

# **COMPARISON DOCUMENT**

**(Including Both Language & Appropriation Changes)**

**House Bill 483  
130th General Assembly**

**Appropriations/Mid-Biennium Review  
(FY 2014-FY 2015)**

**As Introduced  
As Passed by the House**

**Legislative Service Commission  
April 10, 2014**

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Executive

As Passed by the House

**DASCD3            Disability separation reinstatement deadline**

**R.C.            124.32**

Increases the deadline for reinstatement from 30 days to 60 days following the submission of a written application for reinstatement from a person who has been separated from an office or position they held in the classified service due to an injury or disability.

**Fiscal effect: None apparent.**

**R.C.            124.32**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**DASCD2            Sale of excess or surplus supplies**

**R.C.            125.13**

Permits the Director of Administrative Services to dispose of excess or surplus supplies to the general public by sale, in addition to the current authority to do so by auction, sealed bid, or negotiation.

**Fiscal effect: To the extent that this additional method of disposal affects price, there could be some effect on revenues received by DAS. Revenues received for the sale of surplus items are deposited into the Investment Recovery Fund (Fund 4270) and subsequently distributed to other state funds.**

**R.C.            125.13**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**DASCD4            Official public notice web site**

**R.C.            125.182, 7.10, 7.16, 2701.09**

(1) Changes the name of the state public notice website to the "Official Public Notice Web Site."

(1) No provision.

**Executive**

**As Passed by the House**

(2) Revises requirements that apply to the Office of Information Technology for establishing, maintaining, and operating the official public notice web site. Eliminates the requirement for the Office of Information Technology (OIT) to bear the expense of maintaining the domain name for the official public notice web site.

(2) No provision.

(3) Allows OIT or its contractor to charge a fee for enhanced search and customized content delivery features of the official public notice web site. Allows OIT or its contractor to charge the publisher of a newspaper or daily law journal a reasonable, uniform fee for posting notices and advertisements on the official public notice web site. Requires free publication of a state agency's or political subdivision's advertisements, notices, or proclamations on a newspaper's web site, if the newspaper has one, and on the official public notice web site.

(3) No provision.

(4) Requires the publisher of a daily law journal in which abstracts of legal notices of advertisements are published to also post those notices and advertisements in their entirety on the journal's web site, if it has one, and the official public notice web site.

(4) No provision.

(5) Requires, if requested, OIT or its contractor to provide a regularly scheduled feed or similar data transfer to DAS of notices and advertisements posted on the web site, provided the feed not be required more frequently than once each business day.

(5) No provision.

(6) Specifies that an error in a notice or advertisement posted on the web site does not constitute a defect in making a legal publication of the notice or advertisement if the notice or advertisement published in the newspaper or daily law journal is correct.

(6) No provision.

**Executive**

**As Passed by the House**

(7) Requires the publisher of a newspaper or daily law journal that maintains a web site to include a link to the official public notice web site.

(7) No provision.

(8) Changes the second, abbreviated notice or advertisement publication requirements that a state agency or political subdivision must meet to eliminate further newspaper publications by: (A) eliminating a requirement that the second abbreviated notice be published on a newspaper's Internet web site, if the newspaper has one; (B) specifying that the publisher of the newspaper post the second, abbreviated notice or advertisement on the official public notice web site at no additional cost; and (C) requiring that the abbreviated second notice need only include the Internet address of the official public notice web site and the name, address, telephone number, and email address of the state agency, political subdivision, or other party responsible for publication (thereby eliminating the need for these entities to include their own specific Internet addresses).

(8) No provision.

**Fiscal effect: Potential for a minimal gain in revenues collected by OIT resulting from user fees charged for enhanced searches, customized content delivery, and uniform fees charged for posting notices and advertisements. Alternatively, if OIT's contractor assesses these fees rather than OIT, there would be no fiscal effect.**

Executive

As Passed by the House

**AGECD2 Criminal records checks for direct-care positions**

**R.C. 109.572, 173.27, 173.38, 3701.881, 5123.081, 5123.169, 5164.34, 5164.342**

Revises provisions regarding criminal records checks, hiring and retention, and conditional hiring for specified positions or certificates as follows:

(1) Removes provisions that specify that a finding of eligibility for intervention in lieu of conviction of certain offenses is a disqualifying offense with respect to positions: that provide ombudsman services to residents and recipients; that involve a direct-care position with an area agency on aging (AAA), a PASSPORT administrative agency (PAA), a provider, or a subcontractor; with a home health agency involving direct care to an individual; and with the Ohio Department of Developmental Disabilities (ODODD) or a county board of developmental disabilities, or direct mental retardation or developmental disabilities service positions with a provider or subcontractor; and with respect to supported living certificates.

(2) Clarifies a distinction between initially hiring a person and retaining a person employed in a specified position, and clarifies provisions regarding the conditional hiring of a person with respect to positions: that provide ombudsman services to residents and recipients; that involve a direct-care position with an AAA, a PAA, a provider, or a subcontractor; with a home health agency involving direct care to an individual; with the ODODD or a county board of developmental disabilities, or direct mental retardation or developmental disabilities services positions with a provider or subcontractor; with a Medicaid provider; and

No provision.

No provision.

No provision.

**Executive**

**As Passed by the House**

with a Medicaid waiver agency.

(3) In the provisions that require a "responsible party" (an AAA, PAA, a provider, or a subcontractor) to conduct a review and obtain a criminal records check before hiring an applicant or retaining an employee in a direct-care position, expands the definition of "responsible party" to include a consumer who, as the employer of record, directs a consumer-directed provider, and revises procedures for the conduct of criminal records checks regarding self-employed providers so that the involved AAA or PAA has the responsibility for the records checks.

No provision.

**Fiscal effect: None, assuming the applicant pays for the criminal records check.**

**AGECD1**

**MyCare Ohio Program activities**

**Section: 610.20**  
***Amends Section 209.30 of H.B. 59***

Allows the following appropriation items, within ODA, to be used to provide ombudsman program activities to consumers participating in the MyCare Ohio Program: 490410, Long-Term Care Ombudsman, 490618, Federal Aging Grants, 490612, Federal Independence Services, 490609, Regional Long-Term Care Ombudsman Program, and 490620, Ombudsman Support.

**Section: 610.20**  
***Amends Section 209.30 of H.B. 59***

Same as the Executive.

Executive

As Passed by the House

**AGRCD1 Amusement ride inspection fees**

**R.C. 1711.53, 1711.50**

(1) Increases the annual inspection and reinspection fee for a roller coaster from \$950 to \$1,200 (unless the roller coaster qualifies as a kiddie ride, as described in (3)), and clarifies that the \$5 annual inspection and reinspection fee for go karts is calculated per kart.

(2) Requires the Department of Agriculture to charge an annual inspection and reinspection per-ride fee of \$105 for inflatable rides, both kiddie and adult.

(3) Stipulates in statute what constitutes a kiddie ride by defining it to mean an amusement ride "designed for use by children under 13 years of age" (rather than "designed primarily for use by children up to 12 years of age" as currently defined in rule), adding (a) that the children are unaccompanied by another person and (b) that it includes a roller coaster that is not more than 40 feet in elevation. Correspondingly removes the requirement that "kiddie rides" be defined by rule.

**Fiscal effect: The inspection fees for inflatable rides currently differ depending upon whether the ride is a kiddie ride (\$100) or an adult ride (\$160). Standardizing the inspection fee for all inflatable rides will likely result in a minimal loss of revenue from these inspections, while increasing the roller coaster inspection fee will likely result in some additional revenue deposited into the Amusement Ride Inspection Fund (Fund 5780). The anticipated net impact of these adjustments, however, is a decline in annual inspection revenue to Fund 5780.**

**R.C. 1711.53, 1711.50**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

**Fiscal effect: Same as the Executive.**



Executive

As Passed by the House

AGOCD2

Instant bingo applications

No provision.

**R.C. 2915.08**

Permits a properly licensed charitable organization that desires to conduct instant bingo other than at a bingo session at additional locations not identified on the license to apply in writing to the Attorney General for an amended license. Requires the application to indicate the additional locations at which the organization desires to conduct instant bingo other than at a bingo session.

**Fiscal effect: This provision may minimally increase the Attorney General's annual administrative costs, which could be offset, in whole or in part, by the required \$250 application fee. These fees are deposited to the credit of the Charitable Foundations Fund (Fund 4180).**

AGOCD1

Cash transfer from the Pre-Securitization Tobacco Payments Fund to the Tobacco Oversight Administration and Enforcement Fund

**Section: 610.20**

***Amends Section 221.10 of H.B. 59***

Permits the Director of Budget and Management, on July 1, 2014, or as soon as possible thereafter, to transfer up to \$8 million from the Pre-Securitization Tobacco Payments Fund (Fund 5LS0) to the Tobacco Oversight Administration and Enforcement Fund (Fund U087).

**Section: 610.20**

***Amends Section 221.10 of H.B. 59***

Same as the Executive.

**Executive**

**As Passed by the House**

**OBMCD1**

**Shared services**

**R.C. 9.482, 126.21, 126.25**

- (1) Codifies the authority for the Director of OBM to operate a Shared Services Center to consolidate common business functions and transactional processes.
- (2) Specifies that the Shared Services Center may offer services to state agencies and political subdivisions of the state.
- (3) Authorizes the Director to administer a payment card program under which political subdivisions may use a payment card to purchase equipment, materials, supplies, or services in accordance with guidelines issued by the Director.
- (4) Requires that the services provided by the Director be supported by charges to defray the expense of those services.
- (5) Permits a political subdivision to enter into an agreement with a state agency under which the state agency is to perform a function or render a service for the political subdivision that the political subdivision is otherwise legally authorized to perform or render, and permits a state agency to enter into an agreement with a political subdivision under which the political subdivision is to perform a function or render a service for the state agency that the state agency is otherwise legally authorized to perform or render.

**R.C. 9.482, 126.21, 126.25**

- (1) Same as the Executive.
- (2) Same as the Executive.
- (3) Same as the Executive.
- (4) Same as the Executive.
- (5) Same as the Executive.

**Executive****As Passed by the House**

**Fiscal effect: Possible gain in revenue to and increase in expenditures from the Accounting and Budgeting Fund (Fund 1050) if the Shared Services Center's service lines are utilized to a greater degree. Political subdivisions utilizing a state-administered payment card program may experience more efficient acquisition processes and lower overall transaction costs. However, many political subdivisions may already use procurement cards under continuing law. Potential initial increase in administrative costs for entities that participate in shared services agreements, but potential savings after implementation.**

**Fiscal effect: Same as the Executive.**

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**OBMCD2 Appropriations related to grant reconciliation and close-out**
**Section: 503.10**

Permits the director of an agency to request the Director of OBM to authorize additional expenditures in order to return unspent cash to a grantor when, as a result of the reconciliation and close-out process for a grant, an amount of money is identified as unspent and that amount requires remittance to the grantor. Appropriates the additional amounts upon the approval of the Director of OBM.

**Fiscal effect: Potential minimal decrease in agency administrative burdens from no longer having to seek Controlling Board approval for appropriation adjustments in these circumstances.**

**Section: 503.10**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

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**Executive**

**As Passed by the House**

**OBMCD3**

**Reestablishing encumbrances that use outdated expense account codes**

**Section: 509.10**

Beginning January 1, 2015, permits the Director of OBM to cancel any existing operating or capital encumbrances from prior fiscal years that reference outdated expense account codes and, if needed, re-establish them against the same appropriation items referencing updated expense account codes. Specifies that any business commenced but not completed under the prior encumbrances by January 1, 2015 must be completed under the new encumbrances in the same manner and with the same effect as if it was completed with regard to the old encumbrances.

**Section: 509.10**

Same as the Executive.

Executive

As Passed by the House

CACCD4

Ohio Casino Control commissioner salary

No provision.

R.C. 3772.02

Entitles an Ohio Casino Control Commission member to an annual salary of \$30,000 and removes a provision that entitled a Commission member to a \$60,000 annual salary for the first four years of the Commission's existence. (The Commission was created in 2010.)

**Fiscal effect: Increases operating expenses by up to \$210,000 annually relative to current law. Salaries are paid out of Appropriation Line Item 955321, Casino Control – Operating (Fund 5HS0).**

Executive

As Passed by the House

**CDPCD1                      Chemical dependency counselors – pathological and problem gambling endorsement**

R.C.        *4758.01, 4758.02, 4758.06, 4758.16, 4758.20, 4758.21, 4758.23, 4758.24, 4758.26, 4758.28, 4758.29, 4758.30, 4758.31, 4758.35, 4758.36, 4758.48, 4758.50, 4758.51, 4758.60, 4758.62, 4758.63, 4758.64, 4758.71*

R.C.        *4758.01, 4758.02, 4758.06, 4758.16, 4758.20, 4758.21, 4758.23, 4758.24, 4758.26, 4758.28, 4758.29, 4758.30, 4758.31, 4758.35, 4758.36, 4758.48, 4758.50, 4758.51, 4758.60, 4758.62, 4758.63, 4758.64, 4758.71*

Generally, enables a chemical dependency counselor to achieve a pathological and problem gambling endorsement on the counselor's license to enable the counselor to address gambling addiction disorders.

Same as the Executive.

Defines "pathological and problem gambling" as a persistent and recurring maladaptive gambling behavior that is classified in accepted nosologies.

Same as the Executive.

Prohibits a person from representing to the public that the person holds a pathological and problem gambling endorsement unless the person holds a valid endorsement.

Same as the Executive.

Modifies the Chemical Dependency Professionals Board's rulemaking authority to include rules regarding the pathological and problem gambling endorsement.

Same as the Executive.

Permits the Board to establish and adjust fees to be charged for issuing an initial pathological and problem gambling endorsement and renewing the endorsement.

Same as the Executive.

Requires the Board to issue an endorsement to an individual who meets certain requirements.

Same as the Executive.

States that an endorsement expires two years after its issuance.

Same as the Executive.

Requires the Board to renew an endorsement under standard renewal procedures.

Same as the Executive.

Executive	As Passed by the House
Permits an expired endorsement to be restored under certain circumstances.	Same as the Executive.
Requires the Board to investigate alleged irregularities in the delivery of pathological and problem gambling counseling services.	Same as the Executive.
Requires an individual seeking an endorsement to file with the Board a written application on a form the Board prescribes.	Same as the Executive.
<p>Requires an individual seeking an endorsement to be one of the following:</p> <ul style="list-style-type: none"> <li>(1) A licensed independent chemical dependency counselor, chemical dependency counselor III, or chemical dependency counselor II;</li> <li>(2) An individual authorized under the Physicians Licensing Law to practice medicine and surgery or osteopathic medicine and surgery;</li> <li>(3) A licensed psychologist;</li> <li>(4) A licensed registered nurse if the endorsement is consistent with the individual's scope of practice; or</li> <li>(5) A professional clinical counselor, professional counselor, independent social worker, social worker, independent marriage and family therapist, or licensed marriage and family therapist if the endorsement is consistent with the individual's scope of practice.</li> </ul>	Same as the Executive.
Requires an individual seeking an endorsement to have at least 30 hours of training in pathological and problem gambling that meets the requirements specified in the Board's rules.	Same as the Executive.
Requires an individual seeking an endorsement to have at least 100 hours of compensated work or supervised internship in pathological and problem gambling direct	Same as the Executive.

Executive	As Passed by the House
<p>clinical experience.</p> <p>Permits a licensed independent chemical dependency counselor, chemical dependency counselor III, or chemical dependency counselor II to be issued an initial endorsement subject to special conditions.</p>	<p>Same as the Executive.</p>
<p>Requires a licensed independent chemical dependency counselor, chemical dependency counselor III, or chemical dependency counselor II to complete the 100 hours of compensated work or supervised internship in pathological and problem gambling direct clinical experience before the expiration of their initial endorsement.</p>	<p>Same as the Executive.</p>
<p>Requires each individual who holds an endorsement to complete during the period that the endorsement is in effect not less than six hours of continuing education as a condition of receiving a renewed endorsement.</p>	<p>Same as the Executive.</p>
<p>Permits an individual holding a valid license issued under the Chemical Dependency Professionals Law and the endorsement to diagnose and treat pathological and problem gambling conditions, and to perform treatment planning.</p>	<p>Same as the Executive.</p>
<p>Prohibits a licensed chemical dependency counselor III or a licensed chemical dependency counselor II with endorsement from practicing as an individual practitioner.</p>	<p>Same as the Executive.</p>
<p>Updates the Chemical Dependency Professionals Law to account for the ability of a chemical dependency counselor to receive the pathological and problem gambling endorsement.</p>	<p>Same as the Executive.</p>
<p><b>Fiscal effect: Potential gain in revenue. Potential increase in administrative costs.</b></p>	<p><b>Fiscal effect: Same as the Executive.</b></p>



Executive

As Passed by the House

COMCD7      Roller rink registration

No provision.

