

Ohio Legislative Service Commission

Legislative Budget Office Office of Research and Drafting

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Comparison Document—Vetoed Items

House Bill 33—135th General Assembly

Main Operating Budget Bill

(FY 2024-FY 2025)

As Introduced

As Passed by the House

As Passed by the Senate

As Enacted

Only items affected by the Governor's vetoes are included.

Updated for Veto Override

January 24, 2024

Executive		As Passed By House		As Passed By Senate		As Enacted	
DASCD29 **PARTIALLY VETOED** Electronic procurement system							
R.C.	125.01, 125.035, 125.05	R.C.	125.01, 125.035, 125.05	R.C.	125.01, 125.035, 125.05	R.C.	125.01, 125.035, 125.05
Specifies that a purchase, by DAS or a state agency through the electronic procurement system established by DAS, constitutes a competitive selection procedure. Authorizes a state agency that has been granted a release and permit to make the purchase by utilizing the electronic procurement system.		Same as the Executive.		Same as the Executive [***VETOED: but adds that electronic procurement is considered competitive selection if the contract for the supplies or services being procured was selected for inclusion in the electronic procurement system using a competitive selection process under continuing law***].		Same as the Senate.	
Fiscal effect: None.		Fiscal effect: Same as the Executive.		Fiscal effect: Same as the Executive.		Fiscal effect: Same as the Executive.	
DASCD42 **PARTIALLY VETOED** Prohibit certain applications on state networks and devices							
		R.C.	125.183	R.C.	125.183	R.C.	125.183
No provision.		Prohibits the download or use of TikTok, WeChat, or other Chinese-owned applications on state computers, networks, and devices. Provides for an exception permitting a qualified person to download, install, and use these applications for law enforcement or [***VETOED: information technology***] security purposes, as long as the person takes appropriate measures to mitigate the security risks involved in doing so.		Same as the House.		Same as the House.	
No provision.		Specifies that rules adopted under this provision are exempt from the law requiring reductions in regulatory restrictions.		No provision.		No provision.	

Executive	As Passed By House	As Passed By Senate	As Enacted
	Fiscal effect: DAS and other state agencies may incur some administrative costs to ensure that the specified applications are not installed on any state owned devices and to block future installations of the specified applications.	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.

Executive	As Passed By House	As Passed By Senate	As Enacted
AGECD17 **VETOED** Shared bathrooms under Assisted Living Program		R.C. 173.39, 173.391, 173.394	R.C. 173.39, 173.391, 173.394; Section 333.340
No provision.	No provision.	[***VETOED: Prohibits ODA from denying certification to a residential care facility seeking to participate in the Assisted Living Program on the basis that the facility permits two residents to share a bathroom, so long as the shared bathroom arrangement meets specified requirements.***]	Same as the Senate.
No provision.	No provision.	No provision.	[***VETOED: Requires ODM, no later than 60 days after the bill's effective date, to seek a waiver from CMS to implement this provision. Prohibits ODA from implementing this provision until CMS grants approval.***]
		Fiscal effect: It is possible that this could increase the number of facilities that could be certified.	Fiscal effect: Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
AGRCD15	**VETOED** Internet sales exemption from auction laws		
No provision.	No provision.	<div>R.C.4707.02</div> <div>***VETOED: Revises an exemption from the auction law for internet auction sales made via an auction mediation company by (1) eliminating the \$10,000 annual sales cap that applies to a person's sales of personal property via the auction mediation company, (2) eliminating the requirement that the person is either selling their own property, or the property of another without any compensation, and (3) applying the exemption to real property in addition to personal property as under current law.***]</div> <div>Fiscal effect: Decreases the number of auctioneer and auction firm licenses issued by AGR. Both of the auctioneer and auction firm licenses are biennial and cost \$200. Proceeds are deposited into the Auctioneers Fund (Fund 5B80).</div>	<div>R.C.4707.02</div> <div>Same as the Senate.</div> <div>Fiscal effect: Same as the Senate.</div>
AGRCD12	**VETOED** Auctioneer continuing education exemption		
No provision.	<div>R.C.4707.101</div> <div>***VETOED: States that the continuing education requirements for licensed auctioneers established under current law do not apply to a licensed auctioneer who: (1) was licensed as an apprentice auctioneer under law repealed by H.B. 321 of the 134th General Assembly on September 13, 2022; and (2) completed the apprenticeship prior to that date.***]</div>	No provision.	<div>R.C.4707.101</div> <div>Same as the House.</div>

Attorney General			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
AGOCD37 **VETOED** Proceeds from large settlements or awards			
		R.C. 109.11, 109.111, 109.112, 109.113, Section 812.12	R.C. 109.11, 109.111, 109.112, 109.113, Section 812.12
No provision.	No provision.	[***VETOED: Beginning January 1, 2024:***]	Same as the Senate.
No provision.	No provision.	[***VETOED: Creates the Large Settlements and Awards Fund and directs the proceeds of any court order, judgment, settlement, or compromise exceeding \$2 million to the Fund.***]	Same as the Senate.
No provision.	No provision.	[***VETOED: Requires AGO to send a report to the Senate President and House Speaker if they cannot cover legal costs and fees from money received from an order, judgment, settlement, or compromise, or from an available appropriation.***]	Same as the Senate.
No provision.	No provision.	[***VETOED: States that this provision is prospective and does not affect any court order, judgement, settlement, or compromise occurred before January 1, 2024.***]	Same as the Senate.
		Fiscal effect: Increased administrative costs for AGO.	Fiscal effect: Same as the Senate.

