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R.C. *126.04, (Repealed)*	R.C. *126.04, (Repealed)*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R.C. *5123.0418, 5123.352, Repealed: R.C. 5126.19*	R.C. *5123.0418, 5123.352, Repealed: R.C. 5126.19*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.

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

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.

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

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.

Executive	As Reported by House Finance and Appropriations
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.
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.

Executive	As Reported by House Finance and Appropriations
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.**

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.

Executive	As Reported by House Finance and Appropriations
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.
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.

Executive	As Reported by House Finance and Appropriations
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.

Executive	As Reported by House Finance and Appropriations
(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, 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.	Same as the Executive.
(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.

Executive	As Reported by House Finance and Appropriations
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.
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.

Executive	As Reported by House Finance and Appropriations
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.

Executive	As Reported by House Finance and Appropriations
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

Medicaid

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 created in the state treasury.	Same as the Executive.
Fiscal effect: None.	**Fiscal effect: Same as the Executive.**

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.

Executive	As Reported by House Finance and Appropriations
Fiscal effect: Reduction in the amount of Title XX funds county agencies can use for administrative expenses.	**Fiscal effect: Same as the Executive.**