

Executive

As Passed by the House

As Passed by the Senate

BWCCD19 Post traumatic stress disorder (PTSD) benefits for peace officers, firefighters, and emergency medical workers

R.C. **4123.01, 4123.026, 4123.46, 4123.86, 145.27, 145.364, 742.391, 742.41, 3309.402, 5505.04, 5505.182**

No provision.

No provision.

Makes a peace officer, firefighter, or emergency medical worker who is diagnosed with PTSD under certain circumstances eligible to receive injury compensation and medical benefits under Ohio's Worker's Compensation Law for up to one year, regardless of whether the person suffers an accompanying physical injury.

No provision.

No provision.

Prohibits a claimant who is receiving a disability benefit or disability retirement from the Public Employees Retirement System, the Ohio Police and Fire Pension Fund, the School Employees Retirement System, or State Highway Patrol Retirement System from receiving concurrent compensation or benefits under the Workers' Compensation Law for PTSD with no accompanying physical injury.

No provision.

No provision.

Requires each of the retirement systems listed above to provide notice to the Administrator of Workers' Compensation upon determining that a member's PTSD, without accompanying physical injury, qualifies that member for a disability benefit or disability retirement.

No provision.

No provision.

Requires the Administrator to terminate compensation or benefits paid to a claimant under the workers' compensation law for PTSD allowed under the bill upon the claimant receiving a disability benefit or disability retirement from one of the retirement systems for that injury.

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Fiscal effect: Potential increase in benefits paid from the State Insurance Fund or by self-insured public employers.

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DASCD38 State agency procurement procedures

R.C. 9.83, 125.02, 125.04, 125.041, 125.05, 125.07, 125.08, 125.10, 125.11, 125.45, 918.41, 1349.04, 3334.08, 4121.03, 4121.121, 4123.322, and 5513.01; Repealed: 125.021, 125.022, 125.03, 125.06, 125.17

R.C. 9.83, 125.02, 125.04, 125.041, 125.05, 125.07, 125.08, 125.10, 125.11, 125.45, 918.41, 1349.04, 3334.08, 4121.03, 4121.121, 4123.322, and 5513.01; Repealed: 125.021, 125.022, 125.03, 125.06, 125.17

R.C. 9.83, 125.02, 125.04, 125.041, 125.05, 125.07, 125.08, 125.10, 125.11, 125.45, 918.41, 1349.04, 3334.08, 4121.03, 4121.121, 4123.322, and 5513.01; Repealed: 125.021, 125.022, 125.03, 125.06, 125.17

(1) Reorganizes the State Procurement Law and clarifies that DAS must establish contracts for supplies and services (including telephone, telecommunications, and computer services) for the use of state agencies and may do so for political subdivisions.

Same as the Executive.

Same as the Executive.

(2) Adds the Attorney General, the Auditor of State, the Secretary of State, and the Treasurer of State to the list of entities (the Adjutant General for military supplies and services, the General Assembly, the judicial branch, state institutions of higher education, and the Capitol Square Review and Advisory Board) that are exempt from the above requirement. Permits these exempt entities to request DAS assistance with procurement. Specifies that nothing prevents state elected officials from complying with or participating in any aspect of the State Procurement Law through DAS.

Same as the Executive.

Same as the Executive.

(3) Requires the DAS Director to adopt rules regarding circumstances and criteria for a state agency to obtain a release and permit to make a purchase not under DAS, and allows DAS to grant a blanket release and permit for a state agency for specific purchases for a fiscal year or for the biennium.

Same as the Executive.

Same as the Executive.

(4) Allows DAS to enter into cooperative purchasing agreements with the exempt state entities and elected

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officials in addition to the Department of Transportation, other states, the federal government, other purchasing consortia, and political subdivisions.

(5) Permits the federal government, other states, other purchasing consortia, or any interstate compact authority to purchase supplies or services from contracts established by DAS.

Same as the Executive.

Same as the Executive.

(6) Eliminates the authority of DAS to enter into a contract to purchase bulk long distance telephone services for members of the immediate family of deployed persons.

Same as the Executive.

Same as the Executive.

(7) Permits DAS to allow state institutions of higher education and governmental agencies to participate in DAS contracts and requires an entity desiring to participate in a DAS contract to file a request containing certain documents with DAS.

Same as the Executive.

Same as the Executive.