**R.C.      121.084, Repeals 4171.03 and 4171.04**

Repeals a requirement that roller skating rinks obtain an annual \$25 certificate of registration from the Superintendent of Industrial Compliance.

**Fiscal effect: Small loss in annual registration fee deposited into the Industrial Compliance Operating Fund (Fund 5560).**

COMCD2      Mortgage loan originator examinations

**R.C.      1321.535, 1322.051**

Removes the requirement that an applicant for a mortgage loan originator license or a loan originator license must achieve a test score of at least 75% correct answers on all questions relating to Ohio Mortgage Lending Laws and the Ohio Consumer Sales Practices Act in order to be considered to have passed the written test. Specifies, instead, that the applicant must correctly answer at least 75% of the questions to pass the test. (The test covers an applicant's knowledge and comprehension of topics such as ethics and federal and state law on mortgage origination generally.)

Requires a designated business operations manager of a mortgage broker business to pass a written test developed and approved by the Nationwide Mortgage Licensing System and Registry instead of a written test approved by the Superintendent of Financial Institutions.

**Fiscal effect: None.**

**R.C.      1321.535, 1322.051**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**Executive**

**As Passed by the House**

**COMCD3 Nationwide Mortgage Licensing System and Registry reports**

**R.C. 1321.55, 1322.06**

Permits the Division of Financial Institutions to accept call reports and other reports of condition submitted to the Nationwide Mortgage Licensing System and Registry (NMLS) in lieu of the annual report currently required for registrants under the Second Mortgage Loan Law or Mortgage Brokers Law.

Expands the information included in the annual analysis of mortgage loan registrants' business and operations to include mortgage loan originator licensees' call reports or other reports of conditions submitted to the NMLS.

Provides that the Superintendent of Financial Institutions, instead of the Division of Financial Institutions, must annually publish an analysis of submitted Mortgage Loan Law and Mortgage Broker Law information.

**Fiscal effect: None apparent.**

**R.C. 1321.55, 1322.06**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**COMCD4 Underground Storage Tank Revolving Loan Fund**

**R.C. 3737.02, Section 610.20**  
**Amends section 241.10 of H.B. 59**

(1) Creates the Underground Storage Tank Revolving Loan Fund (Fund 5PA0) to be used by the State Fire Marshal to make underground storage tank revolving loans in accordance with existing law.

(2) Specifies that the fund is to consist of amounts repaid for underground storage tank revolving loans and, in qualifying circumstances, fines and penalties collected for violations related to petroleum releases and other moneys,

**R.C. 3737.02, Section 610.20**  
**Amends section 241.10 of H.B. 59**

Same as the Executive.

Same as the Executive.

**Executive**

**As Passed by the House**

including corrective action enforcement case settlements or bankruptcy case awards or settlements.

(3) Permits the transfer of moneys in the Underground Storage Tank Revolving Loan Fund to the Underground Storage Tank Administration Fund if the cash balance in the Underground Storage Tank Administration Fund (Fund 6530) is insufficient to implement and enforce certification programs.

**Fiscal effect: The bill creates Fund 5PA0 appropriation item 800647, BUSTR Revolving Loan Program, with a \$3.0 million appropriation in FY 2015. The source of revenue for Fund 5PA0 is loan repayments currently deposited into Fund 5630.**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**COMCD1**

**Division of Real Estate rulemaking for mass appraisal projects**

**R.C. 5713.012**

Requires the Division of Real Estate to adopt rules governing the qualifications of mass appraisal project managers, including (1) rules specifying standards for the courses and examination that individuals must pass to qualify as a project manager, and (2) procedures for notifying the Tax Commissioner when a person qualifies as a project manager.

**Fiscal effect: Likely minimal increase in expenditures from the Division of Real Estate Operating Fund (Fund 5490) appropriation item 800614, Real Estate, from administrative costs in adopting and implementing these rules.**

**R.C. 5713.012**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**Executive**

**As Passed by the House**

**COMCD6**

**Fire department grants for MARCS equipment and services**

**Section: 610.20**  
*Amends section 241.10 of H.B. 59*

Allows up to \$3.0 million in FY 2015 from Fund 5460 appropriation item 800639, Fire Department Grants, to be used for grants to eligible entities to purchase fire department communication systems, equipment, and services that are integrated into or otherwise interoperable with the Multi-Agency Radio Communication System (MARCS), and establishes other criteria for the awarding of these grants.

**Section: 610.20**  
*Amends section 241.10 of H.B. 59*

Same as the Executive.

**Executive**

**As Passed by the House**

**DEVCD5 Sports incentive grants**

**R.C. 122.121**

No provision.

Eliminates the requirements under the Sports Incentive Grant Program that (1) the disbursements must be made from the GRF, and (2) the Director of Budget and Management must establish a schedule for the disbursement of the grant payments.

**R.C. 122.12, 122.121**

Includes boxing and the Special Olympics as eligible sports competitions for purposes of the Sports Incentive Grant program.

Same as the Executive.

**DEVCD6 Earmarks for Connect Ohio projects**

No provision.

**Section: 610.20**  
**Amends Sections 257.10 and 257.20 of H.B. 59**

Makes the following earmarks for FY 2015 under GRF appropriation item 195532, Technology Programs and Grants: (1) up to \$1,510,000 to Connect Ohio to support the Digital Works initiative, and (2) up to \$780,500 to Connect Ohio to provide broadband mapping and economic development consultation services.

Executive

As Passed by the House

DEVCD8

Earmark for MLB All-Star Game

**Section: 610.20**  
**Amends Sections 257.10 and 257.50 of H.B. 59**

No provision.

Earmarks \$500,000 in FY 2015 from Fund 5MJ0 appropriation item 195683, TourismOhio Administration, to support the 2015 Major League Baseball All-Star Game in Cincinnati.

DEVCD9

Creation of Economic Gardening Technical Assistance Pilot Program

**Sections: 757.30, 757.60, 610.20**  
**Amends Sections 257.10 and 257.20 of H.B. 59**

No provision.

(1) Creates the Economic Gardening Technical Assistance Pilot Program under the Development Services Agency to provide eligible businesses with technical assistance related to market research, marketing, and the development of connections with other businesses and resource providers.

No provision.

(2) Provides that an eligible business must be for-profit, have between six and 99 employees, generate between \$750,000 and \$25 million in annual revenue, have maintained its principal place of business in Ohio for the past two years, and have increased its gross revenue and number of full-time Ohio employees during three of the past five years.

No provision.

(3) Provides for the repeal of the program two years after it is created. Requires DSA to compile a report on the program within one year after it is created and submit the

**Executive****As Passed by the House**

No provision.

report to the Governor and General Assembly.

(4) Specifies that new appropriation item 195530, Economic Gardening Pilot Program, is to be used to support the Economic Gardening Technical Assistance Pilot Program.

**Fiscal effect: The bill appropriates \$500,000 in FY 2015 for the pilot program.**

**Executive**

**As Passed by the House**

**DDDCD7**

**Meaning of "developmental disability" and eligibility for services**

**R.C. 5123.01, 5123.011, 5123.012, 5126.01, 5126.041, and 5126.08**

Provides that an individual under age three may have a developmental disability (DD) if the individual has a diagnosed physical or mental condition that has a high probability of resulting in a developmental delay.

Removes "established risk" as a factor in determining whether an individual at least age three but under age six has a developmental disability.

Eliminates a requirement that the ODODD Director adopt a rule defining "substantial functional limitation" and instead requires the Director to adopt a rule specifying how to determine whether a person age six or older has a substantial functional limitation in a major life activity as appropriate for the person's age.

Eliminates a requirement that the Director adopt rules defining "established risk," "biological risk," and "environmental risk."

Eliminates (1) ODODD's express authority to adopt rules establishing eligibility for programs and services for individuals under age six who have a biological risk or environmental risk of a developmental delay and (2) county DD boards' express authority to establish such individuals' eligibility for programs and services.

Requires that the Director's rules regarding programs and services offered by county DD boards include standards and procedures for making eligibility determinations.

**R.C. 5123.01, 5123.011, 5123.012, 5126.01, 5126.041, and 5126.08**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.



**Executive**

**As Passed by the House**

**Fiscal effect: Potential increase in administrative costs related to rule-making.**

**Fiscal effect: Same as the Executive.**

**DDDCD12 Evidence-based interventions for autism spectrum disorder**

**R.C. 5123.0420, Section 747.40 of H.B. 59 (repealed)**

**R.C. 5123.0420, Section 747.40 of H.B. 59 (repealed)**

Requires ODODD to establish a voluntary training and certification program for individuals who provide evidence-based interventions to individuals with an autism spectrum disorder.

Same as the Executive.

**Fiscal effect: ODODD would experience an increase in costs to establish and administer the required voluntary training and certification program.**

**Fiscal effect: Same as the Executive.**

**DDDCD1 Related party of supported living provider**

**R.C. 5123.16**

**R.C. 5123.16**

Revises who is a related party of a supported living provider for the purpose of existing law that makes a provider and related party temporarily ineligible to apply for a supported living certificate if the ODODD Director denies an initial or renewed certificate or revokes a certificate.

Same as the Executive.

**Fiscal effect: None.**

**Fiscal effect: Same as the Executive.**

**Executive**

**As Passed by the House**

**DDDCD2 Surveys of residential facilities and supported living providers**

**R.C. 5123.162, 5123.19, 5123.191, 5123.21, 5123.61, 5123.75, and 5123.76**

Requires the ODODD Director to make available on ODODD's web site copies of surveys ODODD has conducted of residential facilities and supported living providers, as well as plans of correction submitted by those entities.

Eliminates references to a "designee" of the Director in provisions that require or authorize the Director to take certain actions.

**R.C. 5123.162, 5123.19, 5123.191, 5123.21, 5123.61, 5123.75, and 5123.76**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Increase in ODODD administrative costs.**

**Fiscal effect: Same as the Executive.**

**DDDCD11 Permitted disclosure of records**

**R.C. 5123.89**

Authorizes disclosure of records and certain other confidential documents relating to a resident, former resident, or person whose institutionalization was sought if disclosure is needed for treatment or payment for services.

**R.C. 5123.89**

Same as the Executive.

**Fiscal effect: None.**

**Fiscal effect: Same as the Executive.**

**Executive**

**As Passed by the House**

**DDDCD13 Conversion and reduction of ICF/IID beds**

**R.C. 5124.01, 5124.60, 5124.61, 5124.62, 5124.63 (repealed), 5124.64 (repealed), and 5124.67**

Eliminates prohibitions against (1) more than 600 beds converting from providing ICF/IID services to providing home and community-based services available under Medicaid waiver programs administered by ODODD and (2) the Medicaid Director seeking federal approval for more than 600 slots for such home and community-based services for the purpose of the bed conversions.

Revises a requirement that ODODD strive to reduce the number of ICF/IID beds in the state by (1) removing the limit of 600 beds applicable to the reduction achieved by downsizing ICFs/IID with 16 or more beds, (2) removing the limit of 600 beds applicable to the reduction achieved by converting ICF/IID beds to providing home and community-based services under ODODD-administered Medicaid waiver programs, and (3) requiring ODODD to strive to achieve a reduction of at least 1,200 ICF/IID beds through a combination of the downsizing and bed conversion methods.

**Fiscal effect: Potential increase in ICF/IID bed conversions to home and community-based services could result in a decrease in Medicaid costs, as home and community-based services are generally less expensive than ICF/IID services.**

**R.C. 5124.01, 5124.60, 5124.61, 5124.62, 5124.63 (repealed), 5124.64 (repealed), and 5124.67**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**Executive**

**As Passed by the House**

**DDDCD4 ICF/IID Medicaid rate reduction due to cost report**

**R.C. 5124.106**

Revises (1) the reduction made in the Medicaid rate paid to an ICF/IID that fails to file a timely cost report or files an incomplete or inadequate cost report and (2) the period for which the reduction is made.

**Fiscal effect: Potential increase or decrease in revenue related to the reduced per Medicaid day payment rate for failure to file a timely cost report, depending on the dollar amount by which the rates were reduced during fiscal year 2013.**

**R.C. 5124.106**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**DDDCD3 ICF/IID efficiency incentive payments**

**R.C. 5124.21**

Provides that the efficiency incentive paid to an ICF/IID under the Medicaid Program for indirect care costs is to be the lesser of (1) the amount current law provides and (2) the difference between the ICF/IID's per diem indirect care costs as adjusted for inflation and the maximum rate established for the ICF/IID's peer group.

**Fiscal effect: Potential reduction in efficiency incentive payments.**

**R.C. 5124.21**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**DDDCD5 Adult services for persons with developmental disabilities**

**R.C. 5126.01, 5126.051**

Provides that "adult services" available through county DD boards no longer expressly include adult day care, sheltered employment, or community employment services.

**R.C. 5126.01, 5126.051**

Same as the Executive.

**Executive**

**As Passed by the House**

Provides that "adult day habilitation services," which are part of adult services, no longer expressly include training and education in self-determination designed to help an individual do one or more specified activities.

Same as the Executive.

**DDDCD15 County DD board agreements to share employees**

No provision.

**R.C. 5126.02**

Authorizes two or more county DD boards to agree to share the services of one or more employees.

**Fiscal effect: Potential cost savings for county DD boards.**

**DDDCD9 County DD board superintendent vacancy**

**R.C. 5126.0219**

Specifies, if a vacancy occurs in the position of superintendent of a county DD board, that the county DD board must first consider entering into an agreement with another county DD board under which the superintendent of one county DD board acts as the superintendent of another county DD board.

**R.C. 5126.0219**

Same as the Executive.

Provides that, if the county DD board determines there are no significant efficiencies or it is impractical to share a superintendent, the county DD board may employ a superintendent to fill the vacancy.

Same as the Executive.

**Fiscal effect: County DD boards may experience a minimal decrease in costs to share a superintendent with another county DD board, if deemed efficient.**

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

DDDCD17 County DD board contracts with nongovernmental agencies

No provision.

R.C. 5126.037, (repealed)

Repeals the law prohibiting a county DD board from contracting with a nongovernmental agency whose board includes a county commissioner of any of the counties served by the board.

Fiscal effect: None.

DDDCD10 County DD board management employee vacancy

R.C. 5126.21

Specifies, if a vacancy occurs in a management employee position of a county DD board, that the superintendent of the board must first consider sharing personnel with another county DD board.

Provides that, if the superintendent determines there are no significant efficiencies or it is impractical to share personnel, the superintendent may employ a management employee to fill the vacancy.

**Fiscal effect: County DD boards may experience a decrease in costs to share personnel with another county DD board, if deemed efficient.**

R.C. 5126.21

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

**DDDCD8 Certification and registration of county DD board employees**

**R.C. 5126.25**

Provides that the ODODD Director, rather than the superintendent of a county DD board, is responsible for the certification or registration of early intervention supervisors and early intervention specialists who seek employment with, or are employed by, a county DD board or an entity that contracts with a county DD board to operate programs and services for individuals with mental retardation or developmental disabilities.

**Fiscal effect: Any costs associated with the certification or registration of early intervention supervisors and early intervention specialists would shift from the county DD boards to ODODD.**

**R.C. 5126.25**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**DDDCD6 County DD boards' supported living duties**

**R.C. 5126.42, 5126.046, 5126.43, and 5126.45**

Eliminates requirements that each county DD board do the following:

- (1) Establish an advisory council to provide on-going communication among all persons concerned with non-Medicaid-funded supported living services;
- (2) Develop and implement a provider selection system for non-Medicaid-funded supported living services.

**Fiscal effect: County DD boards may experience a decrease in costs to establish advisory councils and implement a provider selection system for non-Medicaid-funded supported living services.**

**R.C. 5126.42, 5126.046, 5126.43, and 5126.45**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

**School Funding**

**EDUCD3 Career technical education - apprenticeship program**

**R.C. 3313.90, 3313.91, 3317.162**

Permits the lead district of a career-technical planning district offering a pre-apprenticeship program to enter into an agreement with a private entity to provide students with the opportunity to begin an apprenticeship program prior to graduating from high school.

No provision.

Specifies that the lead district is eligible to apply to ODE for additional funds to assist with paying for the cost of the apprenticeship program provided by the private entity if its agreement with the private entity specifies both of the following:

No provision.

- (1) A process for students to receive at least one year of credit toward completion of the private entity's apprenticeship program;
- (2) The amount that the district will pay the private entity for each student that participates in the private entity's apprenticeship program.

Specifies that, upon submission of an application for the funds and a copy of the contract with the required provisions, the lead district is eligible to receive, and ODE is required to pay, an additional payment for each FTE student participating in the private entity's program that is equal to the lesser of (1) the amount specified in the contract or (2) the appropriate career-technical education amount.

No provision.