Auditor of State			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
AUDCD12 **VETOED** Access to records			
No provision.	No provision.	R.C. 117.092 [***VETOED: Requires a state agency or state institution of higher education undergoing a performance audit to give the AOS access to employees, books, accounts, reports, vouchers, correspondence files, contracts, money, property, electronic data, and other records in the format requested. Authorizes the AOS to examine these records.***]	R.C. 117.092 Same as the Senate.
No provision.	No provision.	[***VETOED: Requires the AOS to maintain the confidential nature of a document, data, or information, and to provide a data sharing agreement to govern the use of restricted data if the AOS determines it necessary.***]	Same as the Senate.
AUDCD18 **VETOED** ODJFS audit			
No provision.	No provision.	R.C. 701.100 [***VETOED: Authorizes the AOS to conduct audits of ODJFS and any of the programs it administers. Authorizes the AOS to determine the subject and scope of such an audit, including the (1) management and operation of the department, (2) economy, efficiency, and transparency of the programs, (3) program goals, outcomes, or impacts, (4) systems and processes used to determine program eligibility for both recipients and providers, (5) program integrity, including payment accuracy, and (6) contract management and subrecipient monitoring practices.***]	R.C. 701.100 Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	No provision.	[***VETOED: Permits the AOS to charge ODJFS for the total cost of any such audit.***] Fiscal effect: Audit expenses will depend on the scope of the audit conducted and will be paid by ODJFS.	Same as the Senate. Fiscal effect: Same as the Senate.
AUDCD10 **PARTIALLY VETOED** Fraud training and reporting			
No provision.	No provision.	R.C. 4113.52, 117.103, 126.47 Requires the AOS to create training material detailing Ohio's fraud-reporting system and the means of reporting fraud, waste, and abuse.	R.C. 4113.52, 117.103, 126.47 Same as the Senate.
No provision.	No provision.	Requires DAS to administer the training material to each state employee, statewide elected official, and member of the General Assembly and requires the AOS to provide the training material to elected officials and employees of a political subdivision. Requires (1) current employees and elected officials to complete the training within 90 days of a date specified by the AOS unless they can show good cause for not being able to do so, (2) new employees or elected officials to confirm receipt of the training material within 30 days after taking office or beginning of their employment, and (3) all employees and elected officials to undergo training every four years after that.	Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	No provision.	[***VETOED: Requires certain elected or appointed officials who become aware of fraud, theft in office, or misuse or misappropriation of public money to timely notify the AOS through the fraud-reporting system or other means. Specifies, however, that a prosecuting attorney, law director, village solicitor or similar chief legal officer, as well as employees of those offices, do not have an express statutory duty to report via the AOS's fraud reporting system.***]	Same as the Senate.
No provision.	No provision.	Requires the AOS to promptly notify the prosecuting attorney, law director, village solicitor, or similar chief legal officer of a municipality if a report involves probable theft or fraud, unless any of these officials is the perpetrator.	Same as the Senate.
No provision.	No provision.	Permits OBM's Office of Internal Audit to consult with the AOS about any reports the Office receives from classified or unclassified employees about violations of state or federal laws and regulations or misuse of public resources. Permits the Office to share written reports with the AOS upon request, and specifies that these reports are not public records under the Public Records Law.	Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
		Fiscal effect: AUD will incur minimal costs primarily under GRF ALI 070404, Fraud/Corruption Audits and Investigations, to create training materials. DAS will incur minimal costs under Fund 1250 ALI 100622, Human Resources Division – Operating, to distribute these materials.	Fiscal effect: Same as the Senate.
AUDCD19 **VETOED** ODM audit			
No provision.	No provision.	Section: 701.110 [***VETOED: Requires AOS to conduct audits of ODM and the programs it administers. Specifies that the AOS may determine the subject and scope of these audits, which may include specified topics. Requires the AOS to periodically report the results of these audits to JMOC.***]	Section: 701.110 Same as the Senate.
No provision.	No provision.	[***VETOED: Permits the AOS to charge ODM for the costs of the audits.***] Fiscal effect: Audit expenses will depend on the scope of the audit conducted and will be paid by ODM.	Same as the Senate. Fiscal effect: Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
OBMCD46 **VETOED** State Appropriation Limitation			
		R.C. 107.032, 107.033, 107.034 (Repealed), 107.035, 131.56, 131.57, 131.58, and Section 701.40	R.C. 107.032, 107.033, 107.034 (Repealed), 107.035, 131.56, 131.57, 131.58, and Section 701.40
