** ***373.10***
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.

Executive	As Reported by House Finance and Appropriations
RSCCD10 **Rehabilitation Services Commission as Member of Ohio Family and Children First Cabinet Council**	
R.C. ***121.37***	**R.C.** ***121.37***
Adds the RSC Administrator as a member of the Ohio Family and Children First Cabinet Council.	Same as the Executive.
Fiscal effect: Increase costs for RSC to contribute to the administration of the Cabinet Council each fiscal year, which decreases the amount contributed by other Cabinet Council member agencies. The amount RSC will contribute is about $22,800 for FY 2012 and FY 2013.	**Fiscal effect: Same as the Executive.**
RSCCD4 **Rehabilitaton Services Commission Third-Party Funding**	
R.C. ***3304.181, 3304.182***	**R.C.** ***3304.181, 3304.182***
Requires funding agreements between RSC and a public or private entity to comply with federal regulations for third-party cooperative arrangements by public agencies.	Same as the Executive.
Increases to 25% (from 13%) the maximum percentage of funds that RSC may receive under a third-party funding agreement.	No provision.
Removes the specification that RSC use funds received from third party agreements for administration.	Same as the Executive.
Fiscal effect: Revenue gain of about $9.6 million in each fiscal year under third party agreements, assuming third party funding of $17 million in each fiscal year. The revenue gain includes funds from third parties and federal vocational rehabilitation dollars received as a match.	**Fiscal effect: None.**

Executive	As Reported by House Finance and Appropriations
RSCCD1 Independent Living Council	
Section: ***375.10***	**Section:** ***375.10***
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.
Earmarks $67,662 in each fiscal year to be used as state matching funds for vocational rehabilitation innovation and expansion activities.	Same as the Executive.
RSCCD2 Assistive Technology	
Section: ***375.10***	**Section:** ***375.10***
Requires that GRF appropriation item 415406, Assistive Technology, be provided to Assistive Technology of Ohio and used to provide grants and assistive technology services for people with disabilities in Ohio.	Same as the Executive.
RSCCD3 Office for People with Brain Injury	
Section: ***375.10***	**Section:** ***375.10***
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.
Earmarks $44,067 in each fiscal year to be used as state matching funds to provide vocational rehabilitation services to eligible consumers.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
RSCCD6 Services for the Deaf	
Section: ***375.10***	**Section:** ***375.10***
Requires that GRF appropriation item 415508, Services for the Deaf, be used to provide grants to Community Centers for the Deaf.	Same as the Executive.
RSCCD7 Independent Living/Vocational Rehabilitation Programs	
Section: ***375.10***	**Section:** ***375.10***
Requires that FED Fund 3L40 appropriation item 415617, Independent Living/Vocational Rehabilitation Programs, be used to support vocational rehabilitation programs.	Same as the Executive.
RSCCD8 Social Security Reimbursement Fund	
Section: ***375.10***	**Section:** ***375.10***
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.
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.
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, to enable them to achieve competitive employment. Specifies that this appropriation item is also to be used to pay a portion of the indirect costs of the Personal Care Assistance Program as federally mandated.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
RSCCD9 Program Management Expenses	
Section: ***375.10***	**Section:** ***375.10***
Requires that SSR Fund 4W50 appropriation item 415606, Program Management Expenses, be used to support the administrative functions of RSC related to the provision of vocational rehabilitation, disability determination services, and ancillary programs.	Same as the Executive.
RSCCD12 Vocational Rehabilitation Services for Students	
Section: ***375.10***	**Section:** ***375.10***
Authorizes the ODM Director, 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 Executive.
Requires RSC to use any transferred funds to obtain additional federal matching funds to serve disabled students.	Same as the Executive.
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.
Fiscal effect: Potential revenue gains.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
RDFCD1 **Additional Appropriations**	
Section: ***379.10***	**Section:** ***379.10***
Increases appropriations if additional appropriations are determined to be necessary for administering and distributing revenue distribution funds according to the Revised Code.	Same as the Executive.
RDFCD2 **Transfers from the General Revenue Fund to the Local Government Tangible Property Tax Replacement Fund**	
Section: ***379.10***	**Section:** ***379.10***
Authorizes the Director of Budget and Management to transfer from the GRF to the Local Government Tangible Property Tax Replacement Fund (Fund 7081) amounts necessary to reimburse local taxing units under R.C. 5751.22. Also authorizes the Director to make temporary transfers from the GRF to Fund 7081 to ensure sufficient balances and to replenish the GRF for such transfers.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
SANCD1 Fee Changes	
R.C. *4736.12*	**R.C. *4736.12***
Increases the renewal fee for a registered sanitarian and a sanitarian-in-training from $74 to $80.	Same as the Executive.
Increases the late fee for a renewal application from $27 to $50, and specifies that the late fee is in addition to the renewal fee.	Same as the Executive.
Authorizes the Board to adopt rules to establish fees for additional copies of pocket identification cards and wall certificates.	Same as the Executive.
Fiscal effect: Gain of $9,500 per fiscal year to be deposited into GSF Fund 4K90, Occupational Licensing and Regulatory Fund.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
SFCCD12 Energy Conservation Measures Secured with Unvoted Bonds	
R.C. ***133.06, 3313.372***	**R.C.** ***133.06, 3313.372***
Requires school districts, when applying to SFC for authority to purchase energy conservation measures with unvoted bonds repaid with the estimated savings on energy costs, to report both (1) forgone residual value of materials or equipment replaced by the energy conservation measures and (2) a baseline analysis of actual energy consumption data for the preceding five years (along with other certified cost savings estimates required under current law). (Current law permits a school district to issue bonds to purchase energy conservation improvements without voter approval in an amount up to 9/10 of 1% of the district's tax valuation.)	Same as the Executive.
Requires that a district's report on its monitoring of the approved cost saving measures be submitted annually to SFC, instead of "be made available to the Commission upon request" as under current law.	Same as the Executive.
Fiscal effect: School districts may incur administrative costs in complying with the additional reporting requirements.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
SFCCD14 Debarment of Contractors on SFC Projects	
R.C. ***153.02, 3318.31***	**R.C.** ***153.02, 3318.31***
Authorizes SFC to request the Director of Administrative Services to debar a contractor from contract awards for SFC projects in the same manner the Director debars contractors from contract awards for public improvements under current law. Authorizes the Director of Administrative Services, upon the Director's own initiative or SFC request, to debar a contractor from contract awards for SFC projects.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**
SFCCD10 Lapse Period for SFC Projects	
R.C. ***3318.032, 3318.05, 3318.41***	**R.C.** ***3318.032, 3318.05, 3318.41***
Increases to 13 months (from one year under current law) the period after which the conditional approval of state funding for a school district's classroom facilities construction project lapses if the district voters do not approve within that period a bond issue and tax levy necessary to pay the district's share of the project cost.	Same as the Executive.
Fiscal effect: Provides districts with the same number of levy opportunities as districts had before H.B. 48 of the 128th G.A. increased the filing deadline from 75 to 90 days.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
SFCCD11 New Estimates for Renewal of Lapsed Projects	
R.C. ***3318.032, 3318.05, 3318.054, 3318.41***	**R.C.** ***3318.032, 3318.05, 3318.054, 3318.41***
Requires, if the conditional approval of a school or joint vocational school district's (JVSD) classroom facilities project lapses because the district's voters do not approve a bond issue and tax levy to pay the district's portion of the project, that the district board request that SFC set a new scope, estimated cost, and estimated millage rate for the project, if the board wishes to renew the project.	Same as the Executive.
Authorizes the district board to resubmit the project, based on the new estimates, to the district's voters and specifies that, if approved by the voters, the district's project receives first priority for funding as it becomes available, as provided under current law.	Same as the Executive.
Fiscal effect: Current law does not expressly specify what project scope and costs a district board must resubmit to its voters after a project lapses, but in practice it is the original project scope and costs that are resubmitted, which may not reflect the district's current needs, tax valuation, and relative wealth.	**Fiscal effect: Same as the Executive.**
SFCCD13 Simultaneous Spending of Shares	
R.C. ***3318.08, 183.51, 3318.38, 3318.41***	**R.C.** ***3318.08, 183.51, 3318.38, 3318.41***
Requires that funds reserved to pay the state and school district shares of all classroom facilities projects be spent simultaneously, in proportion to their respective shares, instead of state funds being spent first as under current law for most district projects.	Same as the Executive.
Fiscal effect: Currently, simultaneous spending of state and district funds applies only to JVSDs and the six districts participating in the Accelerated Urban Initiative.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
SFCCD15 Close-Out of SFC Projects	
R.C. ***3318.12, 3318.48***	**R.C.** ***3318.12, 3318.48***
Requires SFC to issue a certificate of completion for a school district's state-assisted classroom facilities project when the following have occurred: (1) all facilities have been completed and the district has received certificates of occupancy, (2) SFC has issued certificates of contract completion on all prime construction contracts, (3) SFC has completed a final accounting of the district's project construction fund and determined that all payments were in compliance with SFC policies, (4) any litigation concerning the project has been resolved, and (5) all construction management services provided by SFC have been delivered.	Same as the Executive.
Permits SFC to issue a certificate of completion prior to satisfaction of these conditions, if SFC determines that the circumstances preventing their satisfaction are so minor that the project should be considered complete.	Same as the Executive.
Permits SFC to issue a certificate of completion when a school district does not voluntarily participate in the close-out process, if the construction manager verifies that all facilities have been completed and SFC determines those facilities have been occupied for at least a year. In that case, requires the Auditor of State to issue a finding for recovery against the district and request legal action by the Attorney General, if any funds remaining in the project construction fund that are owed to SFC have not been returned within 60 days after issuance of the certificate of completion.	Same as the Executive.
Fiscal effect: The bill's procedure for close-out may provide SFC with funding flexibility to support other, on-going projects or to offer funding to districts not yet served by SFC.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
SFCCD17 Local Share for ELPP School Districts	
	R.C. ***3318.36***
No provision.	Specifies that the local share of a Classroom Facilities Assistance Program (CFAP) project for a school district that participated in the Expedited Local Partnership Program (ELPP) and whose general business tangible personal property (TPP) valuation made up 18% or more of its total taxable value for TY 2005 (before the TPP tax was phased out), be the lesser of (1) the percentage locked in when the district signed the ELPP agreement or (2) the percentage computed using its current wealth percentile rank. **Fiscal effect: The local share for an eligible school district may be lower and the state share higher.**
SFCCD16 Exceptional Needs Program	
	R.C. ***3318.37***
No provision.	Removes the prohibition for a school district to participate in the Exceptional Needs Program (ENP) if SFC reasonably expects the district to be eligible for districtwide assistance under CFAP within three fiscal years. **Fiscal effect: More school districts may be able to participate in ENP, which is designed to assist school districts in addressing the health and safety needs associated with a specific building instead of addressing the entire classroom facilities needs of the district as under CFAP.**

Executive	As Reported by House Finance and Appropriations
SFCCD8 Extreme Environmental Contamination Program	
R.C. ***3318.371***	**R.C.** ***3318.371***
Authorizes SFC to provide assistance under the Exceptional Needs Program to any school district for the purpose of the relocation or replacement of classroom facilities required as a result of any contamination of air, soil, or water that impacts the facility occupants. Specifies that the program is not limited to school districts in the first through 75th percentiles.	Same as the Executive.
Requires SFC to make a determination in accordance with adopted guidelines regarding eligibility and funding for projects. Authorizes SFC to contract with an independent environmental consultant to conduct a study to assist SFC in making a determination.	Same as the Executive.
Fiscal effect: The bill codifies the program, which is currently authorized under temporary law. River Valley Local (Marion), Gorham-Fayette Local (Fulton), and Three Rivers Local (Hamilton) have received assistance under the program.	**Fiscal effect: Same as the Executive.**
SFCCD9 Corrective Action Program	
R.C. ***3318.49, Sections 620.20, 620.21***	
Codifies the corrective action program, which provides funding for the correction of work that is found to be defective or to have been omitted after occupancy of a state-assisted classroom facility.	No provision.
Authorizes SFC to provide corrective action funds only if the school district notifies the Executive Director of SFC of the defective or omitted work within three years after occupancy of the facility for which the school district seeks funding. (Current temporary law specifies that notification must take place five years after project close-out.)	No provision.