**Fiscal effect: Potential increase in state funding to school districts offering pre-apprenticeship programs with private entities.**



**Executive**

**As Passed by the House**

**EDUCD11 Funding for career-technical education students**

**R.C. 3317.02, 3314.08**

Adds to a school district's formula ADM 20% of the number of students who are entitled to attend school in the district and are enrolled in another school district under a career-technical education compact.

Requires ODE to pay to each community school 20% of the formula amount for each of the school's students who are enrolled in career-technical education classes at a joint vocational school district or another district in the career-technical planning district to which the community school is assigned.

**Fiscal effect: Minimal.**

**R.C. 3317.02, 3314.08**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**EDUCD10 Targeted assistance funding**

**R.C. 3317.0217**

Modifies the net formula ADM used to calculate targeted assistance funding to exclude 75% of the number of students attending STEM schools, reconciling the calculation with the calculation of the transfer to STEM schools.

**Fiscal effect: Minimal.**

**R.C. 3317.0217**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

**EDUCD7            Cap and guarantee for JVSD established in FY 2015**

**Section: 610.20**  
*Amends Sections 263.240 and 263.250 of H.B. 59*

Creates a cap and guarantee base for a JVSD that first receives state aid in FY 2015, and adjusts the cap and guarantee base for a traditional school district participating in the establishment of a JVSD that first receives state aid in FY 2015.

**Fiscal effect: Clarifies cap and guarantee bases for a newly established JVSD first receiving state aid in FY 2015 and for school districts participating in the establishment of that JVSD.**

**Section: 610.20**  
*Amends Sections 263.240 and 263.250 of H.B. 59*

Same as Executive.

**Fiscal effect: Same as Executive.**

Other Education Provisions

**EDUCD19            Eligibility for GED tests**

No provision.

**R.C. 3313.617**

Specifies that a person who is at least 18 years old (rather than 19 as under current law) may take the tests of general educational development (GED) without additional administrative requirements if the person is officially withdrawn from high school and has not received a high school diploma.

No provision.

Requires a person who is at least 16 but less than 18 years old and who applies to take the GED to submit to ODE written approval only from the person's parent or guardian or a court official (eliminating the current requirement to obtain approval from the school district superintendent or community school or STEM school principal where the

Executive

As Passed by the House

person was last enrolled).

Fiscal effect: Minimal.

EDUCD23

Adult Career Opportunity Pilot Program

R.C. 3313.902

(1) No provision.

(1) Establishes the Adult Career Opportunity Pilot Program to permit a community college, technical college, state community college, or Ohio technical center recognized by the Chancellor of BOR that provides post-secondary workforce education to develop and offer a program of study that allows individuals who are at least 22 years old and have not received a high school diploma or a certificate of high school equivalence to obtain a high school diploma, upon receiving approval from the State Board of Education and the Chancellor.

(2) No provision.

(2) Specifies that a program is eligible to be approved if it does all of the following:

(a) No provision.

(a) Allows a student to complete the requirements for obtaining a high school diploma while completing requirements for an industry credential or certificate approved by the Chancellor.

(b) No provision.

(b) Includes career advising and outreach.

(c) No provision.

(c) Includes opportunities for students to receive a competency-based education.

(3) No provision.

(3) Requires the Superintendent of Public Instruction, in consultation with the Chancellor, to adopt rules for the implementation of the program, including the requirements for applying for program approval.

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As Passed by the House

Fiscal effect: Permissive increase in costs beginning in FY 2016 for eligible institutions that opt to offer these services. Increase in administrative burden for ODE and BOR to develop program requirements. The bill appropriates \$2.5 million in FY 2015 for planning grants to assist participating institutions in implementing the pilot program (see EDUCD13).

EDUCD20

Enrollment of individuals ages 22 to 29

R.C. 3314.038, 3317.01, 3317.036, 3317.23, 3317.24, 3333.04, 3345.86, Sections 733.10 and 733.20

(1) No provision.

(1) Beginning with FY 2015, permits an individual who is 22 to 29 years old, has not received a high school diploma or a certificate of high school equivalence, and has completed at least 10 of the units of instructional credit required for graduation from high school to enroll for up to two cumulative school years in any of the following for the purpose of earning a high school diploma: (a) a school district that operates a dropout prevention and recovery program; (b) a community school that operates a dropout prevention and recovery program; (c) a joint vocational school district (JVSD) that operates an adult education program; (d) a community college, university branch, technical college, or state community college.

(2) No provision.

(2) Requires ODE to annually pay to each educational entity listed above, for each individual enrolled under the bill's provisions, \$5,000 times the individual's enrollment on a full-time equivalency (FTE) basis as reported by the entity and certified by ODE times the portion of the school year in which the individual is enrolled in the entity expressed as a percentage.

**Executive**

**As Passed by the House**

(3) No provision.

(3) Specifies that an individual enrolled under the bill's provisions may elect to satisfy the requirements to earn a high school diploma by successfully completing a competency-based instructional program that complies with standards adopted by the Chancellor.

(4) No provision.

(4) Requires a JVSD, community college, university branch, technical college, or state community college, if an individual enrolled under the bill's provisions completes the requirements to earn a high school diploma, to certify the completion of those requirements to the school district in which the individual resides, which then must issue a high school diploma to the individual.

(5) No provision.

(5) Prohibits a district or community school from assigning an individual enrolled under the bill's provisions to classes or settings with students who are younger than 18 years of age.

(6) No provision.

(6) Requires ODE to annually certify the enrollment and attendance, on a FTE basis, of each individual reported under the bill's provisions by one of the educational entities listed above.

(7) No provision.

(7) For FY 2015, limits the combined enrollment of individuals ages 22 to 29 under the bill's provisions to 1,000 individuals on a FTE basis as determined by ODE.

(8) No provision.

(8) Requires the Chancellor, in consultation with the State Board of Education, to (a) adopt emergency rules regarding the administration of programs that enroll individuals ages 22 to 29 under the bill's provisions and (b) not later than 90 days after the effective date of the emergency rules, adopt rules regarding the administration of programs that enroll individuals ages 22 to 29 under the bill's provisions, including data collection, the reporting and

**Executive**

**As Passed by the House**

(9) No provision.

certification of enrollment in the programs, the measurement of the academic performance of individuals enrolled in the programs, and the standards for competency-based instructional programs. Specifies that each educational entity listed above that enrolls individuals under the bill's provisions is subject to those rules.

(9) Requires ODE, not later than December 31, 2015, to prepare and submit a report to the General Assembly regarding services provided to individuals aged 22 to 29 under the bill's provisions.

**Fiscal effect: The bill appropriates an additional \$5.0 million in FY 2015 for GRF appropriation item 200421, Alternative Education Programs, to support the payments to the educating districts, schools, and colleges (see EDUCD21). May increase the administrative costs of both BOR and ODE.**

**Appropriation Language**

**EDUCD21          Alternative Education Programs**

No provision.

**Section:    610.20  
              Amends Section 263.40 of H.B. 59**

Earmarks \$5.0 million in FY 2015 from GRF appropriation item 200421, Alternative Education Programs, for payments to the school districts, community schools, and colleges educating individuals ages 22 to 29 under the bill's provisions (see EDUCD20).

Executive

As Passed by the House

**EDUCD18          STEM Initiatives**

No provision.

**Section: 610.20**  
**Amends Section 263.160 of H.B. 59**

Requires GRF appropriation item 200457, STEM Initiatives, to be used for building and equipment costs associated with the Lake County Incubator Project, located on or near Lakeland Community College.

**EDUCD16          Foundation Funding**

**Section: 610.20**  
**Amends Section 263.230 of H.B. 59**

Requires ODE to use any remaining funds from the \$2.0 million earmark in each fiscal year from GRF appropriation item 200550, Foundation Funding, for GED reimbursement for distribution to the Department of Youth Services and the Department of Rehabilitation and Correction for individuals taking the GED for the first time at an amount no greater than the amounts reimbursed for other students taking the GED.

Expands the available uses of the \$410,000 earmark in each fiscal year in appropriation item 200550, Foundation Funding, to include paying \$125 to a district for each full time equivalent student that successfully completes the portion of the apprenticeship program offered by a private entity under an agreement permitted in R.C. 3313.91 (See EDUCD3).

Permits the remainder of 200550 to be used to fund the apprenticeship program specified in section 3317.162 of the Revised code in addition to the amounts calculated for

**Section: 610.20**  
**Amends Section 263.230 of H.B. 59**

Same as the Executive.

No provision.

No provision.

**Executive**

**As Passed by the House**

formula aid.

**EDUCD4**

**Career advising and mentoring grant program**

**Section: 610.20**

***Amends Section 263.270 of H.B. 59***

Specifies that GSF appropriation item 200629, Career Advising and Mentoring, be used by the State Superintendent to create the Career Advising and Mentoring Grant Program. Specifies that the program award competitive grants for local networks to sponsor career advising and mentoring for students in high schools with high poverty, low graduation rates, and other criteria. Requires that grants match up to three times the funds allocated by the local network.

**Section: 610.20**

***Amends Section 263.270 of H.B. 59***

Same as the Executive.



**Executive**

**As Passed by the House**

**EDUCD13      Adult Career Opportunity Pilot Program**

**Section: 610.20**  
**Amends Section 263.270 of H.B. 59**

(1) Requires that GSF Fund 5JC0 line item 200654, Adult Career Opportunity Pilot Program, be used by the Superintendent of Public Instruction to award and administer planning grants for the Adult Career Opportunity Pilot Program (see EDUCD23). Authorizes the Superintendent to award grants up to \$500,000 to not more than five eligible institutions (community colleges, state community colleges, technical colleges, and technical centers). Requires the grants to be used by the recipients to build capacity to implement the program in the 2015-2016 school year. Permits any remainder of line item 200654 to be used to provide technical assistance to recipient institutions.

(2) Requires the Superintendent and the Chancellor of BOR to develop an application process to award the grants to programs geographically dispersed across the state.

(3) Requires the Superintendent, in consultation with the Chancellor, the Governor's Office of Workforce Transformation, the Ohio Association of Community Colleges, Ohio Technical Centers, ABLE programs, and other interested parties, to develop recommendations for the method of funding and other associated requirements for the Program. Requires the Superintendent to provide a report of these recommendations to the Governor, the President of the Senate, and the Speaker of the House by December 31, 2014.

**Section: 610.20**  
**Amends Section 263.270 of H.B. 59**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

**Executive**

**As Passed by the House**

**Fiscal effect: Increase in administrative burden for ODE and BOR to develop recommendations for the program and administer the grants. The bill appropriates \$2.5 million in FY 2015 for the planning grants.**

**Fiscal effect: Same as the Executive.**

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**EDUCD5                      Straight A grant funding**

**Section: 610.20**  
***Amends Section 263.325 of H.B. 59***

Specifically allows encumbrances for Straight A grants to be used for expenses incurred outside the fiscal year that the grants are awarded and remain open for 12 months after the fiscal year.

**Section: 610.20**  
***Amends Section 263.325 of H.B. 59***

Same as Executive, but specifies that the encumbrances in question are those made by recipients of grants and that the expenses are "grant-related."

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Executive

As Passed by the House

ENGCD1

Limitation of actions against registered surveyors

No provision.

R.C. 2305.11

Requires that an action for malpractice against a registered surveyor be commenced within four years after the completion of the engagement on which the action is based.

Fiscal effect: None.

Executive

As Passed by the House

**EPACD4                      Clean Diesel School Bus and Diesel Emissions Reduction Grant Programs**

**R.C.            *122.861, Section 610.20*  
*Amends Section 512.80 of H.B. 59***

(1) Requires the Director of Environmental Protection, for the purpose of reducing emissions from diesel engines, to administer, in part, a Clean Diesel School Bus Program rather than a Diesel Emissions Reduction Revolving Loan Program as in current law, and requires the Director to apply to the Administrator of U.S. EPA for federal funding of the Clean Diesel School Bus Program rather than the Diesel Emissions Reduction Revolving Loan Program as in current law.

(2) Eliminates the Diesel Emissions Reduction Revolving Loan Fund, which consists of state and federal money and contributions and is used for making loans for projects relating to certified engine configurations and verified technologies in a manner consistent with federal requirements.

(3) Adds a second payment option for a private entity eligible for a Diesel Emissions Reduction Grant to include, at the direction of the local public agency sponsor and approval of the Department of Transportation, a direct payment to the vendor in the prorated share of federal/state participation.

(4) Permits, rather than requires, the certified unencumbered balance of FED Fund 3FH0 appropriation item 715693, Diesel Emission Reduction Grants, for FY 2014 be appropriated for FY 2015.

**R.C.            *122.861, Section 610.20*  
*Amends Section 512.80 of H.B. 59***

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

**Executive**

**As Passed by the House**

(5) Removes the Director of Development Services from the state agencies that develop guidance for the distribution of funds from and for the administration of the Diesel Emissions Reduction Grant Program.

(5) Same as the Executive.

**Fiscal effect: These changes: (1) recognize that the Agency administers a Clean Diesel School Bus Program rather than a Diesel Emissions Reduction Revolving Loan Program, and (2) give the agency greater flexibility in handling the money appropriated for the Diesel Emissions Reduction Grant Program.**

**Fiscal effect: Same as the Executive.**

## Executive

## As Passed by the House

## FCCCD3      Public construction "prompt pay" law

R.C.      **153.56**

Removes construction managers from the definition of "principal contractor" for purposes of the public construction "prompt pay" law, as construction managers are not responsible as a principal contractor for the payment of persons providing labor or supplies for the project.

Fiscal effect: None.

R.C.      **153.56**

Same as the Executive.

Fiscal effect: Same as the Executive.

## FCCCD1      Facilities construction commission cash transfer and fund abolishment

R.C.      **512.10**

Authorizes the Director of Budget and Management to transfer the cash balance of the Education Facilities Endowment Fund (Fund P087) to the Education Facilities Trust Fund (Fund N087) and abolishes Fund P087.

R.C.      **512.10**

Same as the Executive.

Executive

As Passed by the House

FCCCD5

School Building Assistance Expedited Local Partnership Program

No provision.

R.C. 3318.36

Modifies the priority for state funding under the Classroom Facilities Assistance Program (CFAP) and the local share of the cost of a CFAP project for a school district that participates in the Expedited Local Partnership Program (ELPP) whose general business tangible personal property valuation made up 18% or more of its total taxable value for tax year 2005 by basing them on the smaller of the district's wealth percentile under ELPP or its current wealth percentile.

**Fiscal effect: Eligible school districts may be offered facilities funding sooner. In addition, the local share of an eligible school district may be lower and the state share higher, increasing the cost to the state. This cost will depend on when districts become eligible for CFAP. If this were to occur in FY 2015, five districts would be eligible for a total cost to the state of \$97.5 million.**

FCCCD4

Facilities Construction Commission temporary law

Section: 610.20  
Amends Section 282.30 of H.B. 59

Require the Director of Budget and Management to determine, on a quarterly basis, the amount of cash to be transferred from the Cultural and Sports Facilities Fund (Fund 7030) to the Cultural Facilities Administration Fund (Fund 4T80) and to determine, after each bond issuance, the amount of cash to be transferred from Fund 7030 to Fund 4T80.

Section: 610.20  
Amends Section 282.30 of H.B. 59

Same as the Executive.

Executive

As Passed by the House

**DOHCD7 Ohio Public Health Advisory Board review of WIC Program changes**

**R.C. 3701.34, 3701.132**

Requires the Ohio Public Health Advisory Board to review and make recommendations regarding any proposed changes to policies that apply to vendors under the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC Program).

**Fiscal effect: Potential minimal increase in administrative costs to ODH, including a potential increase in reimbursements for travel or other necessary expenditures to board members if more meetings are required.**

**R.C. 3701.34, 3701.132**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**DOHCD2 Various cash transfers and fund abolishments**

**R.C. 3701.83, Section 512.20**

Authorizes the Director of Budget and Management to transfer the cash balance in the Healthcare Services Fund (Fund 3W50), Healthy Ohioans Initiatives Fund (Fund 5BL0), Alcohol Testing Program Fund (Fund 5C00), TANF Family Planning Fund (Fund 5C10), Poison Control Fund (Fund 5CB0), Sewage Treatment System Innovation Fund (Fund 5CJ0), and the Health Emergency Fund (Fund 5EC0) to the GRF. Abolishes these funds once the transfer has occurred.

**R.C. 3701.83, Section 512.20**

Same as the Executive.