(8) Requires DAS to include in its annual report an estimate of the purchases made by state institutions of higher education, governmental agencies, political subdivisions, and other specified entities from DAS contracts.

Same as the Executive.

Same as the Executive.

(9) Requires the DAS Director to adopt rules to permit DAS to make purchases by competitive sealed bid, and requires competitive sealed bids to be awarded as provided in continuing law to the lowest responsive and responsible bidder.

Same as the Executive.

Same as the Executive.

(10) Requires that, for purchases made by competitive sealed bid, DAS provide notice by electronic means, and eliminates this statutory notice requirement for other forms of competitive selection.

Same as the Executive.

Same as the Executive.

(11) Eliminates notice by mail and provides that the manner of providing notice of a purchase by DAS by competitive sealed bid may be in any electronic form the director

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considers appropriate to sufficiently notify competing persons of the intended purchases.

(12) Removes the requirement for DAS to make a public posting of notice on a bulletin board, and removes the complementary penalty of invalidating all proceedings and any contract entered into for a failure to post.

Same as the Executive.

Same as the Executive.

(13) Permits DAS to require that all bids and proposals be accompanied by a performance bond or other financial assurance, instead of a performance bond or other cash surety.

Same as the Executive.

Same as the Executive.

(14) Specifies, for meat and poultry, only bids received from vendors under inspection of the United States Department of Agriculture or are licensed by the Ohio Department of Agriculture are eligible for acceptance. Removes a requirement that DAS establish and maintain a list of approved meat and poultry vendors.

Same as the Executive.

Same as the Executive.

(15) Removes the Bureau of Workers' Compensation's exemption from the requirement that all boards, commissions, and departments obtain reproduction services through DAS. Requires that the Administrator of Workers' Compensation make purchases for supplies and services in compliance with the State Procurement Law.

Same as the Executive.

Same as the Executive.

(16) Eliminates the Administrator's authority to make contracts for and supervise the construction of any project or improvement, or the construction or repair of buildings, under the Bureau's control.

Same as the Executive.

Same as the Executive.

(17) Removes exemptions for the Ohio Tuition Trust Authority that state that the State Procurement Law does not apply to the Authority, and instead states that the law does not apply to contracts approved under the Ohio Tuition Trust Authority Board's powers.

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(18) Allows the Director of Transportation, in addition to other entities under continuing law, to permit a state agency to participate in contracts the Director has entered into for certain purchases. (Such purchases are exempt from competitive bidding requirements.)

Same as the Executive.

Same as the Executive.

(19) Removes a requirement for DAS to determine what supplies and services are purchased by or for state agencies and removes the subsequent requirement for DAS to provide state agencies, when making changes to the supplies and services, to provide state agencies with a list of those changes.

Same as the Executive.

Same as the Executive.

Fiscal effect: To the extent that other entities are brought under the umbrella of DAS's purchasing authority either by inclusion in cooperative purchasing arrangements or by eliminating exemptions, there could be some reduction in prices paid by state entities or participating political subdivisions for goods and services as a result of the state's increased purchasing power.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate
INSCD8	Pharmacy benefit managers and maximum allowable cost	
No provision.	<p>R.C. 3959.111, 3959.01</p> <p>Adds pharmacy benefit managers (PBMs) to the types of third-party administrators, who are required to be licensed by the Superintendent of Insurance.</p>	<p>R.C. 3959.111, 3959.01</p> <p>Same as the House.</p>
No provision.	<p>Places requirements on contracts between PBMs and "plan sponsors," primarily in regard to maximum allowable cost drug reimbursements. (Plan sponsor includes, with regard to a prescription drug plan, an employer, a multiple employer welfare arrangement, public employee benefit plan, state agency, insurer, managed care organization, or other thirdparty payer that facilitates a health benefit plan that provides a drug benefit that is administered by a PBM.)</p> <p>Fiscal effect: May increase the Department of Insurance's administrative costs related to requirements related to third-party administrators. Any increase in such costs would be paid from the Department of Insurance Operating Fund (Fund 5540). Potential revenue gain from penalties imposed on PBMs as third-party administrators.</p>	<p>Same as the House, but does not require a PBM to disclose to a plan sponsor whether or not the PBM uses the same maximum allowable cost list when billing the plan sponsor as it does when reimbursing a pharmacy.</p> <p>Fiscal effect: Same as the House.</p>