Executive	As Reported by House Finance and Appropriations
Requires SFC to establish procedures and deadlines for school districts to follow in applying for corrective action grants. Requires that procedures include definitions of "defective" and "omitted," and that remediation efforts focus first on engaging the respective contractors that designed and constructed the areas that have design or construction-related issues.	No provision.
Authorizes SFC to provide necessary funds to take corrective measures after evaluating the defective or omitted work and establishes procedures for funding corrective work for complete and incomplete projects.	No provision.
Requires SFC to assess responsibility for the defective or omitted work and seek cost recovery from responsible parties, if applicable. Requires that any recovery of the expense of remediation be applied first to the district portion of the cost of the corrective action and any remaining funds be applied to the state portion and deposited into the School Building Program Assistance Fund (Fund 7032).	No provision.
Amends Section 105.20 of H.B. 462 of the 128th G.A. to specify that appropriation item C23011, Corrective Action Grants, be used in FY 2011 for corrective action grants authorized under temporary law and that C23011 be used in FY 2012 for corrective action grants authorized under permanent law. **Fiscal effect: The bill codifies the program, which is currently authorized under temporary law. H.B. 462 appropriated $23.3 million for corrective action grants in the FY 2011 - FY 2012 biennium.**	No provision.

Executive	As Reported by House Finance and Appropriations
SFCCD1 Common Schools General Obligation Debt Service	
Section: ***387.20***	**Section:** ***387.20***
Specifies that GRF appropriation item 230908, Common Schools General Obligation Debt Service, be used to pay all of SFC's required debt service and related financing costs during the FY 2012-FY 2013 biennium.	Same as the Executive.
SFCCD2 Operating Expenses	
Section: ***387.20***	**Section:** ***387.20***
Specifies that SSR Fund 5E30 appropriation item 230644, Operating Expenses, be used by SFC to carry out its duties.	Same as the Executive.
Requires the Executive Director of 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.
Permits, with Controlling Board approval, the transfer of noninterest cash from Fund 7021 and Fund N087 to Fund 5E30 if the Executive Director of SFC determines the transfer of interest to be insufficient to support operations.	Same as the Executive.
Fiscal effect: H.B. 1 of the 128th G.A. permitted the transfer of noninterest cash from Fund 7021 and Fund N087 to support SFC operations. The first transfer of noninterest cash occurred in November 2011.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

SFCCD3 School Facilities Encumbrances and Reappropriation

Section: *387.20*	Section: *387.20*
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 13 months 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.
Fiscal effect: The canceled encumbrances are made available to serve other school districts.	**Fiscal effect: Same as the Executive.**

SFCCD4 Amendment to Project Agreement for Maintenance Levy

Section: *387.30*	Section: *387.30*
Requires SFC to amend the project agreement between SFC and a school district that is participating in the Accelerated Urban Initiative (AUI) if SFC determines it is necessary to do so in order to comply with the change in maintenance levy requirements enacted by H.B. 1 of the 128th G.A.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: H.B. 1 of the 128th General Assembly changed the maintenance levy requirements for the six AUI districts (Akron, Cincinnati, Cleveland, Columbus, Dayton, and Toledo) to run for 23 years from the date the initial segment is undertaken, instead of extending for 23 years after the district's last segment was undertaken (the six AUI projects are broken into individual segments). For the districts that have not changed their agreements yet, the H.B. 1 change would reduce the number of years for which the districts would have to levy the required 1/2 mill property tax for maintenance. Presumably, the AUI districts would use other funds to meet their building maintenance needs.	**Fiscal effect: Same as the Executive.**

SFCCD5 **Canton City School District Project**

Section: ***387.40***	**Section:** ***387.40***
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 the Classroom Facilities Assistance Program.	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.**

Executive	As Reported by House Finance and Appropriations
SFCCD6 Disbursement Determination	
Section: ***387.50***	**Section:** ***387.50***
Authorizes SFC to determine the amount of funding available for disbursement in a given fiscal year for any Classroom Facilities Assistance Program project in order to keep aggregate state capital spending within approved limits. Authorizes SFC to take actions including, but not limited to, determining the schedule for design or bidding of approved projects, to ensure appropriate and supportable cash flow.	Same as the Executive.
Fiscal effect: The provision may give SFC more flexibility in spending state funds on projects.	**Fiscal effect: Same as the Executive.**
SFCCD7 Joint Vocational School District Funding	
Section: ***387.60***	**Section:** ***387.60***
Authorizes SFC to provide assistance to at least one JVSD each fiscal year for the acquisition of classroom facilities.	Same as the Executive.
Fiscal effect: SFC has the authority to spend up to 2% of its annual capital appropriations on JVSD projects. SFC is currently at that 2% limit and will be for the next couple of years. This provision would permit SFC to provide assistance to at least one joint vocational school district per year despite being at the 2% limit.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
SOSCD14 **Representation in Lawsuits Regarding Reapportionment and Redistricting**	
	R.C. ***9.05, 3521.04, 109.02***
No provision.	Permits the Apportionment Board, by majority vote, to choose to be represented by either the Attorney General or by private legal counsel in regard to any lawsuit challenging the constitutionality or legality of General Assembly districts.
No provision.	Permits the Speaker of the House of Representatives and the President of the Senate jointly to choose to have the General Assembly represented by either the Attorney General or by private legal counsel in regard to any lawsuit challenging the constitutionality or legality of Congressional districts.
SOSCD9 **Multiple Agent Change Fee**	
R.C. ***111.16***	**R.C.** ***111.16***
Requires the Secretary of State to charge and collect $125, plus $3 per entity record being changed, for a multiple change of agent name or address, standardization of agent address, or resignation of agent for corporations, nonprofit corporations, foreign corporations, foreign nonprofit corporations, limited liability companies, foreign limited liability companies, business trusts, real estate investment trusts, partnerships, or limited partnerships.	Same as the Executive.
Fiscal effect: No new fiscal effect, as the provision codifies this existing fee.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
SOSCD7 Information Systems Fund	
R.C. ***111.181***	**R.C.** ***111.181***
Creates the Information Systems Fund (Fund 4130) in the state treasury to pay for the IT expenses of the Secretary of State's office. Specifies that the fund will consist of receipts from fees charged for special database requests, including corporate and uniform commercial code filings.	Same as the Executive.
Fiscal effect: None. The provision codifies the fund which was created in temporary law in FY 1994.	**Fiscal effect: Same as the Executive.**
SOSCD2 Federal Help America Vote Act (HAVA) Fund and Election Reform/Health and Human Services Fund	
R.C. ***111.28, 389.10***	**R.C.** ***111.28, 389.10***
Creates the Help America Vote Act (HAVA) Fund (Fund 3AS0) in codified law. Specifies that HAVA moneys received by the Secretary of State from the U.S. Election Assistance Commission are to be credited to the fund and used for activities conducted pursuant to HAVA. Requires the investment earnings of the fund to be credited to the fund.	Same as the Executive.
Creates the Election Reform/Health and Human Services Fund (Fund 3AH0) in codified law, and specifies that HAVA moneys received by the Secretary of State from the U.S. Department of Health and Human Services are to be credited to the fund and used to assure access for disabled individuals. Requires the investment earnings of the fund to be credited to the fund.	Same as the Executive.
Reappropriates the unexpended and unencumbered portion of FED Fund 3AS0 appropriation item 050616, Help America Vote Act (HAVA) Voting Machines, at the end of one fiscal year to the next.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: The provision codifies these funds which were first created in FY 2006.	**Fiscal effect: Same as the Executive.**

SOSCD5 Citizen Education Fund

R.C. ***111.29***	**R.C.** ***111.29***
Establishes the privately funded Citizen Education Fund (Fund 4140) in codified law, and requires the Secretary of State to use moneys in the fund for preparing, printing, and distributing voter registration and educational materials and for conducting related workshops and conferences.	Same as the Executive.
Fiscal effect: None. The provision codifies the fund which was created by Controlling Board action in FY 1984.	**Fiscal effect: Same as the Executive.**

SOSCD6 Distribution Requirements for Session Laws

R.C. ***149.091, 149.11, 111.12***	**R.C.** ***149.091, 149.11, 111.12***
Authorizes the Secretary of State to publish the session laws (the Laws of Ohio) in a paper or electronic format as an alternative to the current requirement for a bound format. Eliminates current specific numbers of copies to be produced and relaxes the distribution requirements by authorizing instead of requiring the free distribution of the session laws to specified persons.	Same as the Executive.
Removes the specified numbers of nonelectronic copies of election statistics and official rosters of federal, state, county, township, and municipal officers currently required to be compiled and published biennially by the Secretary of State. Instead provides that the statistics and rosters must be compiled and published biennially in a paper, book, or electronic format.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: The most recent printing and publication of session laws cost approximately $100,000. The printing and production costs of all the above publications should decrease under these provisions	**Fiscal effect: Same as the Executive.**