Executive

As Passed by the House

DOHCD4

Certificate of Need

R.C. 3702.511, 3702.52, 3702.526

Revises the law governing the Certificate of Need (CON) Program as follows:

- (1) Eliminates a requirement to obtain a CON for any change in the bed capacity or site of a long-term care facility or any other failure to conduct an activity in substantial accordance with a previously granted CON when the change is made within five years after the activity's implementation;
- (2) Specifies that the ODH Director, when monitoring the activities of a person granted a CON, is to determine whether the activity for which the CON was granted is conducted in substantial accordance with the CON and specifies that no activity is to be determined to be not in substantial accordance due to a decrease in bed capacity;
- (3) Provides that the ODH Director may accept an application for a replacement CON only if it is requested so that an activity can be implemented in a manner that is not in substantial accordance with the CON being replaced;
- (4) Provides that a long-term care bed that was proposed to be relocated in an approved CON remains eligible to be recategorized in an application for a replacement CON;
- (5) Requires the ODH Director to review, approve, or deny an application for a replacement CON in the same manner as the application for the approved CON application; and
- (6) Changes the deadline, generally from 30 days to 45 days, by which an affected person may submit written comments about a CON application to the ODH Director.

No provision.

No provision.

No provision.

No provision.

No provision.

No provision.

No provision.

Executive

As Passed by the House

Fiscal effect: Potential decrease in revenue and corresponding decrease in expenditures for the CON Program.

DOHCD9            Certificates of need for new nursing homes

R.C.            3702.595, 3702.59

No provision.

Requires the ODH Director to accept certificate of need (CON) applications for the establishment, development, or construction of a new nursing home if:

No provision.

(1) the nursing home is to be located on the same site on which an existing residential care facility (i.e., an assisted living facility), but no other nursing home, is located,

No provision.

(2) the nursing home is to have a licensed capacity not exceeding 20 beds, and

No provision.

(3) all of the nursing home's beds are beds that are relocated from other nursing homes in accordance with another new CON application discussed below.

No provision.

Requires the ODH Director to accept CON applications for the relocation of a total of not more than 20 nursing home beds to a new nursing home authorized by the CON application discussed above if:

No provision.

(1) the beds, on this provision's effective date, are part of the licensed capacity of the nursing home from which the beds are relocated,

No provision.

(2) the nursing home from which the beds are relocated is located in a county that is contiguous to the county in which the new nursing home is located,

No provision.

(3) the licensed capacity of the nursing home from which the beds are relocated is reduced by each bed that is relocated, and

**Executive**

No provision.

**As Passed by the House**

(4) after the beds are relocated, there will still be one or more nursing homes operating in the county from which the beds are relocated.

**Fiscal effect: Potential gain in revenue and corresponding increase in expenditures for the CON Program.**

**DOHCD5 Physician and Dentist Loan Repayment Programs**

**R.C. 3702.74, 3702.71, 3702.74, 3702.75, 3702.91, 3702.93 (repealed), 3702.95**

Makes various changes to the Physician Loan Repayment Program and the Dentist Loan Repayment Program, including:

- (1) Requires participating physicians and dentists to provide services in settings approved by ODH;
- (2) Permits participation in the programs on a part-time basis;
- (3) Permits teaching activities to count toward service hours;
- (4) Requires that the contract between the physician or dentist and the ODH Director specify the required length of service, weekly hours, maximum repayment, and the extent to which teaching activities may be counted toward service hours;
- (5) Repeals restrictions that limited loan repayment to \$25,000 per year for the first and second years of service and \$35,000 for the third and fourth years of service; and
- (6) Repeals a requirement that ODH mail to each participating physician or dentist a statement showing the amount repaid in the preceding year.

**R.C. 3702.74, 3702.71, 3702.74, 3702.75, 3702.91, 3702.93 (repealed), 3702.95**

- Same as the Executive.
- Same as the Executive.
- Same as the Executive.
- Same as the Executive.
- Same as the Executive.
- Same as the Executive.
- Same as the Executive.

**Executive**

**As Passed by the House**

**Fiscal effect: Potential increase in repayment amounts depending on repayment rates and the number of participants in the programs. ODH may experience minimal savings related to mailing costs.**

**Fiscal effect: Same as the Executive.**

**DOHCD8 Long-term care facility admitting sexual offenders**

**R.C. 3721.122**

Establishes requirements for long-term care facilities regarding residents who are identified as sex offenders in the Attorney General's internet-based sex offender and child-victim offender database.

**R.C. 3721.122**

Same as the Executive.

**Fiscal effect: Potential increase in administrative costs for any local public long-term care facilities.**

**Fiscal effect: Same as the Executive.**

**DOHCD3 Tattoo and body piercing equipment sterilization**

**R.C. 3730.09**

Requires a tattoo parlor operator to ensure that invasive tattooing and body piercing equipment is disinfected and sterilized, instead of requiring the individual performing the procedures to disinfect and sterilize such equipment.

**R.C. 3730.09**

Same as the Executive.

**Fiscal effect: None.**

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

DOHCD10

Lyme disease information for patients

R.C. 4715.15, 4723.433, 4730.093, 4731.77, and 4741.49

No provision.

Requires a dentist, advanced practice registered nurse, physician assistant, or physician, when ordering a test for the presence of Lyme disease in a patient, to provide to the patient or patient's representative a written notice with certain information regarding Lyme disease testing and obtain a signature from the patient or patient's representative to be kept in the patient's record indicating receipt of the notice.

No provision.

Permits a licensed veterinarian to report to ODH any test result indicating the presence of Lyme disease in an animal.

**Fiscal effect: Public hospitals may experience a minimal increase in administrative costs related to providing the required written notice and tracking the receipt of the notice within the patient's record. ODH may realize a minimal increase in administrative costs to collect information if a licensed veterinarian reports any test results.**

**Executive**

**As Passed by the House**

**DOHCD6**

**Cash transfer to the Tobacco Use Prevention Fund**

**Section: 610.20**  
***Amends Section 285.20 of H.B. 59***

Permits the Director of Budget and Management to transfer cash determined to be in excess of the tobacco enforcement needs of the Attorney General from the Pre-Securitization Tobacco Payments Fund (Fund 5LS0) to the Tobacco Use Prevention Fund (Fund 5BX0) on July 1, 2014, or as soon as possible thereafter.

**Section: 610.20**  
***Amends Section 285.20 of H.B. 59***

Same as the Executive.

## Executive

## As Passed by the House

OHSCD1

State health insurance plan

**R.C. 124.82, 149.30**

No provision.

Authorizes employees of the Ohio Historical Society to be covered by a state provided health insurance plan.

No provision.

Requires that the Society and its employees pay the entire amount of the premiums, costs, or charges for the health insurance coverage.

**Fiscal effect: The Historical Society is a nonprofit corporation chartered by the state. It receives about half of its funding from the state and has about 170 full-time equivalent employees. This provision should not have a significant fiscal effect on state expenditures or revenues.**

Executive

As Passed by the House

HFACD1 Reporting requirements and performance guidelines

**R.C. 175.04, 175.05, 175.053, and 175.06; Section 701.10**

No provision.

Requires the Ohio Housing Finance Agency (OHFA) to submit its annual financial report and report of programs to the chairs of the committees dealing with housing issues in the House of Representatives and the Senate.

No provision.

Requires OHFA to demonstrate measurable and objective transparency, efficiently award funding to maximize affordable housing production, encourage national equity investment in tax credit projects, and utilize resources to provide more competitive single-family loan rates in relation to its projects.

No provision.

Expands the duties of the Executive Director of OHFA to all of the following: (1) Give testimony to the relevant House and Senate committees that includes an overview of OHFA's annual plan, an evaluation of whether the plan's objectives have been met, and a listing of business and contractual relationships and equity investors and syndicators; (2) Develop a policies and procedures manual for OHFA; (3) Develop policies and procedures for consistency in deadlines on projects, progress on projects, and compliance with federal law regarding salary costs; (4) Develop policies to ensure compliance with existing laws regarding the annual plans, financial reports, and the public hearing; and (5) Require recording of expenses by program and take other actions regarding budget for individual programs.



**Executive**

**As Passed by the House**

No provision.

Requires OHFA, within one year of the effective date of the bill, to review the Agency's process for providing Restoring Stability: A Save the Dream Ohio Initiative assistance to individuals and identify steps that can be taken to reduce the amount of time for providing the assistance, including a comparison to other states that have reported significantly less processing time, limiting the time homeowners have to provide documentation to OHFA. Also requires OHFA to modify the Restoring Stability tracking system to include identification of the stages in the process that should be attributed to OHFA compared to the time attributed to homeowner or counselor delays.

**Fiscal effect: Potential increase in administrative costs to comply with reporting requirements and performance guidelines.**

**Executive**

**As Passed by the House**

**JFSCD12 Disposal of a county public children services agency's paper records**

**R.C. 149.38**

Authorizes a county public children services agency (PCSA) to submit to the county records commission applications for one-time disposal, or schedules of records retention and disposition, of paper case records that have been entered into the state automated child welfare information system or other electronic files. The paper case records include, for example, child abuse or neglect reports.

Allows a county records commission to dispose of the paper case records pursuant to continuing law's record retention and disposal procedure.

**Fiscal effect: Potential increase in administrative costs to PSCAs and county records commissions.**

**R.C. 149.38**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**JFSCD13 Permanency plan approval**

**R.C. 2151.417**

Requires a court, as part of a hearing to review a child's placement or custody arrangement, to determine whether a PCSA or private child placing agency made reasonable efforts to finalize the permanency plan for a child.

Requires the court to finalize a permanency plan if it determines reasonable efforts were not made, which finalized plan must require the PCSA or agency to make reasonable efforts to permanently place the child and to finalize that placement.

No provision.

No provision.

**Executive**

**As Passed by the House**

**Fiscal effect: Potential minimal increase in costs to courts to review a child's placement or custody arrangement. Potential increase in costs to public children services agencies to be present for any hearings regarding child placement.**

**JFSCD14 Intercept child support from lottery prize awards and casino winnings**

**R.C. 3123.89, 3123.90**

Requires ODJFS to develop and implement a data match program with the State Lottery Commission or its lottery sales agents to identify obligors who are subject to a final and enforceable determination of default of a child support order in accordance with ongoing Lottery Law procedures.

Requires ODJFS to develop and implement a data match program with each casino facility's casino operator or management company to identify obligors who are subject to a final and enforceable determination of default made under a support order.

Requires, if a person's winnings at a casino facility are reportable as income under the Internal Revenue Code, the casino operator or management company to determine if the person entitled to the winnings is in default under a support order.

Requires, if the casino operator or management company determines that the person is in default, the casino operator or management company to withhold from the person's winnings an amount sufficient to satisfy any past due support owed by an obligor identified in the data match up to the amount of the winnings.

**R.C. 3123.89, 3123.90**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive	As Passed by the House
Requires, not later than seven days after withholding the amount, the casino operator or management company to transmit any amount withheld to ODJFS as payment on the support obligation.	Same as the Executive.
Permits ODJFS to adopt rules under the Administrative Procedure Act for implementation of these provisions.	Same as the Executive.
<b>Fiscal effect: Increase in costs to ODJFS and the State Lottery Commission to create and implement the data match program. Additional increase in costs to ODJFS to create and implement the data match program with each casino facility's operator or management company.</b>	<b>Fiscal effect: Same as the Executive.</b>

**JFSCD7                      Definition of "remuneration" for purposes of unemployment compensation**

R.C. <b>4141.01</b>	R.C. <b>4141.01</b>
Expands the current law list of types of compensation that are not considered "remuneration" for purposes of Ohio's Unemployment Compensation Law (thus matching federal exclusions):	Same as the Executive.
(1) Payments made to a health savings account or an Archer medical savings account, if it is reasonable to believe the employee will be able to exclude the payments from income;	Same as the Executive.
(2) Remuneration on account of a stock transfer through an incentive stock option plan or employee stock purchase plan, or disposition of that stock;	Same as the Executive.
(3) Any benefit or payment that is excluded from an employee's gross income if the employee is a qualified volunteer for an emergency response organization.	Same as the Executive.

**Executive**

Excludes the types of compensation listed above from an employee's "net take-home weekly wage" for purposes of determining the amount of the employee's temporary total disability compensation under Ohio's Workers' Compensation Law, because the definition of that term cross-references to the definition of "remuneration" under Ohio's Unemployment Compensation Law (see R.C. 4123.56 (A)).

**Fiscal effect: By adding types of compensation that cannot be considered as part of an individual's income when determining the individual's average weekly wage (for determining an individual's weekly benefit amount), there would likely be a decrease unemployment benefit amounts to some individuals, and therefore, a decrease in unemployment benefit payments.**

**As Passed by the House**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**JFSCD9**

**Abolish inactive funds**

**R.C. 4141.09, 3125.191 (repealed), 4141.11, and 4141.131; Section 512.30**

Requires the OBM Director to, within 90 days of the effective date of this provision, (1) transfer the balances of 38 inactive funds used by ODJFS to the Administration and Operating Fund (Fund 5DM0) used by ODJFS, (2) transfer the balances of three inactive funds used by ODJFS to the General Revenue Fund, and (3) abolishes the 41 inactive funds after the transfers are made.

Provides for all money received from the sale of real property that is no longer needed for the operations of the ODJFS Director under the Unemployment Compensation Program to be deposited into the Unemployment Compensation Special Administrative Fund.

**R.C. 4141.09, 3125.191 (repealed), 4141.11, and 4141.131; Section 512.30**

Same as the Executive.

Same as the Executive.

**Executive**

**As Passed by the House**

**Fiscal effect: As of February, only nine of the funds to be abolished in the bill had cash balances, which totaled about \$323,700. Of this amount, about \$323,325 will be deposited into Fund 5DM0 and about \$375 will be deposited into the GRF.**

**Fiscal effect: Same as the Executive.**

**JFSCD2 Unemployment penalty**

**R.C. 4141.20**

Eliminates a \$500 forfeiture that currently is required to be assessed against any employer who fails to furnish information to the ODJFS Director.

**R.C. 4141.20**

Same as the Executive.

Eliminates quarterly reporting procedures and forfeiture amounts to which employers were previously subject and that appear to no longer be in effect.

Same as the Executive.

**Fiscal effect: None. According to ODJFS, this penalty has not been assessed for several years.**

**Fiscal effect: Same as the Executive.**

**JFSCD4 Unemployment compensation fraudulent payment penalties credited to mutualized account**

**R.C. 4141.25, 4141.35**

Requires penalties recovered for fraudulent payments and deposited into the state's Unemployment Compensation Trust Fund under continuing law to be credited to the mutualized account within that fund.

**R.C. 4141.25, 4141.35**

Same as the Executive.

**Fiscal effect: Gain in revenue for the mutualized account within the Unemployment Trust Fund and loss in revenue to the Special Administrative Fund. Currently, 60% of penalty revenue is deposited into the Unemployment Trust Fund and 40% is deposited into the Special Administrative Fund. This penalty went into effect October 21, 2013.**

**Fiscal effect: Same as the Executive.**

**Executive**

**As Passed by the House**

**JFSCD3 Waiver of maximum unemployment rate**

**R.C. 4141.26**

Permits the ODJFS Director to waive the maximum unemployment contribution rate assigned to an employer due to an employer's failure to timely furnish required wage information, if the failure was a result of circumstances beyond the employer's or the employer's agent's control.

Requires the Director to adopt rules to prescribe requirements and procedures for requesting a waiver.

**Fiscal effect: Potential loss of revenue to Ohio's Unemployment Compensation Trust Fund, depending up on the number of waivers granted against the maximum contribution.**

**R.C. 4141.26**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**JFSCD1 Electronic filing of application for unemployment benefits**

**R.C. 4141.28**

Requires an individual, beginning July 1, 2015, to electronically file an application and weekly claims for unemployment benefits, except as follows: (1) the individual is prohibited by law from using a computer, (2) the individual has an impairment that makes the individual unable to use a computer, (3) the individual has limited ability to read or write effectively in a language in which the electronic application or claim is available, or (4) a declared disaster or emergency prevents electronic filing.

**Fiscal effect: Potential decrease in administrative costs to ODJFS for processing the majority of claims electronically.**

No provision.

Executive

As Passed by the House

**JFSCD6 Registration requirement for unemployment compensation claimants**

**R.C. 4141.29**

Breaks an individual's unemployment benefit registration period if the individual fails to report to the ODJFS Director or reopen an existing claim as required under continuing law, thus allowing the Director to immediately cease benefit payments until the requirement is satisfied, rather than, as under current law, continuing to issue payments during the three-week registration period and then determining the requirement was not satisfied, resulting in an overpayment the Director must collect.

No provision.

**Fiscal effect: Potential savings to Ohio's Unemployment Compensation Trust Fund from reduced unemployment benefit overpayments.**

**JFSCD5 Application of unemployment compensation repayments**

**R.C. 4141.35**

Excludes payments made pursuant to unclaimed fund recoveries, lottery award offsets, and state tax refund offsets, from the continuing law order in which the ODJFS Director must apply unemployment compensation repayments to the mutualized account or to employer accounts.

**R.C. 4141.35**

Same as the Executive.

