

Executive

As Passed by the House

As Passed by the Senate

BWCCD29 Managed Care Organizations

No provision.	No provision.	<p>R.C. 4121.44, 4121.441</p> <p>(1) Provides specific statutory authorization for BWC to enter into contracts with Managed Care Organizations (MCOs) to provide medical management and cost containment services in the Health Partnership Program.</p>
No provision.	No provision.	<p>(2) Requires contracts with MCOs to include (A) incentives that may be awarded based on compliance and performance of the MCO and (B) penalties that may be imposed based on the failure of the MCO to reasonably comply with or perform terms of the contract, which may include termination of the contract.</p>
No provision.	No provision.	<p>(3) Permits contracts with MCO to contain provisions limiting, restricting, or regulating any marketing or advertising by the MCO, or by any individual or entity that is affiliated with or acting on behalf of the MCO.</p>
No provision.	No provision.	<p>(4) Prohibits an MCO from receiving compensation under the Health Partnership Program unless the MCO has entered into a contract with BWC.</p>
No provision.	No provision.	<p>(5) Permits the Administrator to decertify an MCO if the MCO (A) fails to maintain any of the requirements of participants in the Health Partnership Program under continuing law, (B) fails to reasonably comply with or to perform in accordance with the terms of the contract, or (C) violates a rule adopted to implement the Health Partnership Program.</p>
No provision.	No provision.	<p>(6) Requires the Administrator to provide each MCO that is being decertified with written notice of the pending</p>

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decertification and an opportunity for a hearing pursuant to rules adopted by the Administrator.

Fiscal effect: None related to the MCO contract requirements. None, also, related to the due process provisions concerning MCO decertification, since BWC currently notifies MCOs of pending decertification and holds hearings under administrative rule. There are 17 MCOs under BWC's Health Partnership Program.

BWCCD30 Rules for Waiver of Self-Insurance Eligibility Factors

No provision.

No provision.

R.C. 4123.35

Requires the Administrator of Workers' Compensation to adopt rules to establish criteria that an employer must meet to have the Administrator waive the following factors an employer may currently be required to satisfy to become self-insured under the Workers' Compensation Law: (1) that the employer must employ a minimum of 500 employees in Ohio and (2) that the employer must have operated in Ohio for a minimum of two years or must have purchased, acquired, or otherwise succeeded to the operation of a business that has operated for at least two years in Ohio. (Currently, the Administrator may waive these factors.)

No provision.

No provision.

Allows the Administrator to include in the rules a requirement that the employer pay a security in accordance with continuing law in addition to the contribution the employer must pay into the Self-Insuring Employers' Guaranty Fund under continuing law.

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BWCCD31 Prospective Payment of Workers' Compensation Premiums

No provision.

No provision.

R.C. 4123.322, 4123.35, 4123.41

(1) Allows the Administrator of Workers' Compensation, with the advice and consent of the Bureau of Workers' Compensation Board of Directors, to adopt rules with respect to the collection, maintenance, and disbursements of the State Insurance Fund to provide for a system of prospective payment of workers' compensation premiums.

No provision.

No provision.

(2) Requires, if the Administrator establishes a prospective payment system, all private sector employers and all public employers other than state agencies and state universities and colleges to pay premiums in accordance with the requirements for that system.

No provision.

No provision.

(3) Requires, if the Administrator adopts rules to establish a prospective payment system, the rules to include requirements to convert to that system, requirements for payroll reports and payment due dates, and penalties for failure to pay the appropriate amounts when due, failure to file payroll reports, or failure to properly estimate payroll.

Fiscal effect: BWC would incur administrative costs to develop and implement a prospective payment plan by administrative rule. Administrative costs are paid from the Workers' Compensation Fund (Fund 7023). The effect on premiums paid into the State Insurance Fund will depend on program parameters.

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BWCCD27 Safety and Hygiene Fund Increase and Safety Grant Expansion

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No provision.	No provision.	Sections: 605.03, 605.04 (1) Amends H.B. 34 of the 130th General Assembly to increase the amount appropriated for item 855609, Safety and Hygiene, by \$2.5 million in each fiscal year, to \$21,661,132 in FY 2014 and \$21,661,132 in FY 2015.
No provision.	No provision.	(2) Makes a corresponding increase in the amount the Treasurer of State is required to transfer from the State Insurance Fund to the Safety and Hygiene Fund (Fund 8260) in each fiscal year to \$21,661,132 in FY 2014 and \$21,661,132 in FY 2015.
No provision.	No provision.	(3) Changes the name of appropriation item 855610 from Gear Program to Safety Grants, and increases the appropriation by \$10.0 million in each fiscal year, to \$15.0 million in FY 2014 and \$15.0 million in FY 2015.

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FCCCD21 Agency Administration of Capital Facilities Projects

Sections: 610.10, 610.11

Amends Section 509.40 of H.B. 482 of the 129th G.A. to give the Executive Director of OFCC, instead of the Director of DAS, the authority to allow various agencies to administer certain capital facilities projects.

Adds the Bureau of Workers' Compensation as an agency that may administer any capital facilities project if the estimated cost, including design fees, construction, equipment, and contingency amounts, is less than \$1.5 million.

Requires all eligible agencies to make requests through the OAKS-CI application when requesting authority to administer those projects, and removes the current law requirement that requests be made 60 days after the effective date of the section of law in which the General Assembly initially makes an appropriation for the project. Requires all eligible agencies, if authorized to administer these projects, to track all project information in OAKS-CI pursuant to OFCC guidelines, in addition to complying with the applicable procedures and guidelines established in Ohio's Public Improvements Law.

Fiscal effect: In addition to the various agencies authorized in this provision to administer their own projects, OFCC is authorized to allow DNR to administer certain projects not more than \$1.5 million (FCCCD2).

Sections: 610.10, 610.11

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

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Same as the Executive.

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DNRCD26 Elimination of Transfers from the Coal Workers Pneumoconiosis Fund to DNR

R.C. 4131.03

Eliminates the authority for the Director of Natural Resources to request the Administrator of the Bureau of Workers' Compensation to transfer a portion of the investment earnings in the Coal Workers Pneumoconiosis Fund to the Mine Safety Fund (Fund 5CU0) and the Coal Mining Administration and Reclamation Reserve Fund (Fund 5260), and eliminates the requirement for the Administrator to adopt rules governing the transfer.

Fiscal effect: Ends payments of up to \$3 million annually to the Mine Safety Fund (Fund 5CU0) and up to \$1.5 million annually to the Coal Mining Administration and Reclamation Reserve Fund (Fund 5260) from the Coal Workers Pneumoconiosis Fund, allowing these moneys to stay in that fund for the payment of eligible coal workers' compensation claims. DNR's Mine Safety Program is funded out of GRF line item 725507, Coal and Mine Safety Program, under the executive proposal.

R.C. 4131.03

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 4131.03

Same as the Executive.

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