SOSCD8 **Abolishment of the Technology Improvements Fund**

R.C. ***1309.528, 389.10***	**R.C.** ***1309.528, 389.10***
Abolishes the Technology Improvements Fund (Fund 5N90).	Same as the Executive.
Requires the Director of the Office of Budget and Management, on July 1, 2011, or as soon as possible thereafter, to transfer the cash balance in the Technology Improvements Fund (Fund 5N90) to the Uniform Commercial Code Filing Fund (Fund 5990). Requires the Director to cancel any existing encumbrances against Fund 5N90 line item 050607, Technology Improvements, and to re-establish them against Fund 5990 line item 050603, Business Services Operating Expenses. Appropriates those amounts. Abolishes Fund 5N90 upon completion of the transfer.	Same as the Executive.
Fiscal effect: None. Under current law, all fees collected for corporate and uniform commercial code (UCC) filings are deposited into the Corporate and Uniform Commercial Code Filing Fund (Fund 5990), except that 1% of these amounts are deposited into Fund 5N90 for maintaining, improving, and replacing equipment, or training of employees in the use of the equipment. Under this provision, Fund 5990 will retain all UCC filing fees, and equipment and training expenses will be paid for directly out of the fund.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
SOSCD1 **E-Notifications for Business Services**	
R.C. ***1329.04, 1329.42, 1701.07, 1702.59, 1776.83, 1785.06***	**R.C.** ***1329.04, 1329.42, 1701.07, 1702.59, 1776.83, 1785.06***
Requires the Secretary of State to use ordinary or electronic mail instead of certified mail or notices sent "in writing" to notify businesses of the need to renew registrations of trade names and marks and statements of continued existence, to file certain biennial reports or statements, and to appoint statutory agents.	Same as the Executive.
Fiscal effect: Some reduction in mailing costs.	**Fiscal effect: Same as the Executive.**
SOSCD11 **Filing Fees for Transaction of Business, Mergers, and Consolidations**	
R.C. ***1703.031, 1703.07***	**R.C.** ***1703.031, 1703.07***
Removes provisions in current law specifying a $100 fee that applies to banks transacting business in the state and a $10 filing fee for certificates of merger or consolidation for foreign corporations, and instead specifies that the fees that apply to these entities are those under the fee schedule in R.C. 111.16, which currently sets the fee for all of these filings at $125.	Same as the Executive.
Fiscal effect: None, as the Secretary of State currently collects the higher fees.	**Fiscal effect: Same as the Executive.**
SOSCD10 **Board of Voting Machine Examiners Fees**	
R.C. ***3506.05***	**R.C.** ***3506.05***
Increases from $1,800 to $2,400 the fee that must be paid by a voting machine vendor in order to have the Board of Voting Machine Examiners test the voting equipment for possible certification in Ohio.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Will increase fees deposited into the Board of Voting Machine Examiners Fund (Fund 4S80), although since there are few such vendors, the increase will be minimal.	**Fiscal effect: Same as the Executive.**

SOSCD3 Board of Voting Machine Examiners

Section: ***389.10***	**Section:** ***389.10***
Requires that GSF Fund 4S80 appropriation item 050610, Board of Voting Machine Examiners, be used to pay for the services and expenses of the members of the Board of Voting Machine Examiners, and for other expenses that are authorized to be paid from the Board of Voting Machine Examiners Fund (Fund 4S80) created in R.C. 3506.05.	Same as the Executive.
Requires that moneys not used be returned to the person or entity submitting equipment for examination, and states that if it is determined that additional appropriations are necessary, such amounts are appropriated.	Same as the Executive.

SOSCD4 Holding Account Redistribution Group

Section: ***389.10***	**Section:** ***389.10***
Requires that Fund R001 appropriation item 050605, Uniform Commercial Code Refunds, and 090 Fund R002 appropriation item 050606, Corporate/Business Filing Refunds, be used to hold revenues until they are directed to the appropriate accounts or until they are refunded. Appropriates additional amounts if necessary.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
SOSCD12 Pollworker Training	
Section: ***389.10***	**Section:** ***389.10***
Requires that GRF appropriation item 050407, Pollworkers Training, be used to reimburse county boards of elections for pollworker training pursuant to section 3501.27 of the Revised Code. Reappropriates an amount equal to the unexpended, unencumbered portion of appropriation item 050407, Pollworker Training, at the end of FY 2012 for the same purpose in FY 2013.	Same as the Executive.
SOSCD13 HAVA Funds	
Section: ***389.10***	**Section:** ***389.10***
Requires the Director of OBM to credit the interest earnings from the Election Reform/Health and Human Services Fund (Fund 3AH0), the Help America Vote Act (HAVA) Voting Machine Fund (Fund 3AS0), and the Election Data Collection Grant Fund (Fund 3AC0) to the respective funds.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
SENCD1 **Operating Expenses**	
Section: ***391.10***	**Section:** ***391.10***
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.

Executive	As Reported by House Finance and Appropriations
CSVCD1 **Ohio Community Service Council Name Change**	
R.C. ***121.40, 121.401, 121.402, 121.403, 121.404, 1501.40, 3301.70, 3333.043, and 4503.93***	**R.C.** ***121.40, 121.401, 121.402, 121.403, 121.404, 1501.40, 3301.70, 3333.043, and 4503.93***
Changes the name of the Ohio Community Service Council to the Ohio Commission on Service and Volunteerism, but does not change any duties, authority, purpose, etc.	Same as the Executive.
Fiscal effect: Currently, ODA acts as the OCSC's fiscal agent and appropriations for OCSC are under ODA. The bill funds OCSC as a stand-alone agency. ODA could have a minimal decrease in administrative expenses since it will no longer perform fiscal agent duties for OCSC. However, there could be some minimal increases in administrative expenses for OCSC as it transitions to operating as a stand-alone agency.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
CSFCD1 Debt Service Costs	
Section: ***395.10***	**Section:** ***395.10***
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.

Executive	As Reported by House Finance and Appropriations
SOACD1 Eligibility for Grants and Loans	
	R.C. ***183.151***
No provision.	Requires grants and loans awarded by the Southern Ohio Agricultural and Community Development Foundation after the effective date of the section to be limited to applicants enrolled in an institution of higher education located in Ohio or within 50 miles of the state's borders. **Fiscal effect: This provision changes the terms under which grants and loans are awarded, but does not alter the number of grants or loans issued. Typically, the Foundation receives more applications than it can fund.**

Executive	As Reported by House Finance and Appropriations
BTACD1 Review of Board of Tax Appeals Operations	
Section: ***757.30***	**Section:** ***757.30***
Requires the Tax Commissioner to review the operations of the Board of Tax Appeals and submit a written report not later than November 15, 2011, with recommendations for improvements. **Fiscal effect: Will increase expenditures by the Tax Commissioner. The bill does not specify an amount or range for expenditures on this review and report.**	Same as the Executive.

Executive	As Reported by House Finance and Appropriations

Commercial Activity Tax

TAXCD6 Expansion of the New Refundable Job Retention Tax Credit

R.C. ***122.171, 5725.98, 5729.98, 5733.0610, 5747.058, 5751.50.***	**R.C.** ***122.171, 5725.98, 5729.98, 5733.0610, 5747.058, 5751.50.***
Authorizes, between July 1, 2011, and December 31, 2013, the Tax Credit Authority to grant a new refundable job retention tax credit (JRTC) to businesses that have an annual payroll of at least $20 million, that invest at least $5 million at a project site in the same local jurisdiction where its principal place of business is located, and that meet other existing JRTC program requirements.	Same as the Executive.
Imposes additional requirements on applicants for the expanded refundable credit that do not apply to the existing refundable credit.	Same as the Executive.
Fiscal effect: This provision generally expands the existing refundable job retention tax credit in H.B. 58 of the 129th General Assembly. It increases the current $8 million ceiling in annual refundable job retention tax credits to $25 million combined for 2011, 2012, and 2013. Potential commercial activity tax revenue loss (all funds basis) is $17.0 million for the biennium, though the yearly loss is undetermined. The GRF share of the revenue loss each year would depend on the allocation of commercial activity tax revenues between the GRF, the School District Tangible Property Tax Replacement Fund (Fund 7047) and the Local Government Tangible Property Tax Replacement Fund (Fund 7081).	**Fiscal effect: Same as the Executive.**

TAXCD22 Commercial Activity Tax on Casinos

	R.C. ***5751.01, 5753.01***
No provision.	Specifies that the commercial activity tax applies to the gross receipts of a casino operator without deduction for casino user winnings and payouts.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: None.

Personal Income Tax

TAXCD21 Income Tax Refund Contributions to Ohio Historical Society

	R.C. ***149.308, 5747.113***
No provision.	Allows taxpayers to contribute a portion of their income tax refunds to the Ohio Historical Society Income Tax Contribution Fund created by the bill, and to contribute directly to this fund. Requires the Ohio Historical Society to use this money for the public functions with which it is charged by R.C. 149.30. **Fiscal effect: Contributions to the new fund are uncertain. Three existing funds for income tax refund contributions have each received yearly amounts ranging from about $300,000 to more than $600,000. Up to 2.5% of income tax refund contributions may be transferred to the Litter Control and Natural Resource Contribution Fund (Fund 4370) to pay Department of Taxation costs of administering this program.**

TAXCD4 Mail-in Voter Registration Materials with Income Tax Returns

R.C. ***5703.05***	**R.C.** ***5703.05***
Eliminates the requirement that the Department of Taxation include mail-in voter registration materials with income tax returns.	Same as the Executive.
Fiscal effect: Reduces costs for the Secretary of State, which pays all costs for the inclusion of the mail-in registration form under current law.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations

Property Taxes and Transfer Fees

TAXCD16 Local Government Reimbursement for Utility Personal Property Tax Losses

R.C. *5727.84, 5727.85, 5727.86, Section 757.20*	**R.C.** *5727.84, 5727.85, 5727.86, Section 757.20*
(1) Accelerates the phase-out of fixed-rate public utility property tax loss reimbursements for most non-school taxing units based on each unit's reliance on the reimbursement as measured by the unit's CY 2010 public utility tax loss reimbursement as a percentage of its total resources as defined in the bill. Specifies that reimbursements are phased out, beginning in CY 2011, so that each unit's reliance on the reimbursement falls by two percentage points per year. Beginning in FY 2012, phases out reimbursements for nonoperating fixed-rate levies by 25% per year (municipalities are the only non-school taxing unit that is eligible for this reimbursement).	(1) Same as the Executive, except holds reimbursements at CY 2013 levels in subsequent years for units of local government other than school districts.
(2) Changes the percentages of money credited to various funds from kilowatt-hour (KWH) tax receipts. For FY 2012 and FY 2013, requires 88% of receipts to be credited to the GRF (from 63%), 9% (from 25.4%) to the School District Property Tax Replacement Fund (Fund 7053), and 3% (from 11.6%) to the Local Government Property Tax Replacement Fund (Fund 7054). Distributions to the GRF increase in subsequent fiscal years, to 100% in FY 2031, and eliminates distributions to the other two funds in that same year.	(2) Same as the Executive, except holds percentages of KWH tax receipts at FY 2012 levels in subsequent years.
(3) Changes the distribution of receipts from the excise tax on natural gas distribution companies. Beginning FY 2012, requires 100% of receipts to the GRF instead of 68.7% to the School District Property Tax Replacement Fund (Fund 7053) and 31.3% to the Local Government Property Tax Replacement Fund (Fund 7054) as under current law.	(3) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(4) Changes the default method for apportioning reimbursement payments among local governments other than school districts for mergers or annexations from a property value basis to a square mileage basis.	(4) Same as the Executive.
(5) Allows a local government to appeal to the Tax Commissioner a levy classification or amount used in calculation of total resources. Specifies that decisions of the Tax Commissioner regarding appeals are final and not subject to appeal and that no changes in classifications or calculations will be made after June 30, 2013.	(5) Same as the Executive.
(6) States that, with respect to unvoted debt levies within the ten-mill limit or pursuant to a municipal charter, if the levy was no longer levied for debt purposes for tax year 2010 or for any tax year thereafter before 2016, payments for that levy are to be made under the new reimbursement mechanism for fixed-rate levy losses beginning the first year after the year for which it is no longer levied for debt purposes (and is levied for other purposes). (Taxes levied pursuant to a municipal charter refer to taxes levied pursuant to a provision of a municipal charter that permits the tax to be levied without prior voter approval.)	(6) Same as the Executive.
(7) Requires reimbursement payments to be made on or before August 31 and February 28 instead of in late August and February as under current law.	(7) Same as the Executive.
(8) Repeals the law creating, as of January 1, 2011, the Public Utility Tax Study Committee, which was to study the extent to which school districts had been compensated by the tax loss reimbursements	(8) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: See LSC's Bill Analysis for H.B. 153 for a more extensive discussion of these proposed statutory changes. The appropriation for these payments from the Local Government Property Tax Replacement Fund (Fund 7054) is $16 million for FY 2012 and $11 million for FY 2013, down from an estimated $90 million in FY 2011. The reallocation of KWH tax receipts would increase revenue to the GRF by about $139 million in FY 2012 and $141 million in FY 2013. The reduction in receipts to Fund 7054 under the proposed formula would be about $48 million in FY 2012 and FY 2013. The remainder of the increase in GRF revenue would come from the reduction in share to Fund 7053. Also, the bill directs the natural gas distribution tax to the GRF beginning in FY 2012. All revenues prior to FY 2012 have been distributed to Fund 7053 and Fund 7054. Amounts raised by this tax in recent years have ranged from about $66 million to $71 million.	**Fiscal effect: Same as the Executive except increases tax-loss reimbursements in FY 2014 and thereafter. Revenues to Fund 7054 appear likely to be adequate to cover the required payments.**

TAXCD17 Local Government Reimbursement for Tax Losses on Tangible Personal Property (TPP) of General Business

R.C. ***5751.20, 5751.21, 5751.22, 5751.23, Section 757.20***	**R.C.** ***5751.20, 5751.21, 5751.22, 5751.23, Section 757.20***
(1) Accelerates the phase-out of fixed-rate TPP tax loss reimbursements for most non-school taxing units, based on each unit's reliance on the reimbursements as measured by each unit's calendar year (CY) 2010 TPP reimbursement as a percentage of the unit's total resources as defined in the bill. Specifies that beginning in CY 2011, reimbursements for operating fixed rate levies are phased out so that each unit's reliance on the reimbursements falls by two percentage points per year.	(1) Same as the Executive, except holds reimbursements at CY 2013 levels in subsequent years for units of local government other than school districts.
(2) Phases out nonoperating fixed-rate levy reimbursement by 25% per year beginning in CY 2011. (Municipalities are the only non-school taxing unit that is eligible for these reimbursements.)	(2) Same as the Executive, except holds nonoperating fixed-rate levy reimbursement at 25% in CY 2013 and thereafter.

Executive	As Reported by House Finance and Appropriations
(3) Changes the percentages of money credited to various funds from commercial activity tax (CAT) receipts. For FY 2012, requires 25% (from 5.3%) of receipts to be credited to the GRF, 52.5% (from 70%) to the School District Tangible Property Tax Replacement Fund (Fund 7047), and 22.5% (from 24.7%) to the Local Government Tangible Property Tax Replacement Fund (Fund 7081). Specifies that the corresponding percentages for FY 2013 are 50% (from 10.6%), 35% (from 70%), and 15% (from 19.4%), respectively. Increases distributions to the GRF in subsequent fiscal years, to 100% in FY 2021, and phases out distributions to the other two funds. Eliminates distributions to Fund 7047 beginning in FY 2021. Eliminates distributions to Fund 7081 beginning in FY 2019.	(3) Same as the Executive, except holds percentages of CAT receipts at FY 2013 levels in subsequent years.
(4) Changes the default method for apportioning reimbursement payments among local governments other than schools for mergers or annexations from a property value basis to a square mileage basis.	(4) Same as the Executive.
(5) Phases out from 2012 to 2016 the county administrative fee losses caused by the tangible personal property tax losses.	(5) Same as the Executive.
(6) Allows a local government to appeal to the Tax Commissioner a levy classification or amount used in calculation of total resources. Specifies that decisions of the Tax Commissioner regarding appeals are final and not subject to appeal and that no changes in classifications or calculations will be made after June 30, 2013.	(6) Same as the Executive.
(7) Specifies that annual reimbursement payments for non-school taxing units be made twice per year, in May and on or before November 20, beginning in TY 2011. (Current law requires three payments per year, in May, August, and October.)	(7) Same as the Executive.
(8) Specifies that debt levies that have been imposed pursuant to a municipal charter, and that do not have to be	(8) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
approved by voters will, like other unvoted debt levies, continue to be reimbursed at 100% as long as the levy was still being used to pay debt in 2010 and as long as it continues to be levied to pay debt.	
Fiscal effect: See LSC's Bill Analysis for H.B. 153 for a more extensive discussion of these proposed statutory changes. The appropriation for these payments from the Local Government Tangible Property Tax Replacement Fund (Fund 7081) is $291 million for FY 2012 and $181 million for FY 2013, down from an estimated $414 million in FY 2011. The reallocation of CAT receipts would increase revenue to the GRF by about $289 million in FY 2012 and $594 million in FY 2013. The reduction in receipts to Fund 7081 under the proposed formula would be about $32 million in FY 2012 and $66 million in FY 2013. The remainder of the increase in GRF revenue would come from the reduction in share to Fund 7047. The bill retains the current law provision that the GRF would make up any shortfall in amounts needed to provide school districts and local governments their required reimbursements, though the required reimbursements are phased out more quickly under the proposed changes. The provision that limits the speed with which TPP reimbursements are phased out for any individual jurisdiction to no more than 2% of its total resources in calendar year 2011 and 4% in 2012 makes a statewide calculation of the change in required reimbursement very data intensive. LSC has not yet determined whether GRF transfers will be needed in addition to the amounts appropriated in the bill.	**Fiscal effect: Same as the Executive except increases tax-loss reimbursements in FY 2014 and thereafter. Revenues to Fund 7081 appear likely to be adequate to cover the required payments.**

Executive	As Reported by House Finance and Appropriations

Other Taxation Provisions

TAXCD3 Adjustments to Local Government Distributions

R.C. ***131.44, 131.51, 5705.031, 5705.32, 5705.321, 5707.03, 5725.01, 5725.151, 5725.18, 5725.24, 5747.46, 5747.47, 5747.48, 5747.50, 5747.51, 5751.011, and Sections 379.10 and 757.10***	**R.C.** ***131.44, 131.51, 5705.031, 5705.32, 5705.321, 5707.03, 5725.01, 5725.151, 5725.18, 5725.24, 5747.46, 5747.47, 5747.48, 5747.50, 5747.51, 5751.011, and Sections 379.10 and 757.10***
(1) Reduces Local Government Fund (LGF or Fund 7069) distributions to 75% of FY 2011 levels for the period between August 2011 and June 2012, and reduces distributions to 50% of FY 2011 levels for all months in FY 2013. Provides that distributions after FY 2013 will depend on the total amount allocated to the fund as a percentage of total state tax revenue credited to the General Revenue Fund in FY 2013, instead of the current 3.68% of GRF tax revenue. Provides that allocations among county undivided LGFs and direct municipal payments from August 2011 through June 2013 will be on a pro rata basis based on their respective FY 2011 shares.	(1) Same as the Executive, except guarantees that any county undivided LGF that received less than $500,000 in FY 2011 will have no reduction in monthly distribution amounts in FY 2012 and FY 2013, and that any county undivided LGF that received over $500,000 in FY 2011 will receive at least $500,000 in FY 2012 and FY 2013.
(2) Reduces distributions from the Public Library Fund (PLF or Fund 7065) for all months between August 2011 and June 2013 to 95% of FY 2011 levels. Provides that allocations among county undivided PLFs from July 2011 through December 2011 are on a pro rata basis based on their respective CY 2010 shares, and from January 2012 through June 2013, based on their respective CY 2011 shares. Provides that distributions after FY 2013 will depend on the total amount allocated to the fund as a percentage of total state tax revenue credited to the General Revenue Fund in FY 2013, instead of the current 2.22% of GRF tax revenue.	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
(3) Provides that, after December 31, 2011, counties would no longer receive 5/8ths of the revenue from the dealers in intangibles tax on unaffiliated dealers, and instead allocates all revenue from that tax to the General Revenue Fund.	(3) Same as the Executive.
(4) Excuses the Tax Commissioner from compliance with existing certification requirements (regarding estimates of revenue to each county undivided LGF and PLF) for the 2012 and 2013 distribution years. Requires instead that the Commissioner send to each county one estimate of the total amount to be received from the Local Government Fund and the Public Library Fund by July 20 of the preceding year.	(4) Same as the Executive.
Fiscal effect: Reduces transfers from the GRF to Fund 7069 in FY 2012 by about $172 million compared to current law, to $526 million. Reduces these transfers in FY 2013 by about $398 million compared to current law, to $339 million. Reduces transfers from the GRF to Fund 7065 by about $75 million in FY 2012 compared to current law, to $354 million. Reduces these transfers in FY 2013 by about $102 million compared to current law, to $345 million. Reduces transfers from the dealers in intangibles tax to counties, allocating these amounts instead to the GRF starting in CY 2012, that totaled about $13 million in CY 2009. Total gain to the GRF would be about $254 million in FY 2012 and $513 million in FY 2013.	**Fiscal effect: Same as the Executive, except increases appropriation item 110969, Local Government Fund, by $1 million in FY 2012 and $2 million in FY 2013. Total gains to the GRF would be reduced by these amounts.**