**Fiscal effect: Possible reduction in the amount of repayments deposited into the Unemployment Trust Fund and possible increase in the amount deposited into the Special Administrative Fund.**

**Fiscal effect: Same as the Executive.**



**Executive**

**As Passed by the House**

**JFSCD11      Inspections and licensure of type B family day-care homes**

**R.C.      5104.03**

Permits a government entity or private nonprofit entity with which the ODJFS Director has contracted to inspect type B family day-care homes to subcontract that duty to another government entity or private nonprofit entity.

Eliminates the ODJFS Director's authority to contract with a government entity or private nonprofit entity to license type B homes.

**R.C.      5104.03**

Same as the Executive.

Same as the Executive.

**JFSCD19      Publicly funded child care**

**R.C.      5104.34, 5104.341, 5104.38**

No provision.

Repeals a provision specifying that continuous eligibility does not apply if a recipient of publicly funded child care ceases to be eligible for publicly funded child care.

No provision.

Permits a caretaker parent to continue to receive publicly funded child care for up to 13 weeks (during a 12-month period) despite failure to meet employment, education, or training requirements.

No provision.

Permits a county department of job and family services (CDJFS) to presume that an applicant for publicly funded child care is eligible while the application is pending.

No provision.

Permits an applicant who has been determined ineligible to continue to receive publicly funded child care for up to five days after being determined ineligible.

No provision.

Specifies that the Ohio Department of Job and Family Services (ODJFS), rather than CDJFSs, is responsible for ensuring the availability of protective child care.

**Executive**

**As Passed by the House**

No provision.

Specifies that ODJFS, rather than CDJFSs, may require a caretaker parent to pay a fee for publicly funded child care.

No provision.

Specifies that ODJFS, rather than CDJFSs, may establish a waiting list for publicly funded child care when available resources are insufficient to provide it to all eligible families, and repeals law that specifies CDJFS procedures with regard to waiting lists when resources become available.

No provision.

Repeals provisions that permit CDJFSs to specify a maximum amount of income a family may have for eligibility for publicly funded child care that is higher than the amount specified by ODJFS.

**Fiscal effect: Increase in cost of about \$16 million to ODJFS.**

**JFSCD15**

**Family Assistance**

**Section: 610.20**  
**Amends Sections 301.40 and 301.143 of H.B. 59**

No provision.

Earmarks \$1.5 million in FY 2015 from GRF line item 600521, Family Assistance – Local, to the Putnam County YMCA in Ottawa.

No provision.

Earmarks \$300,000 in FY 2015 from GRF line item 600521, Family Assistance – Local, to the Jewish Federation of Cincinnati to provide operating funds for the Mayerson Jewish community Center, Jewish Family Service of Cincinnati, and Dream Homes, Inc.

No provision.

Allocates up to \$3.2 million of an earmarked \$10.0 million of GRF line item 600523, Family and Children Services, in FY 2015 to match eligible federal Title IV-B ESSA funds and federal Title IV-E Chafee funds allocated to public

Executive	As Passed by the House
No provision.	<p>children services agencies.</p> <p>Allocates 75% of the remaining \$10.0 million to public children services agencies and 25% to the hardship counties based on the county's hardship ranking, established in rules adopted by the ODJFS.</p>
No provision.	<p>Prohibits a hardship county from reducing its annual expenditures on childrens' services unless the county obtains a waiver from the Department.</p>
No provision.	<p>Earmarks \$1.2 million in FY 2015 from GRF line item 600523, Family and Children Services, to fund the Child Placement Level of Care Tool Pilot Program.</p>
<b>JFSCD20</b>	<b>Healthier Buckeye Grants</b>
No provision.	<p><b>Section: 610.20</b> <b>Amends 301.40 of H.B. 59</b></p> <p>Requires GRF appropriation item 600442, Healthier Buckeye Grants, to be used for the Healthier Buckeye Grant Program. Permits up to \$120,000 in FY 2015 to be used by the Ohio Buckeye Council to receive administrative support from the Office of Human Services Innovation or through that Office from another state department.</p> <p><b>Fiscal effect: The bill appropriates \$2.4 million in FY 2015 to this new GRF line item.</b></p>

Executive

As Passed by the House

JFSCD16

Workforce Training Pilot Program for the Economically Disadvantaged

**Sections: 751.33, 610.20**  
**Amends Section 301.40 of H.B. 59**

No provision.

Establishes the Workforce Training Pilot Program for the Economically Disadvantaged to provide grants for demonstration projects in the fields of workforce development and life skills training.

No provision.

Requires the ODJFS Director to administer the program for two years beginning on July 1, 2014.

No provision.

Requires GRF appropriation item 600545, Workforce Pilot Program, to be used for the pilot program.

**Fiscal effect: The bill appropriates \$3 million in FY 2015 to item 600545, Workforce Pilot Program.**

Executive

As Passed by the House

JCRCD1      Increase operational duration of emergency rules

R.C.      111.15, 119.03

Increases the period of time during which an emergency rule remains operative from 90 to 120 days.

No provision.

Fiscal effect: None.

**Executive**

**As Passed by the House**

**JSCCD1            Use of surplus moneys in county and municipal Indigent Drivers Alcohol Treatment Funds and county and municipal Indigent Drivers Interlock and Alcohol Monitoring Funds**

**R.C.            4511.191**

(1) Clarifies the purposes for which moneys in county indigent drivers alcohol treatment funds, county juvenile indigent drivers alcohol treatment funds, and municipal indigent drivers alcohol treatment funds may be used.

(2) Authorizes surplus moneys in the county and municipal funds noted in provision (1) above to be used for additional purposes, including: (a) the transfer of funds to another court in the same county to be utilized for assessment, treatment, and transportation costs, and (b) the transfer of funds to the alcohol and drug addiction services board or the board of alcohol, drug addiction, and mental health services that serves the alcohol, drug addiction, and mental health service district in which that court is located to be utilized for assessment, treatment, and assessment costs.

(3) Authorizes the transfer of surplus moneys in county indigent drivers interlock and alcohol monitoring funds, county juvenile indigent drivers interlock and alcohol monitoring funds and municipal indigent drivers interlock and alcohol monitoring funds to county indigent drivers alcohol treatment funds, county juvenile indigent drivers alcohol treatment funds, and municipal indigent drivers alcohol treatment funds to be utilized for assessment, treatment, and assessment costs.

**R.C.            4511.191**

(1) Same as the Executive

(2) Same as the Executive.

(3) Same as the Executive.

**Executive**

**As Passed by the House**

**Fiscal effect: These provisions expand a court's permissible uses of certain funds to include alcohol assessment- and treatment-related transportation costs and the sharing of certain surplus money with other courts in the county and the county mental health system.**

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

LSCCD1

Ohio Constitutional Modernization Commission

**R.C. 103.63**

No provision.

Requires the 12 General Assembly members appointed to the Ohio Constitutional Modernization Commission to meet, organize, and elect co-chairpersons, and to re-create the Commission by appointing the rest of the members, on or before January 10 of every even-numbered year, rather than not later than January 1 of every even-numbered year as under current law.

No provision.

Specifies that a member of the Commission continues in office until the member's successor is appointed. Terms end on the first day of January of every even-numbered year.

**Fiscal effect: None.**



Executive

As Passed by the House

**MHCCD1            Violations and failure to comply**

**R.C.            4781.121, 4781.29**

Expands what constitutes a person's violation of rules adopted by the Manufactured Homes Commission (MHC) for purposes of investigations and civil penalties to include all rules adopted by MHC.

No provision.

Expands what constitutes failure to comply with statutory provisions and rules adopted by MHC for purposes of refusal to grant, suspension, or revocation of licenses to include all statutory provisions and all rules adopted under the MHC chapter.

No provision.

**Fiscal effect: None.**

Executive

As Passed by the House

**MCDCD2 Private party's participation in fingerprint database program**

**R.C. 109.5721, Section 503.20**

Extends the use of the Bureau of Criminal Identification and Investigation's (BCII) fingerprint database to private parties and entities in connection with employment and licensure.

No provision.

Permits the Director of Budget and Management to authorize expenditures from appropriation item 651680, Health Care Grants - Federal, to pay for the costs associated with the administration of Medicaid, including the development and operation of the retained applicant fingerprint database, with regard to criminal record requests made by participating private parties.

No provision.

**Fiscal effect: Possible gain in revenue to the Attorney General since the BCII will be extended to additional entities. Permits the use of appropriation item 651680 to pay for the retained applicant fingerprint database.**

**MCDCD1 Cash transfer to the Residents Protection Fund**

**Section: 512.40**

Requires the Director of Budget and Management to transfer the cash balance in the Nursing Facility Technical Assistance Fund (Fund 5L10), used by the Department of Health, to the Residents Protection Fund (Fund 4E30), used by ODM. Abolishes Fund 5L10 upon completion of the transfer.

**Section: 512.40**

Same as the Executive.

Executive

As Passed by the House

MCD3CD3

Assisted Living Program Rate Increase

No provision.

**Sections: 751.50, 610.20, 610.21**

***Amends Section 323.10 of H.B. 59***

Requires, until June 30, 2015, that the Medicaid payment rates for services provided under the Assisted Living Program be 1.5% higher than the rates for the services in effect on July 1, 2013.

**Fiscal effect: Increase in costs of \$1.4 million (approximately \$525,000 state share) in FY 2015. The appropriations in GRF line item 651525, Medicaid/Health Care Services, have been adjusted to account for the rate increase.**

**Executive**

**As Passed by the House**

**MEDCD1**

**Massage Therapy**

No provision.

**R.C. 4731.15**

Defines the term "massage therapy."

**MEDCD2**

**Continuing education requirements for cosmetic therapists**

No provision.

**R.C. 4731.155**

Eliminates the statutory requirements for continuing education for cosmetic therapists and instead allows the State Medical Board to adopt rules regarding continuing education requirements for cosmetic therapists.

**MEDCD3**

**Acceptance of money from a fine, civil penalty, or seizure or forfeiture of property**

No provision.

**R.C. 4731.24, 4731.241**

Authorizes the State Medical Board to accept from the state, a political subdivision of the state, or the federal government money that results from a fine, civil penalty, or seizure or forfeiture of property.

Executive

As Passed by the House

MHACD8

Opioid addiction treatment duties

**R.C. 340.01, 340.03, 340.08, 340.09, 340.092, 340.093, 340.15, 340.20, 5119.21, 5119.22, 5119.23, 5119.25, 5119.362, 5119.363, and 5119.364; Section 812.40**

No provision.

Requires, beginning two years after the bill's effective date, that each ADAMHS board establish, to the extent resources are available, a full spectrum of care for all levels of treatment services for opioid and co-occurring drug addiction.

No provision.

Requires ODMHAS to assist an ADAMHS board with the full spectrum of care for ODMHAS-approved treatment services for opioid and co-occurring drug addiction and, to the extent it has available resources, support the full spectrum of care on a single ADAMHS district or a multi-district basis.

No provision.

Requires that the full spectrum of care include at least ambulatory and subacute detoxification, nonintensive and intensive outpatient services, medication-assisted treatment, peer mentoring, residential treatment services, recovery housing, and 12-step approaches.

No provision.

Requires ODMHAS to withhold all of an ADAMHS board's allocated funds if the board fails to make the full spectrum of care available in its service district.

No provision.

Permits an ADAMHS board to provide treatment services included in the full spectrum of care to eligible individuals with alcohol or other types of drug addictions if the amount of funds the board has for the full spectrum of care is greater than the amount needed to provide the treatment services to all eligible individuals with opioid and co-

**Executive**

**As Passed by the House**

No provision.

occurring drug addictions who apply to the board for the treatment services.

No provision.

Establishes certain requirements and options for the recovery housing that each ADAMHS board is to include in the full spectrum of care.

No provision.

Requires each community addiction services provider, beginning two years after the bill's effective date, to maintain (in an aggregate form) a waiting list of applicants who have been documented as having a clinical need for alcohol and drug addiction services due to an opioid or co-occurring drug addiction but have not begun to receive the services within five days of application for the services because the provider lacks available slots.

No provision.

Requires each provider to report certain information monthly about the waiting lists to each ADAMHS board that serves the county or counties in which the provider provides alcohol and drug addiction services.

No provision.

Requires each ADAMHS board to compile monthly (on an aggregate basis) the information the board receives from the providers and to determine specified information about denied applications for certain treatment services.

No provision.

Requires each ADAMHS board to report monthly to ODMHAS: (1) the information the board compiles from the reports it receives from the providers, (2) the information about denied applications, and (3) all other information the ODMHAS Director requires in rules.

Requires ODMHAS to make the reports it receives from ADAMHS boards available on ODMHAS's web site and in a manner that presents the information on both a statewide and county-level basis.

Executive

As Passed by the House

**Fiscal effect: Potential increase in costs to ADAMHS boards to provide peer mentoring, the room and board portions of residential treatment services, and twelve-step programs services to Medicaid recipients, as these services are not covered by the Medicaid program. Potential increase in administrative costs to ODMHAS to pay providers if an ADAMHS board fails to provide the full spectrum of care. Potential increase in administrative costs to ADAMHS boards to create the wait lists, if they do not already exist, and to collect and submit data on wait list individuals to ODMHAS. Likely increase in costs to ODMHAS to create the statewide wait list report and post it on its website.**

**MHACD3 ADAMHS board member qualifications**

**R.C. 340.02, 340.021**

Modifies the criteria to be considered when appointing the members of a board of alcohol, drug addiction, and mental health services (ADAMHS board) who must be recipients of mental health or addiction services by eliminating a provision that limits the appointees to persons whose services were publicly funded.

**Fiscal effect: None.**

**R.C. 340.02, 340.021**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**MHACD9 ADAMHS boards' continuum of care**

No provision.

**R.C. 340.09, Section 812.40**

Permits, beginning two years after the bill's effective date, the continuum of care that ADAMHS boards establish for other services to include subacute detoxification.

**Fiscal effect: Potential increase in costs to an ADAMHS board if the board chooses to provide the service.**

**Executive**

**As Passed by the House**

**MHACD2 Conforming changes due to an agency name change**

**R.C. 2945.402, 3701.74**

Corrects an erroneous reference to the Ohio Department of Mental Health and Addiction Services (ODMHAS).

Excludes ODMHAS records from the general medical record request provision.

**Fiscal effect: None.**

**R.C. 2945.402, 3701.74**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**MHACD10 ADAMHS boards submitting evidence of correction action**

No provision.

**R.C. 5119.25, Section 812.40**

Gives an ADAMHS board, when it receives a notice from ODMHAS that the board is out of compliance with statutory requirements, the option to submit to ODMHAS evidence of corrective action the board took to achieve compliance.

No provision.

Provides that a board of alcohol, drug addiction, and mental health services (ADAMHS board) has 30, instead of 10, days to present its position that it is in compliance with statutory requirements or to submit evidence of corrective action it took to achieve compliance after receiving a notice from the ODMHAS Director that the board is out of compliance with the statutory requirements.

No provision.

Requires the Director to hold a hearing within 30, instead of 10, days after receiving the board's position or evidence.

No provision.

Permits the Director to appoint a representative of another board that is in compliance to serve as a mentor for the board in developing and executing a plan of corrective action to achieve compliance.



**Executive**

**As Passed by the House**

No provision.

Requires, instead of permits, the ODMHAS Director to adopt rules to implement a state statute governing the withholding of state funds from ADAMHS boards that are out of compliance with statutory requirements and hearings for such actions.

**Fiscal effect: Potential reduction in administrative costs for an ADAMHS board subject to noncompliance. Minimal increase in administrative costs to ODMHAS to adopt rules.**

MHACD11

Intake and resumption of services procedures

No provision.

**R.C. 5119.365**

Requires the ODMHAS Director to adopt rules to (1) streamline the intake procedures used by community addiction services providers when accepting and beginning to serve new patients and (2) enable providers to retain patients as active patients even though the patients last received services more than 30 days before resumption of services.

**Fiscal effect: Minimal cost to ODMHAS to adopt rules. Potential decrease in administrative costs to ADAMHS boards once rules are adopted.**

**Executive**

**As Passed by the House**

**MHACD4 Charge-back to mentally ill person's county of residence**

**R.C. 5122.36**

Requires: (1) that the expenses of returning a mentally ill person to the person's county of legal residence and, if the person is ordered hospitalized, probate fees and other expenses incurred on the person's behalf be charged to the county of residence; (2) that a transcript of proceedings be sent to the probate court of the county of residence; and (3) that if the person's residence cannot be established, the matter be referred to ODMHAS.

No provision.

**MHACD6 Recovery Requires a Community Program**

**Section: 610.20  
Amends 751.10 of H.B. 59**

Removes the requirement that the Medicaid Director transfer the savings realized from decreased nursing facility utilization from the GRF to the Sale of Goods and Services Fund (Fund 1490). Removes language appropriating the transferred cash.