Executive	As Reported by House Finance and Appropriations
TAXCD27 Historic Building Rehabilitation Tax Credit	
	R.C. ***149.311, 5725.34, 5725.98, 5729.17, 5729.98 and Section 812.20***
No provision.	Extends perpetually the credit for rehabilitating a historic building, but changes the aggregate limit on issuance of credits from $60 million per application period to $25 million per fiscal year. (Under existing law, the current application period, July 1, 2010 to June 30, 2011, is to be the last).
No provision.	Allows foreign and domestic insurance company taxpayers to be eligible for the historic rehabilitation tax credit.
	Fiscal effect: This provision might reduce GRF tax revenues in FY 2013 by a minimal amount, though it is likely the full fiscal impact of this provision, up to $25 million per year, will occur outside the next biennium. The tax credit is claimed against the personal income tax, the corporate franchise tax, and the dealers in intangibles tax. Any revenue loss to the GRF would also decrease the amount of tax revenue that will be deposited to the Local Government Fund (LGF) and the Public Library Fund (PLF); revenue losses to the LGF and PLF would decrease distributions to counties and local governments.
TAXCD19 Ohio Grapes Industries Fund	
R.C. ***4301.43***	**R.C.** ***4301.43***
Extends through June 30, 2013 the two cents per gallon of wine tax revenue credited to the Ohio Grapes Industries Fund.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Maintains revenues to the Ohio Grapes Industries Fund (Fund 4960). Fund 4960 received $808,248 in FY 2010 and is estimated to receive $962,999 in FY 2011. Receipts from the wine tax are otherwise credited to the GRF.	**Fiscal effect: Same as the Executive.**

TAXCD5 Electronic Tax Filing Rules

R.C. ***5703.059***	**R.C.** ***5703.059***
Authorizes the Tax Commissioner to adopt rules requiring electronic filing or payment of employer income tax withholding, motor fuel tax, cigarette and tobacco product excise tax, and severance tax. Authorizes taxpayers required to file or pay electronically under this provision to apply to the Tax Commissioner to be excused from the requirement.	Same as the Executive.
Fiscal effect: Electronic filing and payment reduce costs for the Department of Taxation. The Department may incur initial costs to publicize any new requirements and to educate the public regarding any such changes.	**Fiscal effect: Same as the Executive.**

TAXCD7 Tax Notices by Alternative Delivery Means

R.C. ***5703.37***	**R.C.** ***5703.37***
Authorizes the Tax Commissioner to issue notices and orders using delivery means other than certified mail or personal service if the alternative means records when the notice or order is placed with the delivery service and when it is accepted from a recipient, and if the delivery service is available to the general public and is as timely and reliable as the U.S. Postal Service.	Same as the Executive.
Fiscal effect: Alternative delivery means may reduce Department of Taxation costs.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
TAXCD26 Estate Tax Repeal	
	R.C. ***5731.02, 5731.18, 5731.181, 5731.19, and 5731.21***
No provision.	Repeals the estate tax for the estates of individuals dying on or after January 1, 2013. **Fiscal effect: The state GRF and the townships and municipal corporations in which the tax originates would no longer receive any revenue from the state estate tax for estates with dates of death on or after January 1, 2013. The revenue effect will occur after FY 2013, starting likely in FY 2014. The elimination of the state estate tax is estimated to reduce GRF tax receipts by tens of millions of dollars, and to decrease receipts to township or municipality of estate origin by hundreds of millions of dollars annually in the aggregate statewide. Any revenue loss to the GRF would also decrease the amount of tax revenue that will be deposited to the Local Government Fund (LGF) and the Public Library Fund (PLF) for distributions to counties and local governments.**
TAXCD25 Tax Exemptions for Privatized State Services	
	R.C. ***5747.01, 9.06, 126.60, 126.604, 718.01, 5739.02, and 5751.01***
No provision.	Provides an explicit sales tax exemption for transfers between the state and an entity, an income tax deduction for the entity's income, and commercial activity tax exclusion for the entity's gross receipts for an entity that enters into a contract with the state to provide public services under the pending bill's authority for the state to contract for public services, including the transfer of liquor operations to JobsOhio and the transfer of five prisons to private operators as authorized by the pending bill.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: Clarifies that these privatized state services are tax exempt.

TAXCD18 Income Tax Distribution to Counties

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 the income, estate, and inheritance taxes collected by the state must be returned to the county, school district, city, village, or township in which such taxes originate.	Same as the Executive.

TAXCD20 Temporary Tax Amnesty Program

	Sections: ***757.40, 757.41***
No provision.	Requires the Tax Commissioner to administer a tax amnesty program from January 1 to February 15, 2012, for the state personal income tax, sales and use tax, and corporate franchise tax, and for local taxes including the tangible personal property tax, county and transit authority sales tax, and school district income tax. **Fiscal effect: Will increase tax receipts, likely in the millions. Some portion of any receipts under an amnesty program would be recovered, in the absence of such a program, through audit and enforcement actions.**

TAXCD23 Former Inheritance Tax: Closure of Outstanding Cases

	Section: ***757.50***
No provision.	Requires all claims and inquiries regarding the repealed Ohio Inheritance Tax to be submitted to the Department of Taxation before 2013. The inheritance tax was repealed in 1968, to be replaced by the estate tax. **Fiscal effect: None.**

Executive	As Reported by House Finance and Appropriations

Appropriation Language

TAXCD9 **Homestead Exemption, Property Tax Rollback**

Section: ***403.10***	**Section:** ***403.10***
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 to be distributed by the Tax Commissioner directly to local taxing districts. Appropriates additional amount if necessary.	Same as the Executive.

TAXCD10 **Municipal Income Tax**

Section: ***403.10***	**Section:** ***403.10***
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.

TAXCD11 **Tax Refunds**

Section: ***403.10***	**Section:** ***403.10***
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.

Executive	As Reported by House Finance and Appropriations
TAXCD12 International Registration Plan Audit	
Section: ***403.10***	**Section:** ***403.10***
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.
TAXCD13 Travel Expenses for the Streamlined Sales Tax Project	
Section: ***403.10***	**Section:** ***403.10***
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.
TAXCD14 Centralized Tax Filing and Payment Fund	
Section: ***403.10***	**Section:** ***403.10***
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 a General Services Fund used by the Department of Taxation.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
TAXCD15 Tobacco Settlement Enforcement	
Section: ***403.10***	**Section:** ***403.10***
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.

Executive	As Reported by House Finance and Appropriations
DOTCD43 **Transportation Public-Private Partnership Legislative Oversight Committee**	
	R.C. ***5501.84***
(1) No provision.	(1) Creates the Transportation Public-Private Partnership Legislative Oversight Committee, consisting of three members of the Senate and three members of the House of Representatives.
(2) No provision.	(2) Requires the Committee to meet at least quarterly and requires ODOT, at each meeting, to make a report to the Committee on public-private partnership matters, including financial and budgetary matters and proposed and ongoing bids, maintenance, repair, and operational projects.
(3) No provision.	(3) Permits the committee, by the affirmative vote of at least four of its members, to submit written recommendations to the Director of DOT, the President of the Senate, the Speaker of the House, and the minority leaders of each house describing public-private partnership matters subject to further legislative review. **Fiscal effect: Potential minimal increase for reimbursement of expenses to committee members.**
DOTCD41 **Motor Fuel Tax Revenue Distribution**	
Section: ***506.20***	
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.
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).	No provision.

Executive		As Reported by House Finance and Appropriations
DOTCD42	**DOT Environmental Reviews**	
		Section: ***755.10***
No provision.		Authorizes the Director of Transportation, with Controlling Board approval, to make advance payments to the federal government for its costs in dedicating staff to the expeditious and timely review of environmentally related documents submitted by ODOT that are necessary for the approval of federal permits. **Fiscal effect: The provision is identical to one contained in the Transportation Appropriations Bill enacted in 2009. In 2011, the same provision was in the second version of the Transportation Bill considered by the House Finance and Appropriations Committee (LSC 129 0947-2), but was inadvertently deleted in subsequent versions of the bill.**

Executive	As Reported by House Finance and Appropriations
TOSCD4 **Small Business Linked Deposit Program Investments**	
	R.C. ***135.61, 135.65 and 135.66***
No provision.	Expands the financial instruments that the Treasurer of State may place with an eligible lending institution for purposes of lending the deposit to eligible small businesses at a rate below the present borrowing rate. Thereby conforms the financial instruments that may be used to those currently authorized for the Housing Linked Deposit Program. **Fiscal effect: None.**
TOSCD5 **Transfer of OBA Bonding Authority to the Treasurer of State**	
	R.C. ***154.02, 154.07, 154.24, 154.25, and 3333.90; Section 701.50***
No provision.	Provides for the Treasurer of State to supersede and replace the Ohio Building Authority as the issuing authority in all matters relating to the issuance of obligations for the financing of capital facilities for housing branches and agencies of state government and for the financing of community or technical college capital facilities pursuant to the Bond Intercept Program. (Does not, however, repeal the Ohio Building Authority's current bond issuing authority for these purposes.) **Fiscal effect: Potentially increases the Treasurer of State's administrative costs related to the new responsibilities, with potential corresponding decrease in the Ohio Building Authority's administrative costs.**

Executive	As Reported by House Finance and Appropriations
TOSCD1 Office of the Sinking Fund	
Section: ***407.20***	**Section:** ***407.20***
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 from appropriation item 155902, Highway Capital Improvement Bond Retirement Fund, in the budget of the Commissioners of the Sinking 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.