Replaces this requirement with a provision requiring the ODMHAS Director and the Medicaid Director to certify to the OBM Director an agreed upon amount representing the savings realized from decreased nursing facility utilization.

Authorizes the OBM Director, upon receipt of the certification, to increase the appropriation of GRF line item 335504, Community Innovations, up to the certified amount, and to decrease the appropriation of ODM GRF line item 651525, Medicaid/Health Care Services, by an amount equal to the appropriation increase of line item

**Section: 610.20  
Amends 751.10 of H.B. 59**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Executive**

**As Passed by the House**

335504.

**MHACD13      Returning offenders**

No provision.

**Section: 751.110**

Requires the ADAMHS boards serving Cuyahoga, Franklin, Hamilton, Montgomery, and Summit counties to prioritize the use of funds made available to the boards by ODMHAS under Am. Sub. H.B. 59 of the 130th General Assembly to temporarily assist offenders who have severe mental illnesses, severe substance use disorders, or both, obtain Medicaid-covered community mental health services, Medicaid-covered community drug addiction services, or both, after the offenders have been released from state correctional facilities to live in the community.

**MHACD7      Start Talking! Initiative**

**Section: 751.40**

Requires the ODMHAS Director to designate an employee who is a certified prevention specialist by the Chemical Dependency Professionals Board to serve as coordinator for the Start Talking! Initiative.

**Fiscal effect: None.**

**Section: 751.40**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**MHACD12      Use of community behavioral health funds**

No provision.

**Sections: 751.60, 751.70, 751.80, 751.90, 751.100, 690.10**

Revises the use of ODMHAS's \$47.5 million appropriation for FY 2015 to GRF line item 335507, Community Behavioral Health, as follows:

Executive	As Passed by the House
No provision.	1) Repeals current law that requires \$30 million to be allocated to ADAMHS boards for community mental health services and \$17.5 million to be allocated to ADAMHS boards for community addiction services, including medication, treatment programs, and counseling.
No provision.	(2) Provides for \$24,850,000 to be used (1) for various activities regarding step-down regional crisis stabilization units and recovery housing (including a three-year contract costing not more than \$500,000 for a network of recovery housing) or (2) if the actual enrollment of newly eligible individuals under the Medicaid expansion in FY 2014 is more than 10% less than the projected enrollment, to permit ADAMHS boards to continue programs the boards started in FY 2014.
No provision.	(3) Requires that \$5,078,200 be used to maintain the level of funding for the Substance Abuse Prevention and Treatment Block Grant.
No provision.	(4) Requires that \$5 million be used to expand prevention-based resources statewide.
No provision.	(5) Requires that \$3.75 million be used to expand the Residential State Supplement Program.
No provision.	(6) Requires that \$8,821,800 be transferred to the Ohio Department of Rehabilitation and Correction (ODRC) to be used to help defray a portion of eligible courts' payroll costs for up to two specialized docket staff members.

Executive

As Passed by the House

**DNRCD16      Use of Oil and Gas Well Fund for infrastructure**

**R.C.      1509.071, Section 610.20  
Amends Section 333.10 of H.B. 59**

(1) Authorizes the Chief of the Division of Oil and Gas Resources Management to spend money credited to the Oil and Gas Well Fund to develop infrastructure as a solution to problems directly attributable to historic production operations. Requires the Chief to adopt rules in accordance with Chapter 119. of the Revised Code for this purpose, and requires the rules to establish criteria for determining the types of infrastructure for which revenues may be used.

(1) No provision.

(2) Eliminates the requirement in current law that the Chief spend not less than 14% of the revenue credited to the Fund the previous fiscal year to plug idle and orphaned wells and properly restore the land surface, but retains the authority of the Chief to use money credited to the Fund for these purposes.

(2) No provision.

**Fiscal effect: While the requirement that the Chief spend at least 14% of the previous fiscal year's revenues to the Oil and Gas Well Fund (Fund 5180) on well plugging and land restoration activities would be eliminated, the Chief would have the flexibility to spend more or less than that percentage on those purposes. Additionally, increases the existing FY 2015 appropriation to Fund 5180 appropriation item 725677, Oil and Gas Well Plugging, from \$1.5 million to \$2.5 million for these purposes.**

Executive

As Passed by the House

DNRCD7

Nonresident deer permit and hunting license fees

R.C. 1533.10, 1533.11, 1533.12

(1) Revises existing law requiring the procurement of a \$23 deer permit to hunt deer by establishing a nonresident deer permit, the fee for which is \$99, and a resident deer permit, the fee for which is \$23.

(2) Specifies that the fee for a youth deer permit established in current law is one-half of the regular resident deer permit fee regardless of residency.

(3) Revises existing law requiring a person on active duty in the U.S. Armed Forces who is either stationed in Ohio or on leave or furlough to obtain a deer permit by requiring such a person to obtain a resident deer permit and specifying that the person is eligible to obtain a resident deer permit regardless of whether the person is a resident of Ohio.

(4) Increases the nonresident hunting license fee and the apprentice nonresident hunting license fee from \$124 to \$149.

**Fiscal effect: The Wildlife Fund (Fund 7015) will likely receive some additional revenue from increased fees for nonresident deer permits, hunting licenses, and apprentice hunting licenses. A portion of this gain may be offset by a reduction in revenue from the sale of youth deer permits to nonresident youth, which would be reduced to half the price of a resident adult deer permit.**

R.C. 1533.10, 1533.11, 1533.12

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

**Fiscal effect: Same as the Executive.**

**Executive**

**As Passed by the House**

**DNRCD18      Use of capital funds**

**Section: 509.20**

Authorizes the Department of Natural Resources to use moneys appropriated to it in the Ohio Parks and Natural Resources Fund (Fund 7031) and the Parks and Recreation Improvement Fund (Fund 7035) for capital projects, including, but not limited to, improvements or renovations on land or property owned by the Department but used and operated, under a lease or other agreement, by an entity other than the Department. Prohibits the release of such funds until the Director of Natural Resources has certified in writing to the Director of the Office of Budget and Management that the project will enhance the use and enjoyment of Ohio's state parks and natural resources.

**Section: 509.20**

Same as the Executive.

**DNRCD1      Transfer of funds for oil and gas regulation and geological mapping**

**Section: 610.20**

***Amends section 333.80 of H.B. 59***

Permits the transfer of cash from the GRF to the Geological Mapping Fund (Fund 5110), in addition to the transfer to the Oil and Gas Well Fund (Fund 5180) authorized under continuing law, if it is deemed necessary to handle increased field and laboratory research efforts related to the expansion of the oil and gas program that occur before receipts to Fund 5110 are sufficient to fund such activities.

No provision.

Executive

As Passed by the House

DNRCD20

Capital Appropriation for Cleveland Zoological Society Savannah Ridge Project

Sections: 630.10, 630.11

*Amends Section 223.10 of Am. H.B. 497*

No provision.

Changes the name of an appropriation for a project under the Department of Natural Resources' capital budget from C725U0, Savanna Ridge Enterprise Zone – Cleveland Metroparks Zoo to C725U0, Cleveland Zoological Society Savannah Ridge Project.



**Executive**

**As Passed by the House**

**OODCD1 Office of Health Transformation**

**R.C. 191.01**

Includes the Opportunities for Ohioans with Disabilities Agency (OOD) within the scope of the Office of Health Transformation Law.

**Fiscal effect: None.**

**R.C. 191.01**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**OODCD2 Vocational rehabilitation funding**

**Section: 340.10**

Removes language designating appropriation item 415617, Independent Living/Vocational Rehabilitation Programs, (renamed "Vocational Rehabilitation Programs" in the bill) to be used for vocational rehabilitation programs.

Removes language specifying that appropriation item 415608, Social Security Special Programs/Assistance, (renamed "Social Security Vocational Rehabilitation" in the bill) be used to pay a portion of indirect costs of the Personal Care Assistance Program and the Independent Living Programs.

**Fiscal effect: None.**

**Section: 340.10**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**OODCD4 Workforce integration task force**

**Section: 751.20**

Creates a workforce integration task force within OOD.

**Section: 751.20**

Same as the Executive.

Executive	As Passed by the House
Requires the OOD Executive Director and the Director of Job and Family Services, as co-chairs of the task force, to appoint members to the task force.	Same as the Executive.
Requires the task force to collect certain employment data regarding individuals who are deaf or blind in Ohio.	Same as the Executive.
Requires the task force to issue a report to the Governor by January 1, 2015, containing findings and recommendations regarding how individuals who are deaf or blind in Ohio may be more fully integrated into the workforce and sunsets the task force upon issuance of its report.	Same as the Executive.
<b>Fiscal effect: OOD may experience an increase in costs to provide support to the task force and prepare a report for the Governor based on the task force's findings.</b>	<b>Fiscal effect: Same as the Executive.</b>

## Executive

## As Passed by the House

**PRXCD4 Board of Pharmacy Executive Director requirements****R.C. 4729.03**

Removes the requirement that the Executive Director of the Board of Pharmacy be an Ohio licensed pharmacist in good standing.

**Fiscal effect: None.****R.C. 4729.03**

Same as the Executive.

**Fiscal effect: Same as the Executive.****PRXCD3 Licensing period for terminal distributors of dangerous drugs****R.C. 4729.54, Section 747.10**

Changes to April 1 (from January 1) the beginning date of the 12-month licensing period that applies to terminal distributors of dangerous drugs. Extends the expiration date of existing licenses to correspond with the new licensing period.

**Fiscal effect: None.****R.C. 4729.54, Section 747.10**

Same as the Executive.

**Fiscal effect: Same as the Executive.****PRXCD6 Limitation on terminal distributor license exemption**

No provision.

**R.C. 4729.54, 4729.541**

Requires, beginning April 1, 2015, certain business entities that are exempt from holding a terminal distributor license under current law to hold a terminal distributor license from the State Board of Pharmacy to possess and distribute dangerous drugs that are compounded or used for the purpose of compounding.

Executive

As Passed by the House

**Fiscal effect: Generated revenue from additional licensing fees would be deposited to the credit of the Occupational Licensing and Regulatory Fund (Fund 4K90). The number of additional licenses to be granted is unknown.**

**PRXCD1            Use of licensing fees for OARRS**

**R.C.            4729.83**

- (1) Eliminates the provision prohibiting the Board of Pharmacy from imposing a charge on "terminal distributors of dangerous drugs," "pharmacists," and "prescribers" to establish and maintain the Ohio Automated Rx Reporting System (OARRS).
- (2) No provision.

**Fiscal effect: If the Board of Pharmacy were to subsequently impose such a charge it would be adopted as part of their administrative rules. Generated revenue would be deposited to the credit of the Occupational Licensing and Regulatory Fund (Fund 4K90). Total annual revenue would depend on the level at which such a charge is set by the Board.**

**R.C.            4729.83, 4729.65**

- (1) Same as the Executive with regard to eliminating the prohibition from imposing an OARRS charge on "terminal distributors of dangerous drugs" and "pharmacists," but retains current law that prohibits the Board from imposing an OARRS fee on "prescribers."
- (2) Permits the State Board of Pharmacy to use, for the purpose of OARRS, any portion of the licensing or registration fees collected from pharmacists, pharmacy interns, wholesale distributor of dangerous drugs, or terminal distributor of dangerous drugs, but prohibits the Board from increasing fees solely for that purpose.

**Fiscal effect: Additional revenue is not likely to be generated. However, the Board may experience greater flexibility in utilizing existing funds made available through the Occupational Licensing and Regulatory Fund (Fund 4K90).**

**Executive**

**As Passed by the House**

**DPSCD1            Infrastructure Protection Fund**

**R.C.        4737.045**

Creates the Infrastructure Protection Fund and specifies that the following fees are to be deposited into the fund, rather than into the Security, Investigations, and Policing Fund (Fund 8400) as under current law: (1) scrap metal and bulk merchandise container dealer registration fees and (2) impoundment fees relating to a vehicle used in the theft or illegal transportation of metal.

**Fiscal effect: Loss in revenue to Fund 8400 with a corresponding gain in revenue to the Infrastructure Protection Fund, amount dependent on actual fees collected.**

**R.C.        4737.045**

Same as the Executive, but clarifies the fund is created in the state treasury.

**Fiscal effect: Same as the Executive.**

**DPSCD2            Disaster Services**

No provision.

**Sections: 630.10, 630.11  
Amends Section 701.50 of H.B. 497**

Increases the transfer from the Disaster Services Fund (Fund 5E20), used by the Controlling Board, to a fund and appropriation item used by the Department of Public Safety for Putnam County flood mitigation projects, from \$4.0 million (as in H.B. 497) to \$6.0 million and requires the moneys be awarded to the local public agency that is leading the projects.

Executive

As Passed by the House

**PUCCD5 Intermodal equipment providers**

**R.C. 4905.81, 4905.01, 4923.01, 4923.04**

Defines the terms "interchange," "intermodal equipment," and "intermodal equipment provider" to have the same meanings as in federal motor carrier safety rules.

No Provision.

Grants the Public Utilities Commission (PUCO) express authority to regulate intermodal equipment providers. Requires PUCO to adopt rules applicable to the use and interchange of intermodal equipment.

No Provision.

Broadens PUCO's subpoena power (currently limited to documents and other records related to hazardous materials transportation) by expanding its application to the production of documents and other records related to compliance with motor carrier law and administrative rules.

No Provision.

**Fiscal effect: Likely none; this provision clarifies existing law regarding PUCO authority to regulate intermodal equipment providers.**

**PUCCD8 Transporting horizontal well gas: federal pipeline requirements waiver**

No provision.

**R.C. 4905.911**

Permits the Public Utilities Commission of Ohio to, at its discretion and in accordance with federal law, waive compliance with the federal gas pipeline design requirement regulations applicable to operators of certain pipelines that transport gas produced by horizontal wells.

**Fiscal effect: None.**

Executive

As Passed by the House

PUCCD1

Pipeline safety forfeitures

R.C. 4905.95

Increases the maximum pipeline safety forfeitures consistent with federal law. Increases from \$100,000 to \$200,000 the daily limit for each violation or noncompliance and increases from \$1 million to \$2 million the limit for any related series of violations or noncompliances.

No Provision.

**Fiscal effect: Potential GRF revenue gain because all forfeitures collected under this section are deposited in the state treasury to the credit of the GRF.**

PUCCD6

Recovery of environmental remediation costs

R.C. 4909.157

(1) Permits the Public Utilities Commission to authorize, through a mechanism, a natural gas company or gas company to recover environmental remediation costs "prudently incurred" before 2025 that are related to real property that was formerly the site of a manufactured gas plant, and incurred under the Voluntary Action Program ordered by an environmental agency or a court or costs that are subject to a previously authorized regulatory asset.

(1) No provision.

(2) Defines a manufactured gas plant as a plant that was operational prior to 1970 and that produced, for sale to customers, manufactured gas from coal gas process, carburetted water gas process, or oil gas process.

(2) No Provision.

(3) Requires an application and an evidentiary hearing in which the applicant bears the burden of proof.

(3) No provision.

**Executive**

**As Passed by the House**

(4) Requires, if recovery is authorized, the company to, upon the sale of the real property, return to customers the difference between the sale price, minus reasonable sale expenses, and the property's fair market value prior to remediation.

(4) No Provision.

(5) Declares that certain ratemaking provisions do not preclude recovery of these environmental remediation costs.

(5) No provision.

**Fiscal effect: If approved for recovery by PUCO, costs will increase for customers of the natural gas company or gas company.**

**PUCCD4**

**Uniform registration and permitting for transportation of hazardous materials**

**R.C. 4923.02**

Specifies that certain persons exempt from the motor carrier law must not be construed to be relieved from complying with the existing law and rules governing the uniform registration and permitting for transportation of hazardous materials and the duty to pay the applicable fees.

**Fiscal effect: Likely none; this provision clarifies existing law.**

**R.C. 4923.02**

Same as the Executive.

**Fiscal effect: Likely none; this provision clarifies existing law.**



Executive

As Passed by the House

PUCCD7 Prior-year baseline for alternative energy benchmarks

No provision.

R.C. 4928.641, 4928.64, 4928.642

Permits electric distribution utilities (EDUs) and electric services companies (ESCs) that are required to comply with the state's alternative energy benchmarks to use a baseline of the prior calendar year's sales to measure compliance, rather than the most recent three-year average of sales. Requires notification of the choice to use the prior-year baseline to the Public Utilities Commission of Ohio (PUCO) by October 1st of the year for which the baseline will apply. Permits the PUCO to adjust the prior-year baseline to adjust for new economic growth in the EDU's or ESC's territory or service area.

No provision.

Requires EDUs and ESCs that switch back to the three-year baseline to use that baseline for at least three consecutive years before again using the prior-year baseline.