Executive	As Reported by House Finance and Appropriations
TOSCD2 Police and Fire Death Benefit Fund	
Section: ***407.20***	**Section:** ***407.20***
Specifies that GRF appropriation item 090575, Police and Fire Death Benefits, must 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. Requires the Treasurer of State to certify such amounts 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.
TOSCD3 Tax Refunds	
Section: ***407.20***	**Section:** ***407.20***
Specifies that AGY Fund 4250 appropriation item 090635, Tax Refunds, be used to pay specified tax refunds. Appropriates additional amount if the Director of Budget and Management determines that an additional amount is necessary.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
VTOCD1 Release of Funds	
Section: ***409.10***	**Section:** ***409.10***
Permits the Director of Budget and Management to release the GRF subsidy appropriations to 13 designated veterans' organizations.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DVSCD1 **Persian Gulf, Afghanistan and Iraq Compensation General Obligation Debt Service**	
Section: ***411.10***	**Section:** ***411.10***
Requires that GRF appropriation item 900901, Persian Gulf, Afghanistan, and Iraq Compensation Debt Service, be used to pay all debt service and related financing costs during the period from July 1, 2011, through June 30, 2013, on obligations issued for Persian Gulf, Afghanistan and Iraq Conflicts Compensation purposes.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DYSCD7 **Interstate Compact for Juveniles**	
	R.C. ***2151.312, 2151.354, 2151.56, 2151.57, 2151.58, 2151.59, 2151.60, 2151.61, 2152.26***
No provision.	Repeals the Interstate Compact on Juveniles and enacts the Interstate Compact for Juveniles. **Fiscal effect: The Department of Youth Services will incur costs to serve as the state agency responsible for administering the Interstate Compact for Juveniles in Ohio, most notably annual dues estimated at $27,000, and may incur minimal annual costs to provide staffing assistance to the six-member State Council for Interstate Supervision. Juvenile courts may realize some savings in their annual operating costs, as a result of being able to more efficiently track, transfer, and supervise adjudicated juvenile delinquents, status offenders, and runaways.**
DYSCD5 **Inspection of Juvenile Facilities**	
R.C. ***5139.11***	**R.C.** ***5139.11***
Requires the Department of Youth Services to coordinate and assist juvenile justice systems by visiting and inspecting jails, detention facilities, correctional facilities, facilities that may hold juveniles involuntarily, and any other facility that may temporarily house juveniles on a voluntary or involuntary basis for purpose of compliance with the federal "Juvenile Justice and Delinquency Prevention Act of 1974."	Same as the Executive.
Fiscal effect: This provision codifies current practice and therefore has no fiscal effect.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
DYSCD6 **Prioritization for the Use of Moneys from the Felony Delinquent Care and Custody Fund**	
	R.C. ***5139.43***
No provision.	Requires a county and the juvenile court that serves the county to prioritize the use of moneys in the county's Felony Delinquent Care and Custody Fund to research-supported, outcome-based programs and services. **Fiscal effect: Certain programs and services may be more or less likely to be funded in the future.**
DYSCD1 **Ohio Building Authority Lease Payments**	
Section: ***415.10***	**Section:** ***415.10***
Requires that GRF appropriation item 470412, Lease Rental Payments, be used to meet all payments to the Ohio Building Authority for the purpose of covering principal and interest on outstanding bonds issued to finance the state's juvenile justice correctional building program.	Same as the Executive.
DYSCD2 **Education Reimbursement**	
Section: ***415.10***	**Section:** ***415.10***
(1) Requires that GSF 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.	(1) Same as the Executive.
(2) Permits use of the appropriation item's appropriation for capital expenses related to the education program.	(2) Same as the Executive.

Executive	As Reported by House Finance and Appropriations
DYSCD3 Employee Food Service and Equipment	
Section: ***415.10***	**Section:** ***415.10***
Permits money collected in the form of reimbursements for state surplus property to be deposited into the Employee Food Service Fund (Fund 4790), and appropriated to GSF appropriation item 470609, Employee Food Service, for the purpose of purchasing food operational items.	Same as the Executive.
DYSCD4 Flexible Funding for Children and Families	
Section: ***415.10***	**Section:** ***415.10***
Permits the juvenile court, in collaboration with that county's family and children first council, to transfer portions of its allocations from GRF appropriation items 470401, RECLAIM Ohio, and 470510, Youth Services, to a flexible funding pool as authorized by the Section 337.30.70 (Family and Children First Flexible Funding Pool) of the bill.	Same as the Executive.
DYSCD9 Community Programs	
	Section: ***415.10***
No provision.	Reappropriates, from one fiscal year to the next, 45% of the unspent amount allocated for juvenile correctional facility operations in GRF appropriation item 470401, RECLAIM Ohio, to be used to expand evidence-based community treatment programs.

Executive	As Reported by House Finance and Appropriations
DYSCD8 Sale of a Department of Youth Services Facility	
	Section: ***753.30***
No provision.	Authorizes the sale of any Department of Youth Services facility that is closed before January 1, 2012 for use as a privately operated adult or juvenile correctional facility. **Fiscal effect: The sale of such a facility will generate a onetime revenue gain for the Adult and Juvenile Correctional Facilities Bond Retirement Fund, which the bill creates, with any remaining proceeds transferred to the GRF. The annual cost of the facility's subsequent management and operation under contract with the state as an adult or juvenile correctional facility would be a savings over the projected cost to the state of operating a similar facility.**

Executive	As Reported by House Finance and Appropriations
LOCCD8 Legal Publication in a Newspaper	
R.C. ***7.12, 7.16***	**R.C.** ***7.12, 7.16, 125.182, and numerous other sections; Repealed: R.C. 7.14 and 701.04***
(1) Revises the definition of a newspaper or newspaper of general circulation to a publication that has at least 25% editorial, non-advertising content, and that has a circulation of at least 50% of the households in the newspaper's retail trade zone.	(1) Replaces the Executive provision with provisions that revise the requirements for a newspaper to qualify as a "newspaper of general circulation" in which political subdivisions and state agencies publish public notices and advertisements and apply that definition anywhere that term is used in the Revised Code. Includes a minimum of 25% editorial content as one of the requirements. Authorizes mediation under a program operated by the court of common pleas if a newspaper's qualifications as a newspaper of general circulation are in question.
(2) No provision.	(2) Requires each newspaper to establish a "government rate" for publication of political subdivision public notices and advertisements, which cannot exceed the lowest classified advertising rate and lowest insert rate paid by other advertisers, and to post the notices and advertisements free on the newspaper's Internet web site, if the newspaper has one.
(3) Notwithstanding any statute or rule that requires a state agency or political subdivision to publish a notice in a newspaper of general circulation, allows state agencies or political subdivisions to publish public notices on the state public notice web site the bill requires DAS to establish under R.C. 125.182 in lieu of publishing them in a newspaper. Specifies, however, that an entity that publishes a required notice on the web site must also publish an abbreviated notice in a newspaper providing a brief summary of the notice, a reference to the web site address for the state public notice web site where the complete notice may be found, and a telephone number to call for more information. Authorizes a municipal	(3) Replaces the Executive provisions with the following: (A) Specifies that if a statute requires a state agency or political subdivision to publish a notice or advertisement two or more times in a newspaper and if the statute requiring such publication refers to R.C. 7.16, the state agency or political subdivision may use an alternative publication procedure to satisfy the multiple publication requirement by publishing the first notice or advertisement in its entirety in a newspaper of general circulation, which may be made in a preprinted insert, and by publishing a second, abbreviated notice or advertisement in a newspaper of general circulation in the state (for a state agency) or in the political subdivision, and on the

Executive	As Reported by House Finance and Appropriations
corporation, county, or other political subdivision that is required by law to make a legal publication in a newspaper to use an insert placed in the newspaper.	newspaper's web site, if there is one. (B) Specifies that the state agency or political subdivision may eliminate any required further newspaper publications if the second, abbreviated notice or advertisement meets certain criteria, including that (1) it was published in the newspaper in which the first notice or advertisement was made and is published on that newspaper's web site if there is one and (2) it refers to a web site operated and maintained by the state agency or political subdivision, or the state public notice web site the bill requires DAS to establish, on which the entire notice or advertisement must be posted. (C) Prohibits a state agency or political subdivision from publishing a notice or advertisement under R.C. 7.16 if the state agency or political subdivision does not or ceases to operate and maintain a web site and if the state public notice web site is not operational.
(4) No provision.	(4) Eliminates the requirements that certain notifications be made in newspapers of opposite politics, in two newspapers, or in newspapers with second-class mailing privileges and instead requires these notices to be made in a newspaper of general circulation in the political subdivision.
(5) No provision.	(5) Allows county auditors to charge a land or home owner a flat fee for the cost of publishing the land or home on the delinquent real property or delinquent manufactured home tax lists, and to place the fee as a lien on tax delinquent parcels or manufactured homes if it is not paid.
(6) No provision.	(6) Authorizes publication of a summary of a local government's ordinance, resolution, or rule in a newspaper of general circulation, rather than the entire ordinance, resolution, or rule.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: These provisions generally ease restrictions placed on state agencies and local governments related to public notifications in newspapers, which could result in savings. Although political subdivision public notice costs are unknown, state agencies paid approximately $4.1 million in public notice advertising costs in FY 2010.	**Fiscal effect: Same as the Executive, but as a result of the new government rate schedule, there could be additional savings in public notice advertising costs for political subdivisions over the amounts in the As Introduced bill.**

LOCCD9 Commercial Advertising on State Agency and Political Subdivision Web Sites

R.C. ***9.03, 9.031***	**R.C.** ***9.03, 9.031***
Authorizes state agencies and political subdivisions to adopt rules (in the case of state agencies) or resolutions (in the case of political subdivisions) to authorize commercial advertising on state agency and political subdivision web sites. Requires the rules or resolutions to specify the persons authorized to place the advertising on the web sites, the criteria for choosing advertisers and types of permissible advertisements, the requirements and procedures for making requests for proposals under the authority to place commercial advertisements on web sites, and any other necessary requirements and limitations for the authorization.	Same as the Executive.
Modifies the current prohibition against commercial advertising by political subdivisions by allowing commercial advertising as long as it is posted on a political subdivision's web site in compliance with the authorization under the bill.	Same as the Executive.
Fiscal effect: The provision would increase revenues for those entities that chose to offer advertising on their web sites.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
LOCCD5 Intergovernmental Shared Services	
R.C. *9.482*	**R.C. *9.482***
Grants authority for political subdivisions to enter into contracts with one another to provide services, and specifies, in order to receive a service, a contracting recipient political subdivision must otherwise have the legal authority to exercise, perform, or render the service, and requires the legislative authorities of the contracting subdivision to approve the participation.	Same as the Executive, but requires political subdivisions that enter into an agreement for joint services under the bill to first obtain the written consent of a non-participating subdivision if the agreement is to be performed within that non-participating sub-division.
Provides that the political subdivision tort liability law applies to political subdivisions that are parties to an agreement and to their employees when they are rendering a service outside the boundaries of their employing political subdivisions under an agreement.	Same as the Executive.
Allows employees acting outside the boundaries of their employing political subdivision, while providing a service under an agreement, to participate in any pension or indemnity fund established by the political subdivision to the same extent as while they are acting within the boundaries of the political subdivision, and entitles them to all the rights and benefits of the Workers' Compensation Law to the same extent as while they are performing a service within the boundaries of the political subdivision.	Same as the Executive.
Fiscal effect: Presumably this authority would be used when the services could be provided at a lower cost.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
LOCCD24 Local Governments in Fiscal Distress	
	R.C. ***118.023, 118.025, 118.04, 118.05, 118.06, 118.12, 118.31, 118.99***
No provision.	Creates the designation of "fiscal caution" that applies to municipal corporations, counties, and townships (referred to as political subdivisions in this entry) and requires the Auditor of State to develop guidelines for identifying fiscal practices and budgetary conditions of these political subdivisions that, if uncorrected, could result in a future declaration of fiscal watch or fiscal emergency. Authorizes the Auditor of State to declare these political subdivisions to be under fiscal caution if any of the conditions determined above exist.
No provision.	Requires the Auditor of State to notify a political subdivision of a declaration of fiscal caution and request written proposals for discontinuing or correcting the fiscal practices or budgetary conditions that prompted the declaration.
No provision.	Permits the Auditor of State to visit and inspect any political subdivision declared to be under a fiscal caution, and permits the Auditor to provide technical assistance to eliminate the practices or budgetary conditions that prompted the declaration of fiscal caution. Allows the Auditor to (a) determine whether or not reasonable actions have been taken to discontinue or correct the practices and conditions that prompted the declaration of fiscal caution, and (b) if necessary, declare the political subdivision to be in a state of fiscal watch.
No provision.	Requires the Auditor of State to seek from a political subdivision in fiscal watch a detailed financial plan for eliminating the conditions that prompted the declaration, including dates of the commencement, progress upon, and completion of those actions, as well as a five year forecast