**Fiscal effect: Potentially lowers alternative energy compliance costs for EDUs and ESCs, but indirect effects may reduce the number of alternative energy suppliers.**

PUCCD2 Energy efficiency requirement

R.C. 4928.66

Repeals a provision that prohibits an electric distribution utility (EDU) from applying, to an annual energy savings requirement in current law achieved through a waste energy recovery or combined heat and power system, more than the total annual percentage of the EDU's industrial-customer load, relative to the EDU's total load.

No Provision.

Executive

As Passed by the House

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**Fiscal effect: Potential decrease in cost for utility to meet requirement, with consequent potential decrease in cost of electricity for ratepayers.**

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Executive

As Passed by the House

PWCCD1      Repayment of Clean Ohio Conservation Grants

R.C.      164.26, 164.261, Section 503.30

(1) Requires repayments of Clean Ohio Conservation Grants to be returned to the natural resource assistance councils that approved the original grant applications, and requires repayment funds to be used for the same purpose as that for which the grant was originally approved.

(2) Requires grant repayments to be deposited into the Clean Ohio Conservation Fund before they are returned to the appropriate councils.

(3) Specifies that any grant repayment received by the Public Works Commission and deposited into the Clean Ohio Conservation Fund is appropriated in appropriation item C15060, Clean Ohio Conservation.

(4) Requires the Director of the Public Works Commission to establish policies providing for "liquidated damages and grant repayment" rather than "penalties, including grant repayment."

**Fiscal effect: The Clean Ohio Conservation Fund (Fund 7056) could receive revenues from grant repayments, but these revenues would be required to be returned to the natural resource assistance council that approved the original application. The appropriation of the received repayments provides for the payment of the returned funds to the councils.**

R.C.      164.26, 164.261, Section 503.30

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

BORCD15

Supplemental annuities and custodial accounts offered by public institutions of higher education

R.C. 9.90, 9.91, and 9.911

No provision.

Provides that a supplemental tax-sheltered annuity contract or custodial account offered to an employee by a public institution of higher education may be offered through the institution's choice of (1) selecting four or more providers through a selection process determined by the institution or (2) a provider designated by the employee.

No provision.

Provides that the public institution of higher education may impose any terms and conditions on the provider of an annuity contract or custodial account that the institution chooses and may prohibit transfer of funds to a third party without the institution's consent.

**Fiscal effect: If the board of trustees of a public institution of higher education chooses to offer a supplemental tax-sheltered annuity contract or custodial account to the institution's employees it may increase the institution's administrative cost to administer the annuity contract or custodial account and comply with federal rules and requirements related to such contract and account. Any such increase would be permissive and, likely, would be minimal.**

BORCD20

Public employee status of student athletes at state universities

R.C. 3345.56

No provision.

Specifies that students attending state universities are not public employees based upon participating in athletics for the state university.

**Fiscal effect: None.**

## Executive

## As Passed by the House

BORCD19

Hamilton County Fairground improvements

No provision.

**Section: 501.10**

Requires the Director of Budget and Management to transfer \$50,000 appropriation from Fund 7034 capital appropriation item C26616, Forest Park Homeland Security Facility, to Fund 7034 capital appropriation item C22686, Hamilton County Fairground Improvements. Reappropriates the unexpended, unencumbered portion of item C22686 at the end of fiscal year 2014 for the fiscal biennium ending June 30, 2016.

BORCD17

Promedica medical senior housing capital funds transfer

No provision.

**Sections: 630.10, 630.11*****Amends Sections 207.250 and 207.340 of H.B. 497***

Moves \$250,000 appropriation from Fund 7034 capital appropriation item C34079, Promedica Transformative Low Income Medical Senior Housing, under the University of Toledo, to Fund 7034 capital appropriation item C38828, Promedica Transformative Low Income Medical Senior Housing, under Owens Community College.

## Executive

## As Passed by the House

**BORCD18**      **Rock and Roll Hall of Fame capital fund transfer****Sections: 630.10, 630.11*****Amends Sections 207.100, 207.440, and 239.10 of H.B. 497***

No provision.

Moves \$1,060,522 appropriation from Fund 7030 capital appropriation item C230J1, Rock and Roll Hall of Fame, under the Facilities Construction Commission, to Fund 7034 capital appropriation item C37844, Rock and Roll Hall of Fame, under Cuyahoga Community College.

No provision.

Increases the amount of debt authorized to be issued by the Ohio Public Facilities Commission to the credit of the Higher Education Improvement Fund (Fund 7034) by \$1.0 million.

**BORCD16**      **Alternative retirement program mitigating rate****Sections: 752.10, 752.20**

No provision.

Provides that the percentage of an alternative retirement program (ARP) participant's compensation paid by a public institution of higher education to the State Teachers Retirement System (STRS) to mitigate any financial impact of an ARP on STRS (known as the "mitigating rate") cannot exceed 4.5% of the participant's compensation. Specifies that the limit on the STRS mitigating rate is effective until July 1, 2015.

No provision.

Requires the Ohio Retirement Study Council (ORSC) to (1) study and recommend changes to the ARP mitigating rate and (2) not later than December 31, 2014, submit to the Governor, Senate President, and House Speaker a report of its findings and recommendations.

## Executive

## As Passed by the House

**Fiscal effect: The provision temporarily "freezes" the percentage of the mitigation rate to up to 4.5% until July 1, 2015. Under existing law, each public institution of higher education may offer an ARP to certain academic and administrative employees. The institutions of participants in the ARP must contribute a percentage of the participants' compensation to the retirement system (in this case it would be STRS) that would otherwise cover the ARP participant to mitigate any negative financial impact of the ARP on the retirement system's defined benefit (DB) plan. The percentage paid by public institutions of higher education is determined by actuarial studies conducted by the ORSC and submitted to the Board of Regents. Currently, public institutions of higher education contribute 4.5% of ARP participants payroll to STRS' DB plan to help pay for unfunded liabilities. The provision that requires the ORSC to study and recommend changes to the ARP mitigating rate may increase costs to the ORSC. ORSC receives its funding from a portion of investment earnings made on the assets of the five state retirement systems.**

Executive

As Passed by the House

SOSCD1

Political communications by corporate and labor organizations (Rule 111-3-05 of the Ohio Administrative Code)

No provision.

R.C. 735.10

Voids Rule 111-3-05 of the Ohio Administrative Code, which regulates corporate and labor organization political communications that advocate the election or defeat of an identified candidate.



Executive

As Passed by the House

**Commercial Activity Tax**

**TAXCD14            Historic Preservation Tax Credit taken against the CAT**

**Section: 757.20**

Authorizes certain holders of historic rehabilitation tax credit certificates to temporarily claim a historic rehabilitation credit against the commercial activity tax (CAT) if the holder cannot claim the credit against any of the personal income tax, financial institutions tax, or insurance premium taxes, as authorized under continuing law. Limits the amount that may be claimed against the CAT to \$5 million per certificate.

Authorizes a corporate owner of a pass-through entity to claim the credit only if the owner is in the same combined or consolidated CAT taxpayer group as the entity or if the credit was issued in the name of the owner.

**Fiscal effect: Decreases revenue from the CAT by an undetermined amount. Under current law, the GRF receives 50% of CAT revenue; the School District Tangible Property Tax Replacement Fund (Fund 7047) and the Local Government Tangible Property Tax Replacement Fund (Fund 7081) receive 35% and 15%, respectively, of CAT receipts.**

**Section: 757.20**

Same as the Executive.

Same as the Executive.

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

Property Taxes and Transfer Fees

TAXCD29

Real property tax exemption for qualifying fraternal organization

No provision.

**R.C. 5709.17, Section 757.50**

Modifies a tax exemption for real property held or occupied by fraternal organizations by allowing a fraternal organization's property to qualify for the exemption if the organization has been operating in Ohio with a state governing body for at least 85 years. (Under current law, the exemption is only available for property held by fraternal organizations that have been operating in Ohio with a state governing body for at least 100 years. Also under current law unchanged by the bill, real estate generating rental receipts of more than \$36,000 per year would remain taxable.)

**Fiscal effect: The Moose fraternal organization, the state governing body of which was founded in 1928, would likely benefit from this change. Lodges of that organization will become eligible for the tax exemption 14 years from now under current law. Other fraternal organizations may also benefit from the change. The provision would reduce property tax revenue to political subdivisions in which such property is located, by a total of very roughly \$1 million statewide. Some lodges may be ineligible for the property tax exemption because of rental income in excess of \$36,000.**

Executive

As Passed by the House

TAXCD30

Authorized uses of TIF revenue

No provision.

R.C. 5709.40

Expressly authorizes political subdivisions to use revenue collected from tax increment financing (TIF) to fund the provision of gas or electric service by or through privately owned facilities if doing so is necessary for economic development. (Under continuing law, a political subdivision may wholly or partially exempt from property taxation any increase in value of property where economic development is desired. The subdivision may then collect payments from the owner of the property equal to the amount of real property taxes the local government would have received from the improvements on the property if the improvements were not tax exempt. Continuing law authorizes subdivisions to use the proceeds from the payments to fund "public infrastructure improvements" specified in the ordinance approving the TIF. The public infrastructure improvements may include the provision of gas or electric services.)

Executive

As Passed by the House

Other Taxation Provisions

TAXCD26      Historic rehabilitation tax credit for "catalytic projects"

**R.C.      149.311, Section 757.40**

No provision.

Allows the Development Services Agency to issue one historic building rehabilitation tax credit certificate per fiscal biennium to the owner of a "catalytic project," and increases to \$25 million this tax certificate amount, instead of the current law cap of \$5 million. Defines a "catalytic project" to be a rehabilitation project that will foster economic development within 2,500 feet of the historic building.

No provision.

Restricts the annual tax credit claim for the owner of the "catalytic project" to \$5 million, and permits unused credits to be claimed over the ensuing five years.

No provision.

Specifies that, in the current biennium, this rehabilitation tax credit certificate may be issued only to the owner of a "catalytic project" whose application is currently pending with the Director of Development Services, provided the qualified rehabilitation expenditures paid or incurred exceed \$75 million.

**Fiscal effect: None. Current law provides for an annual limit of \$60 million on the issuance of new historic rehabilitation tax credits; this limit is unchanged by the bill.**

## Executive

## As Passed by the House

TAXCD27

Venture capital loan loss tax credit

No provision.

**R.C. 150.05, 150.07**

Increases from \$20 million to \$26.5 million the annual limit on venture capital loan loss tax credits available to lenders to the state's venture capital loan program that lose money, and the amount of principal and interest payments that may be paid to lenders each year.

**Fiscal effect: Potentially decreases by \$6.5 million annual revenues to the GRF from the personal income tax, the financial institutions tax, foreign and domestic insurance taxes, and the public utility excise tax. Any decrease in GRF revenue would also result in a decrease in distributions to the Local Government Fund (LGF) and the Public Library Fund (PLF). Each of these funds receives 1.66% of GRF tax revenues, making the potential revenue loss to each fund approximately \$108,000.**

TAXCD28

Stadium maintenance and improvement in Stark County

No provision.

**R.C. 307.678, 133.07, 5739.09**

Allows a county with a population of between 375,000 and 400,000 in the most recent federal decennial census, and a convention and visitors' bureau located in that county, to use revenues from an existing lodging tax to finance projects to improve and maintain a stadium located in the county, in cooperation with other parties.

**Fiscal effect: Will allow revenues from an existing lodging tax to be used for stadium maintenance and improvement in Stark County, the only county with a population between 375,000 and 400,000 according to the 2010 census.**

Executive

As Passed by the House

Appropriation Language

TAXCD25      Energy Industries Ohio

No provision.

**Section: 610.20**  
***Amends Section 395.10 of H.B. 59***

Earmarks \$175,000 in FY 2015 from Department of Taxation line item 110321, Operating Expenses, to Energy Industries Ohio for the supplier development program

Executive

As Passed by the House

DOTCD3

Payments and time periods applicable when a public agency appropriates property

**R.C. 163.15, 163.53, 163.54, 163.55**

No provision.

Increases from \$10,000 to \$25,000 the maximum amount a public agency must pay to a farm owner, nonprofit corporation, or small business for actual and reasonable expenses necessary to reestablish the farm, nonprofit corporation, or small business at its new site, or a displaced farm, nonprofit corporation or small business at its new site.

No provision.

Increases from \$20,000 to \$40,000 the maximum fixed amount a public agency must pay to a person who is displaced from the person's place of business or farm operation in lieu of a reestablishment payment.

No provision.

Increases from \$22,500 to \$31,000 the maximum additional payment a public agency must pay to a person who is displaced from a dwelling the person owns and occupies.

No provision.

Reduces from 180 to 90 days the period of time the person must have occupied the dwelling prior to the initiation of negotiations for the acquisition of property, for purposes of qualifying for an additional payment.

No provision.

Reduces from 180 to 90 days the amount of time the acquired property must have been encumbered by a bona fide mortgage in order for the person to be eligible for additional payment for any increased interest costs or debt service.

No provision.

Increases from \$5,250 to \$7,200, the maximum supplemental payment an agency must pay to a person who is displaced from a dwelling that the person occupied

**Executive**

**As Passed by the House**

No provision.

for at least 90 days prior to the initiation of negotiations for the acquisition of the dwelling to enable a person to lease or rent, for a period of not more than 42 months, a comparable replacement dwelling.

Eliminates the existing limitation on the amount of the supplemental payment if the person occupied the dwelling for more than 90 but less than 180 days prior to the initiation of negotiations.

**Fiscal effect: Increases the costs, primarily to the Department of Transportation but applicable to all public agencies, associated with payments made as a result of property appropriations.**

**DOTCD1            Local government participation in ODOT contracts**

**R.C.        5513.01**

(1) Authorizes regional planning commissions, regional councils of government, and other associations of local governments to participate in contracts into which the Director of Transportation has entered for the purchase of machinery, materials, supplies, or other articles and exempts those purchases made pursuant to such contracts from competitive bidding requirements.

(2) Makes various technical changes to the statute governing contracts entered into by the Department of Transportation for the purchase of machinery, materials, supplies, and other articles.

**R.C.        5513.01**

(1) Same as the Executive.

(2) Same as the Executive.



**Executive**

**As Passed by the House**

**Fiscal effect: If regional planning commissions, regional councils of government, and other local government associations are able to secure discounted prices on certain purchases as a result of joining with eligible ODOT purchasing contracts, those subdivisions could realize some savings.**

**Fiscal effect: Same as the Executive.**

**DOTCD2            Memorial highway designations**

**R.C.            5533.051, 5533.831**

(1) No provision.

(1) Designates the portion of U.S. 23 in Scioto County, from mile marker 3 to mile marker 10, as the "Branch Rickey Memorial Highway," in addition to the portion of that road that is already designated under current law.

(2) No provision.

(2) Designates a portion of state route 52 in Scioto County, between mile marker 17 and mile marker 19, as the "Boone Coleman Memorial Highway."

**Fiscal effect: The Highway Operating Fund (Fund 7002) would incur costs of approximately \$300-\$400 per sign to mark the designated memorial highways.**

Executive

As Passed by the House

TOSCD1 State infrastructure bank obligations

R.C. 5531.10

No provision.

Permits state obligations issued to fund public or private transportation projects to have a maximum maturity date of up to 45 years, if the debt service is contracted in the bond proceedings to be paid by a private entity, as such entity is defined in the Public-Private Initiative Law (R.C. 5501.70 to 5501.83).

No provision.

Permits the costs of professional services, such as services provided by attorneys, trustees, and other agents, determined necessary to issue the obligations, to be payable as otherwise provided in the bond proceedings rather than being payable from funds of the State Infrastructure Bank (SIB) as current law provides.

No provision.

Permits the obligations to be secured by a trust agreement or indenture with any trust company or bank "possessing trust powers" and that has a place of business in Ohio (current law does not include the trust powers requirement).

**Fiscal effect: The provision would allow the Treasurer of State, the issuer of revenue bonds related to state infrastructure projects, to extend the maximum maturity of transportation projects bonds to 45 years, if the bond proceedings are paid by a private entity. The provision would allow the state to spread debt service payments for such bonds over more years, thereby lowering its annual debt service payment. However, generally, the longer the maturity period of a bond, the higher its total costs (debt service payments) over the entire lifetime of the bond due to payment of more interest; also investors may require higher interest rates for longer-term bonds.**

**Executive**

**As Passed by the House**

**DYSCD2**

**Report of child abuse or neglect of delinquent child to State Highway Patrol**

**R.C. 2151.421, 5139.12**

(1) Requires a person who reports the abuse or neglect or threat of abuse or neglect of a child under 18 years of age or a mentally retarded, developmentally disabled, or physically impaired child under 21 years of age under current law to direct the report to the State Highway Patrol if the child is a delinquent child in the custody of an institution under the management and control of the Department of Youth Services (DYS) or a private entity under contract with DHS.

(2) Requires the Patrol, upon finding probable cause of the abuse, neglect, or threat, to report its findings to DHS, the court that ordered the delinquent child's custody to DHS, the public children services agency in the county of the child's residence or where the abuse, neglect, or threat occurred, and the Correctional Institution Inspection Committee.