Executive	As Reported by House Finance and Appropriations
	reflecting the effects of the actions identified in the plan.
No provision.	Requires the Auditor of State to approve or reject any initial or subsequent financial plan from a political subdivision in fiscal watch, and if the Auditor determines that a feasible financial plan has not been submitted within 120 days of the declaration of fiscal watch, authorizes the Auditor of State to declare a state of fiscal emergency.
No provision.	Makes the following changes in current law that apply to political subdivisions in fiscal emergency:
(1) No provision.	(1) Clarifies that the Auditor of State is to be reimbursed for any expenses incurred relating to a fiscal emergency, including technical and support services, and that the Controlling Board must provide sufficient funds if necessary.
(2) No provision.	(2) Revises the composition of, and reduces the number of members on, a financial planning and supervision commission established when a political subdivision is declared to be in fiscal emergency.
(3) No provision.	(3) Requires that the Auditor of State, rather than a financial planning and supervision commission as under current law, serve as the financial supervisor for villages or townships with a population of less than 2,500 that are in fiscal emergency.
(4) No provision.	(4) Requires that a political subdivision's financial plan include a five-year forecast reflecting the effects of the actions specified in the plan and that the plan be updated annually.
(5) No provision.	(5) Requires that all state funding for a political subdivision (except for benefit assistance to individuals) that fails to submit a financial plan, or fails to substantially comply with it, and upon certification of the commission, be escrowed until a plan is submitted or compliance is achieved.

Executive	As Reported by House Finance and Appropriations
(6) No provision.	(6) Permits a commission to limit expenditures from any political subdivision fund if deemed prudent, instead of just general fund expenditures.
(7) No provision.	(7) Provides for the dissolution of political subdivisions that are in fiscal emergency and meet specified conditions.
(8) No provision.	(8) Specifies that an officer of a political subdivision in fiscal emergency who is convicted of certain violations of current law is ineligible to hold any public office in Ohio or be employed by a public entity in Ohio for seven years after the conviction.

LOCCD11 Modified Work Week for Employees of Local Governments

R.C. ***124.34, 124.394***	**R.C.** ***124.34, 124.394***
Allows a county, township, or municipal corporation appointing authority to establish a modified work week schedule program for its exempt employees and requires all affected employees to participate in such an implemented program during FY 2012 and FY 2013.	Same as the Executive.
Permits the program to provide for a reduction from the usual work week of exempt employees immediately before the establishment of the program, provided that the reduction in hours does not exceed more than 50% of the usual hours worked.	Same as the Executive.
Permits the program to be administered differently among exempt employees based on classifications, appointment categories, or other relevant distinctions.	Same as the Executive.
Specifies that after June 30, 2013, a county, township, or municipal corporation may implement a modified work week program that applies to its exempt employees in the event of a fiscal emergency.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: The provision will reduce personnel expenditures for those entities that implement a modified work week schedule program that reduces compensated hours for exempt employees.	**Fiscal effect: Same as the Executive.**

LOCCD10 Mandatory Cost Savings Programs

R.C. ***124.393***	**R.C.** ***124.393***
Extends, from through FY 2011 to FY 2013, the authority for a county appointing authority to establish a mandatory cost savings program in which its exempt employees must participate. Expands the program to apply to townships and municipal corporations.	Same as the Executive.
Extends the period in which a cost savings days program may be implemented to FY 2014 or later.	Same as the Executive.
Fiscal effect: The provision could reduce personnel expenditures for those local governments that implement cost savings programs.	**Fiscal effect: Same as the Executive.**

LOCCD18 Maturity of Securities Issued by Counties for Real Property

	R.C. ***133.20***
No provision.	Provides that general obligation bonds issued by a county to finance the acquisition or construction of real property may have a maximum maturity of up to 40 years, instead of 30 years under current law, if supported by a certification as to its estimated useful life. **Fiscal effect: Allows counties to finance projects with lower debt service payments, but over a longer repayment period.**

Executive	As Reported by House Finance and Appropriations
LOCCD2 County Centralized Services	
R.C. ***305.23***	**R.C.** ***305.23***
Authorizes a board of county commissioners to require county offices to use centralized purchasing, printing, transportation, vehicle maintenance, information technology (IT), human resources, revenue collection, and mail operation services.	Same as the Executive, but removes IT services from the list of services that can be centralized by a board of county commissioners.
Fiscal effect: Using centralized services could reduce operating costs for county offices.	**Fiscal effect: Same as the Executive.**
LOCCD25 Regional Transit Authority Membership	
	R.C. ***306.322, 306.55, 306.551***
(1) No provision.	(1) Creates, until November 5, 2013, an additional procedure for political subdivisions, by means of a ballot issue, to join a regional transit authority (RTA) that levies a property tax and that includes a county having a population of at least 400,000 (effectively limits the application of these provisions to the Toledo Area Regional Transit Authority (TARTA)).
(2) No provision.	(2) Allows, until November 5, 2013, a political subdivision that is a member of such an RTA to withdraw from the authority by placing the issue on the ballot and allows a political subdivision that withdraws from an RTA after placing the issue on the ballot to contract for the provision of transportation services.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: Uncertain. If a community "opts-out" of TARTA, TARTA would experience both a loss of property tax revenue collected from the political subdivision and, presumably, a decrease in operations costs. If a community "opts-in," TARTA would gain property tax revenue and incur increased operations costs. In addition, there may also be some marginal increase in costs for the boards of elections of Lucas and Wood counties to put additional issues on local ballots.

LOCCD20 New Community Authority Law Changes

	R.C. ***349.01, 349.03, 349.04, 349.06, 349.07, 349.09, 349.14, 349.17, 323.78, Section 803.50***
(1) No provision.	(1) Removes the sunset date for the amendments made to the New Community Authority Law by Sub. H.B. 313 of the 128th General Assembly and makes those changes applicable to all new community authorities (NCA's), and includes off-street parking facilities in the definition of "community facilities".
(2) No provision.	(2) Changes the organizational board of commissioners in cases where more than half of the proposed new community district lies within the boundaries of a municipal corporation, and clarifies that the alternative method of selecting successor trustees of the board of an NCA may be through elections, but that this is not the required method.
(3) No provision.	(3) Provides that a "proximate city" may be any municipal corporation in which any part of the new community district is located or, if more than half of the new community district is or was located within a joint economic development district, the township containing the greatest portion of the new community district. Requires a proximate city to affirmatively disapprove a petition on the

Executive	As Reported by House Finance and Appropriations
	basis of good cause shown in order to halt the organization proceedings for a new community and revises the time frame within which establishment petitions must be heard and decided.
(4) No provision.	(4) Requires that certain filings be filed with or given by the clerk of the organizational board of commissioners instead of the clerk of the board of county commissioners when the board of county commissioners is not also the organizational board of commissioners.
(5) No provision.	(5) Provides that bonds and notes of an NCA are lawful investments for certain specified private and public entities and are acceptable as security for public moneys, and allows a county and an NCA to enter into an agreement that gives the NCA the authority to act on the county's behalf with regard to delinquent lands when a property has overdue community development charges. Provides that the agreement may permit the NCA to elect to invoke the alternative redemption period for a property that has been foreclosed on.
(6) No provision.	(6) Provides that, upon dissolution of an NCA, the property may vest in a township upon agreement of the township, and that a new community district not wholly contained in a municipality may be less than 1,000 acres if more than half of it is located within a joint economic development district.

LOCCD13 Source of Township Fiscal Officer Compensation

	R.C. ***507.09***
No provision.	Allows townships to pay a township fiscal officer from township funds based on the proportion of time the fiscal officer spends on activities related to each fund, instead of only the general fund as currently advised by the Auditor of State.

Executive	As Reported by House Finance and Appropriations
LOCCD29 Merger of Townships	
	R.C. ***523.01, 523.02-523.08***
No provision.	Authorizes one or more townships to merge into a contiguous township, creating a new township upon passage of resolution by each townships' trustees and subject to referendum by all applicable voters, or by initiative petition of all applicable voters.
No provision.	Requires the resolution to merge townships to list (1) the necessity for the merger, (2) the townships that will merge, (3) the official name of the new township, and (4) the boundaries of the new township.
No provision.	Requires that, upon certification of valid signatures for a referendum petition, a county board of elections place the merger question on the ballot in the same manner as regular elections for township officers, and that notice of the election be placed in a newspaper of general circulation for two consecutive weeks prior to the election.
No provision.	Requires merging townships to enter into a merger agreement, but if no agreement is entered into, requires the new township to function under default terms and conditions, or, if only a partial agreement is entered into, requires the new township to function under those default terms and conditions to which no agreement was reached.
No provision.	Requires a merger agreement to set forth the (1) names of the former townships that were merged and the name of the new township, (2) the name of the new township and the location of its principal office, (3) territorial boundaries of the new township, and other various details concerning the operation of the new township.
No provision.	Requires the merged township to succeed the interests of each individual township, including all (1) money, taxes, and special assessments, (2) property and property

Executive	As Reported by House Finance and Appropriations
	interests, (3) rights and interests in contracts, securities, bonds or notes, (4) accounts receivable and rights of action, and (5) other matters not addressed in the merger agreement.
No provision.	Specifies that for townships that cannot enter into a full merger agreement as discussed above, the following eight conditions apply: (1) members of each board of township trustees shall serve until the first general election after the merger, at which time there will be three trustees elected; (2) the township fiscal officer of the largest township, by population, shall serve as the fiscal officer for the new township; (3) voted property tax levies shall remain in effect for parcels of real property to which they applied prior to the merger and will only apply until they expire; (4) the township fiscal officer shall continue to track parcels of real property and the tax revenue generated on those parcels for the purposes of retiring of all debt obligations; (5) the State Employment Relations Board, within 60 days of the merger, shall designate the appropriate bargaining units for employees of the new township; (6) if the boundaries of the new township are coextensive with a special purpose district that existed at the time of the merger, the special purpose district shall be dissolved into the new township; (7) if the boundaries of the new township are not coextensive with a special purpose district, the new township shall remain in the existing special purpose district as a successor to the original township; and (8) zoning codes that existed at the time of the merger shall remain in effect after the merger, and the townships that existed before the merger shall be treated as administrative districts within the new township for the purposes of zoning.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: Depending on the merger agreement, and to the extent that services and operations can be consolidated while preserving existing revenue streams, this provision could result in reduced operating costs for the participating townships.

LOCCD27 Municipal Corporation Securities

	R.C. *717.08*
No provision.	Authorizes the largest municipal corporation located in the Southwestern portion of the state with a retirement system for its employees to enter into an agreement with the retirement system to issue securities for a single payment of its accrued liability to the system.
No provision.	Specifies that the agreement may provide for a reduction in the amount of the accrued liability owed to the retirement system based on the value to the system of receiving a single payment.
	Fiscal effect: Potential savings to such municipality if it chooses to issue pension obligation bonds to satisfy its portion of unfunded accrued liability to the system. Any savings would depend on the interest rates paid by the municipality on such pension obligation bonds versus the investment return assumed by the retirement system.

LOCCD21 Joint Projects by Contracting Subdivisions

	R.C. *755.16*
No provision.	Authorizes educational service centers and state institutions of higher education to participate in joint projects with a joint recreation district and other contracting subdivisions, and adds educational facilities as one of the projects that may be jointly acquired, constructed, operated, or maintained.

Executive	As Reported by House Finance and Appropriations
	Fiscal effect: Allows for construction and operating costs to be shared among additional political subdivisions, thereby reducing the expense for individual political subdivisions participating in these projects.
LOCCD4 Park Bid Threshold	
R.C. ***755.29***	**R.C.** ***755.29***
Increases the competitive bidding threshold for contracts entered into by a board of park trustees for certain municipal park improvements from $10,000 to $25,000.	Same as the Executive.
LOCCD6 County Coroner Deposition or Testimonial Fees	
R.C. ***2335.061, 2335.05, 2335.06***	**R.C.** ***2335.061, 2335.05, 2335.06***
Permits a party in a civil action to subpoena a coroner, as defined by the bill, or deputy coroner at a trial, hearing, or deposition only upon filing with the court a notice with specified information.	Same as the Executive.
Requires a party that obtains the expert testimony to pay to the county treasury a "deposition fee" or a "testimonial fee," both as defined in the bill, and provides a procedure for determining such fees and for resolving disputes related to the notice and testimony.	Same as the Executive.
Excludes the above provisions from current law specifying the fees and mileage allowed for witnesses in civil cases.	Same as the Executive.
Fiscal effect: Gain in new deposition or testimonial fees deposited into county general funds.	**Fiscal effect: Same as the Executive.**

Executive	As Reported by House Finance and Appropriations
LOCCD28 Collection of Felony Court Costs	
	R.C. ***2949.14***
No provision.	Removes the requirement that a prosecuting attorney examine and certify each item in the bill of costs prepared by the clerk of the court of common pleas upon the conviction of a nonindigent person for a felony. **Fiscal effect: This would serve to expedite the process of submitting a bill, but otherwise has no fiscal effect**
LOCCD14 Township Tax Levy Expenses	
	R.C. ***3501.17***
No provision.	Provides that, when a county board of elections incurs expenses related to a township tax levy ballot issue, the township board of trustees may request that those expenses be withheld from the particular township fund to which the tax is to be credited. **Fiscal effect: No net fiscal effect, but allows the costs to be allocated across applicable township funds. Under current law, the county auditor withholds election expenses from the township's next tax settlement, but nothing currently specifies which funds may be charged these expenses.**
LOCCD7 Office Space for General Health Districts	
R.C. ***3709.34, 3709.341***	**R.C.** ***3709.34, 3709.341***
Requires a board of county commissioners to provide office space and utilities to the county's general health district board of health through FY 2011, and to provide payments in FY 2012 through FY 2015 based on specified decreasing proportions of the estimated costs of office space and utilities, with no obligation to provide or make payments for office space and utilities after FY 2015.	Same as the Executive.

Executive	As Reported by House Finance and Appropriations
Relieves a board of county commissioners of its obligation to provide office space and utilities if the board of health rents, leases, lease-purchases, or acquires office space on its own.	Same as the Executive.
Authorizes a board of county commissioners to donate or sell property, buildings, and furnishings to any board of health of a general or combined health district.	Same as the Executive.
Fiscal effect: Reduction in costs for boards of county commissioners since they will pay a decreasing portion of costs for office space and utilities through FY 2015 and will not be required to pay any portion after that date. Subsequent increase in costs for local boards of health in a general health district.	**Fiscal effect: Same as the Executive**

LOCCD17 School District Transfers from Bond Retirement Fund

	R.C. ***5705.14***
No provision.	Authorizes school districts to transfer money in a bond fund or bond retirement fund to a specific permanent improvement fund, if the county budget commission determines that the money transferred will not be required to meet the obligations payable from the bond fund or bond retirement fund. (Currently, surplus money in a bond fund must be transferred to the sinking fund or bond retirement fund, and surplus money in a bond retirement fund must be transferred to the sinking fund or, if there is no sinking fund, the surplus may be transferred to any other fund but only if the court of common pleas approves.) **Fiscal effect: Revenue gain to certain permanent improvement funds if any transfer is made.**

Executive	As Reported by House Finance and Appropriations
LOCCD3 County Quarterly Spending Plans	
R.C. ***5705.392***	**R.C.** ***5705.392***
Authorizes a board of county commissioners to adopt a quarterly spending plan the second half of the fiscal year for a county office, department, or division that has spent or encumbered more than six-tenths of the amount appropriated for personal services and payroll during the first half of the fiscal year.	Same as the Executive.
No provision.	Authorizes a board of county commissioners to adopt a spending plan or amended spending plan during any fiscal year, setting forth separately a quarterly schedule of expenses and expenditures of appropriations from any county fund, for any county office, department, or division that, during the previous fiscal year, spent 105% or more of the total amount appropriated by the board in the annual appropriation measure.
LOCCD1 Enterprise Zone Extension	
R.C. ***5709.62, 5709.63, 5709.632***	**R.C.** ***5709.62, 5709.63, 5709.632***
Extends the authority of local governments to offer Enterprise Zone economic development incentives from October 15, 2011 to October 15, 2012.	Same as the Executive.
LOCCD19 Delinquent Property Tax Certificates - Sales and Foreclosure Terms	
	R.C. ***5721.30, 5721.31, 5721.32, 5721.37, 5721.38, 5721.42***
No provision.	Authorizes county treasurers to establish the time, between three years and six years after the date of sale or transfer of a tax certificate, within which a tax certificate holder must initiate a foreclosure action to collect the taxes.

Executive	As Reported by House Finance and Appropriations
No provision.	Authorizes the negotiated sale of tax certificates in accordance with the requirements for current sales at public auction.
No provision.	Authorizes tax certificates being sold at public auction to be advertised electronically. **Fiscal effect: May reduce some public notice costs and expedite some foreclosures.**

LOCCD16 County Sewer District Contracts

	R.C. ***6103.04, 6117.05***
No provision.	Expands the scope of the contracting authority of a county sewer district by: (1) authorizing a board of county commissioners to convey, by mutual agreement, to a municipal corporation any part of water supply or sanitary facilities of the sewer district that are connected to facilities of the municipal corporation; and (2) authorizing a board to convey to a municipal corporation, by mutual agreement, water supply or sanitary facilities acquired or constructed by a county for the service of property located in the district that are also located in the municipal corporation or within an area that is incorporated as, or annexed to, the municipal corporation.

LOCCD23 Land Conveyance - Ripley Union Lewis Huntington School District

	Section: ***753.20***
No provision.	Authorizes the Governor to execute a deed in the name of the state conveying to the Ripley Union Lewis Huntington school district, its successors and assigns, all of the state's right, title, and interest in certain real estate located in Brown County.

Executive	As Reported by House Finance and Appropriations
No provision.	Specifies the consideration for the conveyance is the mutual benefit accruing to the state and Ripley from the use of the real estate so that a water well may be constructed and operated.
No provision.	Requires Ripley to use the real estate to construct and operate a water well. Specifies that if Ripley ceases to use the real estate for the water well that all right, title, and interest in the real estate immediately reverts to the state.
No provision.	Requires Ripley to pay the costs of conveyance.
No provision.	Specifies that the section authorizing the land conveyance expires one year after its effective date.

LOCCD26 **Land Conveyance from Kent State Universitiy to Jackson Township**

	Section: ***753.23***
No provision.	Authorizes the Governor to execute a deed in the name of the state conveying to the Board of Township Trustees of Jackson Township, its successors and assigns, all of the state's right, title, and interest in certain real estate located in Stark County.
No provision.	Specifies that the consideration for the conveyance is the mutual benefit accruing to the state and to Jackson Township from the use of the real estate for a fire station.
No provision.	Specifies that if Jackson Township ceases to use the real estate for a fire station, that all right, title, and interest in the real estate immediately reverts to the state.
No provision.	Requires Jackson Township to pay the costs of conveyance.
No provision.	Specifies that the section authorizing the land conveyance expires one year after its effective date.

Executive	As Reported by House Finance and Appropriations
LOCCD30 Agreement Between the City of Cincinnati and Queensgate Terminals, LLC	
	Section: ***755.20***
No provision.	Prohibits any funds from being spent, transferred, or encumbered pursuant to this or any other appropriations act for the removal and replacement of the Edward N. Waldvogel Memorial Viaduct (Sixth Street Viaduct), the elevation of River Road in the City of Cincinnati, or for the construction of a retaining wall along a certain portion of River Road in the City of Cincinnati unless the Director of Transportation determines that the following terms exist in an agreement between the City of Cincinnati and Queensgate Terminals:
(1) No provision.	(1) Queensgate Terminals will purchase 18.635 acres of a certain parcel of land in Hamilton County for $1.8 million.
(2) No provision.	(2) The City of Cincinnati will cooperate with Queensgate Terminals in the development of a rail barge terminal on the property to be purchased by Queensgate Terminals and will work with Queensgate Terminals to provide certain railroads access to that property.
(3) No provision.	(3) The $1.7 million deposit with the Hamilton County Court of Common Pleas with respect to pending litigation between the City of Cincinnati and Queensgate Terminals will be paid to Queensgate Terminals and all litigation between those two parties will be dismissed.
(4) No provision.	(4) Queensgate Terminals has the right to construct a new rail lead and to convey equipment, materials, and goods on and across a certain bridge in the City of Cincinnati.

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