(3) Adds a superintendent or regional administrator employed by DHS to the list of persons who are required under existing law to make reports of such abuse or neglect or threat of abuse or neglect.

**Fiscal effect: None, largely codifying current practice.**

**R.C. 2151.421, 5139.12**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

DYSCD3 Placement of delinquents in community corrections facilities

R.C. 2152.19, 5139.05, 5139.34, 5139.36, 5139.41

Permits the Department of Youth Services to place a felony delinquent in the Department's custody directly into a community corrections facility without getting consent from the committing court.

**Fiscal effect: Potential increase in annual operating expenses for community corrections facilities, the magnitude of which will depend on the number of felony delinquents placed in such a facility by the Department when the committing court would have otherwise not consented to the placement under current law. Any increase in expenses will be offset at least partially, or in whole, by additional funding from the Department.**

No provision.

DYSCD1 Quality Assurance Program

R.C. 5139.45

Establishes the Office of Quality Assurance and Improvement within the Department of Youth Services, provides that quality assurance records are confidential and are not public records, and provides circumstances for when quality assurance records may be disclosed and testimony may be provided concerning those records.

**Fiscal effect: None, codifying current practice.**

R.C. 5139.45

Same as the Executive.

**Fiscal effect: Same as the Executive.**

Executive

As Passed by the House

LOCCD6

State Penal Museum

No provision.

**R.C. 5.077**

Designates the museum located on the grounds of the former Ohio State Reformatory in Mansfield, operated by the Mansfield Reformatory Preservation Society, as the official State Penal Museum.

**Fiscal effect: None.**

LOCCD4

Expanding local government direct deposit

No provision.

**R.C. 9.37**

Expands the personnel of municipal corporations, counties, and townships who are authorized to participate in a local government direct deposit payroll policy to include all public officials, which includes officers or agents of the local government, instead of just employees as under current law. (The term "public official" means an officer, employee, or agent of the local government.)

**Fiscal effect: Potential cost savings for expanding the direct deposit system to those not currently eligible to participate.**

LOCCD2

County transit franchise agreements

(1) No provision.

**R.C. 306.04, 306.14, 307.863, 307.982**

(1) Authorizes a board of county commissioners, on behalf of a county transit board, to award a franchise for the operation of all or part of a public transit system.

(2) No provision.

(2) Specifies that a franchisee has no right to operate such a system until issued a certification by a board of county

Executive

As Passed by the House

(3) No provision.

commissioners. Prohibits a board of county commissioners from deleting, altering, or amending the terms and conditions of the certification after its issuance.

(3) Requires the certification to include performance targets, including cost savings to the county, gains in efficiency, the safety and security of the traveling public and franchise employees, service to the traveling public, return on investment, and any other performance targets determined by the board.

(4) No provision.

(4) Requires a franchisee to comply with all applicable rules, regulations, orders, and ordinances unless expressly exempted or granted a waiver in the certification.

(5) No provision.

(5) Specifies that the award of a franchise by a board of county commissioners is the sole license and authority for the franchisee to establish and, subject to certification, operate a public transit system.

(6) No provision.

(6) Requires a franchise to be awarded for a period of not less than ten years.

(7) No provision.

(7) Requires that a franchise not prohibit the franchisee from implementing new or improved services during the term of the franchise.

(8) No provision.

(8) Requires a franchisee to coordinate its services, as specified in the franchise, with public transit providers to make effective transportation services available to the public and provide access to and from the public transit system.

(9) No provision.

(9) Requires a board of county commissioners to provide terms and conditions in a franchise to ensure the continued operation of the public transit system for the duration of the franchise or, if the franchise is revoked, suspended, or abandoned, that financial and other necessary resources

Executive

As Passed by the House

(10) No provision.

are available to continue the operation of the system until another franchisee is selected or until the board of county commissioners determines to cease the transit operations governed by the franchise. Requires the franchise to provide that the board has the right to terminate the franchise if it determines that the franchisee has materially breached the franchise; allows the franchisee to appeal such a termination to the board, and if the board upholds the termination, to the proper court of common pleas.

(10) Requires a county transit board, if the county commissioners award a franchise on behalf of the transit board; to submit an annual written report to the board of county commissioners; requires the board of county commissioners to make the report available on the county's general web site; requires the report to include a description in detail of the effects the franchise agreement had during the prior year on the performance targets included in (3) above.

(11) No provision.

(11) Requires a board of county commissioners to conduct an annual review of the performance of the franchisee. Requires the review to include a determination of the number of performance targets the franchisee met during the prior year and an evaluation of the franchisee's compliance with the other terms and conditions of the franchise, including any breaches of the franchise by the franchisee. Requires the board to issue a written report and post the report on the county's general web site.

(12) No provision.

(12) Requires a board of county commissioners to award such a franchise through competitive bidding. Requires the board to solicit unsealed bids, ensure that all bids are open for public inspection, and consider all bids that are timely received.

**Executive**

**As Passed by the House**

(13) No provision.

(13) Specifies that the fact that a bid that proposes the best monetary benefit to the county does not itself confer best bid status on that bid. Permits the board to consider monetary benefit to the county as well as the bidder's ownership or access to transportation facilities or equipment, the bidder's experience in operating public transit systems, and the bidder's record in such operation, including cost savings, gains in efficiency, the safety and security of the traveling public and employees, service to the traveling public, return on investment, and other aspects the board includes for consideration.

(14) No provision.

(14) Specifies that a family services duty or workforce development activity includes transportation services provided by a county transit board. Allows a board of county commissioners to delegate to a county transit board the authority to solicit bids and award and execute contracts for such transportation services on behalf of the board of county commissioners.

(15) No provision.

(15) Specifies that a loan accepted by a county transit board shall not, in any way, obligate the general fund of a county or board of county commissioners.

**Fiscal effect: Counties that choose to enter into franchise agreements for county transit services would incur some administrative costs to solicit and evaluate bids and perform performance reviews of franchisees. Such counties would likely collect revenue from franchise fees and other payments, and, depending on the terms and conditions of a franchise, may be free from certain costs and financial liabilities associated with operating their own county transit systems.**



Executive

As Passed by the House

LOCCD5

Nonprofit corporation for Ohio Veterans Memorial and Museum

R.C. 307.6910, 5.074

No provision.

Provides that a "new" nonprofit corporation is to be organized for the purpose of operating a veterans memorial and museum at a site in the City of Columbus, and declares the Ohio Veterans Memorial and Museum to be the official state veterans memorial and museum.

No provision.

Authorizes the Franklin County Board of Commissioners to lease the described site, without engaging in competitive bidding, to an Ohio nonprofit corporation for construction, development, and operation of the Ohio Veterans Memorial and Museum.

No provision.

Authorizes the Franklin County Board of Commissioners, the Governor, and the legislative leaders to make some appointments to the board of directors of the "new" nonprofit corporation, but not to the Ohio nonprofit corporation with which the county has authority to lease the property

No provision.

Authorizes a board of county commissioners to appropriate funds for permanent improvements and operating expenses of the Ohio Veterans Memorial and Museum to either the nonprofit corporation established in the bill or the nonprofit corporation with which the county has leased the property.

No provision.

Requires the nonprofit corporation's bylaws to provide for the selection of a board of directors, consisting of 15 members, to be appointed as follows, so long as a majority of the members appointed by each entity are veterans: (1) five members appointed by the Franklin County Board of County Commissioners; (2) three members appointed by

**Executive**

**As Passed by the House**

No provision.

the Governor; (3) one member appointed by the Speaker of the House of Representatives; (4) one member appointed by the President of the Senate; (5) for the remaining maximum number of five, according to the articles of incorporation of the nonprofit.

Provides that the "new" nonprofit corporation's meetings and records must comply with the Open Meetings and Public Records laws; no similar provision exists for the Ohio nonprofit corporation that may be constructing, developing, and operating the facility.

**LOCCD3**

**Local government payments to art museums**

**R.C. 757.03, 757.04 to 757.08**

No provision.

Includes art museums among the current entities allowed to receive annual payments, calculated on the basis of taxable property values, from boards of education, education service centers, and other local governments.

No provision.

Imposes on art museums similar conditions to receiving these payments as those currently imposed on a symphony association, area arts council, or other similar nonprofit association: (1) filing a resolution as a condition precedent to the receipt of payments; (2) conferring specified rights on the local governing board or boards to nominate trustees or members of any governing body of, and members of the executive committee of, the art museum.

No provision.

Requires recipients of payments also to agree to confer the right to require the symphony orchestra or any performing groups maintained by the entities to provide such feasible popular performances at low cost as in the judgment of the parties will serve the largest interests of the school children

Executive

As Passed by the House

served or the citizens of the city or county.

**Fiscal effect: Possible reduction of property tax revenues in a local government's or board of education's general fund, as those revenues will be used to issue payments to art museums.**

LOCCD1 Lodging tax for soldiers' memorial

No provision.

**R.C. 5739.09**

Authorizes the county commissioners of a county with a population between 103,000 and 107,000, within six months after the effective date of the bill, to levy a tax on hotel lodging transactions of up to 3% for the purpose of expanding, maintaining, or operating a soldiers' memorial.

**Fiscal effect: According to the 2010 Census (the "most recent federal decennial census" referred to by the bill), only Allen County has a population of between 103,000 and 107,000. Thus, this provision would allow the County Commissioners of Allen County to levy a special lodging tax for the sole purpose of expanding, maintaining, or operating a soldiers' memorial.**





**FY 2014 - FY 2015 Appropriation Line Item (ALI) Adjustments**

**All Fund Groups**

Note: An asterisk in the ALI Name column denotes a new ALI. Blank entries under appropriation columns denote ALIs with name changes only.

Agency	Fund Type	Fund	ALI	ALI Name	Enacted FY 2014	H.B. 483 - Intro. FY 2014	H.B. 483 - House FY 2014	Intro. - House \$ Change	Enacted - House \$ Change	Enacted FY 2015	H.B. 483 - Intro. FY 2015	H.B. 483 - House FY 2015	Intro. - House \$ Change	Enacted - House \$ Change
PWC	GRF	GRF	150904	State Capital Improvements General Obligation Debt Service	\$33,376,600	\$26,676,600	\$26,676,600	\$0	(\$6,700,000)	\$34,447,700	\$34,447,700	\$34,447,700	\$0	\$0
PWC	GRF	GRF	150907	Conservation General Obligation Debt Service	\$227,810,300	\$210,710,300	\$210,710,300	\$0	(\$17,100,000)	\$228,948,900	\$226,948,900	\$226,948,900	\$0	(\$2,000,000)
	<b>GRF Total</b>							<b>\$0</b>	<b>(\$23,800,000)</b>				<b>\$0</b>	<b>(\$2,000,000)</b>
<b>PWC Total</b>								<b>\$0</b>	<b>(\$23,800,000)</b>				<b>\$0</b>	<b>(\$2,000,000)</b>
BOR	GRF	GRF	235501	State Share of Instruction	\$1,789,699,580	\$1,789,699,580	\$1,789,699,580	\$0	\$0	\$1,818,225,497	\$1,821,325,497	\$1,821,325,497	\$0	\$3,100,000
BOR	GRF	GRF	235909	Higher Education General Obligation Debt Service	\$221,168,700	\$215,368,700	\$215,368,700	\$0	(\$5,800,000)	\$248,822,000	\$245,822,000	\$245,822,000	\$0	(\$3,000,000)
	<b>GRF Total</b>							<b>\$0</b>	<b>(\$5,800,000)</b>				<b>\$0</b>	<b>\$100,000</b>
<b>BOR Total</b>								<b>\$0</b>	<b>(\$5,800,000)</b>				<b>\$0</b>	<b>\$100,000</b>
DRC	GRF	GRF	501321	Institutional Operations	\$883,768,015	\$895,799,933	\$895,799,933	\$0	\$12,031,918	\$873,724,802	\$900,215,085	\$900,215,085	\$0	\$26,490,283
DRC	GRF	GRF	501405	Halfway House	\$45,049,356	\$48,399,340	\$48,399,340	\$0	\$3,349,984	\$46,024,108	\$51,197,937	\$51,197,937	\$0	\$5,173,829
DRC	GRF	GRF	501406	Lease Rental Payments	\$104,099,500	\$103,099,500	\$103,099,500	\$0	(\$1,000,000)	\$99,534,800	\$99,534,800	\$99,534,800	\$0	\$0
DRC	GRF	GRF	501501	Community Residential Programs - CBCF	\$63,345,972	\$64,224,472	\$64,224,472	\$0	\$878,500	\$66,150,781	\$69,453,455	\$69,453,455	\$0	\$3,302,674
DRC	GRF	GRF	501502	Specialty Docket Staff Payroll Costs*	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$8,821,800	\$8,821,800	\$8,821,800
DRC	GRF	GRF	503321	Parole and Community Operations	\$64,480,938	\$66,102,094	\$66,102,094	\$0	\$1,621,156	\$65,029,680	\$71,676,403	\$71,676,403	\$0	\$6,646,723
DRC	GRF	GRF	505321	Institution Medical Services	\$243,289,774	\$239,397,895	\$239,397,895	\$0	(\$3,891,879)	\$254,139,452	\$251,994,058	\$251,994,058	\$0	(\$2,145,394)
	<b>GRF Total</b>							<b>\$0</b>	<b>\$12,989,679</b>				<b>\$8,821,800</b>	<b>\$48,289,915</b>
<b>DRC Total</b>								<b>\$0</b>	<b>\$12,989,679</b>				<b>\$8,821,800</b>	<b>\$48,289,915</b>
TAX	GRF	GRF	110901	Property Tax Allocation - Taxation	\$666,640,000	\$658,640,000	\$658,640,000	\$0	(\$8,000,000)	\$678,255,600	\$673,255,600	\$673,255,600	\$0	(\$5,000,000)
	<b>GRF Total</b>							<b>\$0</b>	<b>(\$8,000,000)</b>				<b>\$0</b>	<b>(\$5,000,000)</b>
TAX	Non-GRF	2280	110628	Revenue Enhancement	\$15,500,000	\$15,500,000	\$15,500,000	\$0	\$0	\$17,500,000	\$17,100,000	\$17,100,000	\$0	(\$400,000)
TAX	Non-GRF	5V80	110623	Property Tax Administration	\$11,978,310	\$11,978,310	\$11,978,310	\$0	\$0	\$11,978,310	\$11,178,310	\$11,178,310	\$0	(\$800,000)
TAX	Non-GRF	4350	110607	Local Tax Administration	\$20,000,000	\$20,000,000	\$20,000,000	\$0	\$0	\$20,700,000	\$20,300,000	\$20,300,000	\$0	(\$400,000)
TAX	Non-GRF	4380	110609	School District Income Tax	\$5,802,044	\$5,802,044	\$5,802,044	\$0	\$0	\$5,802,044	\$5,402,044	\$5,402,044	\$0	(\$400,000)
	<b>Non-GRF Total</b>							<b>\$0</b>	<b>\$0</b>				<b>\$0</b>	<b>(\$2,000,000)</b>
<b>TAX Total</b>								<b>\$0</b>	<b>(\$8,000,000)</b>				<b>\$0</b>	<b>(\$7,000,000)</b>
DVS	GRF	GRF	900321	Veterans' Homes	\$27,369,946	\$27,369,946	\$27,369,946	\$0	\$0	\$27,369,946	\$26,992,608	\$26,992,608	\$0	(\$377,338)
DVS	GRF	GRF	900408	Department of Veterans Services	\$2,001,823	\$2,001,823	\$2,001,823	\$0	\$0	\$2,001,823	\$2,379,161	\$2,379,161	\$0	\$377,338
	<b>GRF Total</b>							<b>\$0</b>	<b>\$0</b>				<b>\$0</b>	<b>\$0</b>
<b>DVS Total</b>								<b>\$0</b>	<b>\$0</b>				<b>\$0</b>	<b>\$0</b>
<b>Grand Total</b>								<b>\$0</b>	<b>(\$68,510,321)</b>				<b>\$39,310,214</b>	<b>\$47,212,749</b>
<b>Total Appropriation Adjustments in H.B. 483 of the 130th General Assembly</b>														
	GRF-State							\$0	(\$67,010,321)				\$37,565,456	\$32,633,571
	GRF-Federal							\$0	\$0				\$916,437	\$916,437
	<b>GRF Total</b>							<b>\$0</b>	<b>(\$67,010,321)</b>				<b>\$38,481,893</b>	<b>\$33,550,008</b>
	Non-GRF Total							\$0	(\$1,500,000)				\$828,321	\$13,662,741
<b>Grand Total</b>								<b>\$0</b>	<b>(\$68,510,321)</b>				<b>\$39,310,214</b>	<b>\$47,212,749</b>

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