No provision.	No provision.	[***VETOED: Starting with FY 2028, makes the following changes regarding calculation of the State Appropriation Limitation (SAL):***]	Same as the Senate.
No provision.	No provision.	(1) [***VETOED: Reduces the SAL growth factor from 3.5% to 3% and eliminates the alternative growth factor (the sum of the inflation and Ohio population change rates) so that the SAL will be calculated using a 3% growth factor only.***]	(1) Same as the Senate.
No provision.	No provision.	(2) [***VETOED: Modifies the appropriations that must be included in the calculation of aggregate GRF appropriations to include the following: (a) Appropriations made to another fund supported by cash transfers from the GRF in addition to appropriations made directly from the GRF as provided under current law; and (b) Appropriations of money received as gifts to the state.***]	(2) Same as the Senate.
No provision.	No provision.	(3) [***VETOED: Eliminates the General Assembly's authority to appropriate funds in excess of the SAL in response to an emergency proclamation by the Governor.***]	(3) Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	No provision.	(4) [***VETOED: Provides that any tax revenue credited to the GRF during FY 2024 through FY 2027 is a GRF tax source funding GRF appropriations for the succeeding fiscal year with respect to determination of the SAL, even if that tax revenue is later credited to a non-GRF fund and designates that appropriations made from any such non-GRF fund must be considered as though they were made from the GRF for purposes of calculating the SAL.***]	(4) Same as the Senate.
No provision.	No provision.	(5) [***VETOED: Requires the Governor, as part of the executive budget submission to the General Assembly, to submit a table of all non-GRF ALIs that are subject to the SAL for the current fiscal year and for each respective fiscal year of the biennium covered by that budget and requires the main appropriations bill to include a list of these ALIs.***] Fiscal effect: Beginning in FY 2028, more appropriation line items will be subject to the SAL. The bill also lowers the SAL's annual growth rate.	(5) Same as the Senate. Fiscal effect: Same as the Senate.
OBMCD43 **PARTIALLY VETOED** Budget Stabilization Fund			
	R.C. 131.43	R.C. 131.43, 131.44, 516.20	R.C. 131.43, 131.44, 516.20
No provision.	No provision.	Increases, from 8.5% to 10%, the amount of the GRF revenues for the preceding fiscal year intended to be maintained in the Budget Stabilization Fund (BSF).	Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	No provision.	[***VETOED: Requires the OBM Director to transfer \$600,000,000 cash in FY 2024 from the Health and Human Services Reserve Fund (Fund 5SA4) to the BSF.***]	Same as the Senate.
No provision.	Requires that investment earnings of the Budget Stabilization Fund (BSF) be credited to the GRF rather than the BSF.	[***VETOED: Same as the House, but limits the earnings credited to the GRF to \$650 million, after which the earnings are to be retained in the BSF.***]	Same as the House.
No provision.	No provision.	[***VETOED: Requires that, beginning in August of 2024, the OBM Director certify the amount of BSF investment earnings credited to the GRF in the previous fiscal year to the Tax Commissioner for the purpose of reducing income tax withholding rates. (See TAXCD83)***]	Same as the Senate, but limits the certification to the first \$650 million credited.
	Fiscal effect: Based on investment earnings retained over the past three years, the annual GRF gain in future years would be between \$15 million and \$55 million, depending on the interest rate environment and the balance of Fund 7013.	Fiscal effect: Increases the potential BSF balance from 8.5% to 10% of the preceding year's GRF revenue. Increases revenue to the GRF as under the House provision, but limits that revenue increase to a total of \$650 million. As of June 2, the BSF (Fund 7013) has a cash balance of \$3.48 billion.	Fiscal effect: Same as the Senate, but the revenue increase to the GRF from the investment earnings of the BSF is not limited.
OBMCD34 **PARTIALLY VETOED** Transfers in to the GRF			
Section: 509.10	Section: 509.10	Section: 509.10	Section: 509.10
(1) Authorizes the OBM Director to transfer to the GRF interest earned in any state fund, with the exception of funds that are restricted or protected by the Ohio Constitution, federal tax law, or the federal Cash Management Improvement Act.	(1) Same as the Executive.	(1) Same as the Executive.	(1) Same as the Executive.

Executive	As Passed By House	As Passed By Senate	As Enacted
(2) Authorizes the OBM Director to transfer up to \$200,000,000 cash to the GRF, during the biennium, from non-GRF funds that are not constitutionally restricted.	(2) Same as the Executive.	(2) Same as the Executive, but limits the \$200,000,000 cash transfer authorization to FY 2025 only [***Vetoed: and excludes the Oil and Gas Well Fund (Fund 5180) as one of the non-GRF funds from which the OBM Director has authority to make such transfer.***]	(2) Same as the Senate.
OBMCD42 **PARTIALLY VETOED** Health and Human Services Reserve Fund			
Section: 516.20	Section: 516.20	Section: 516.20	Section: 516.20
Renames the Health and Human Services Fund to the Health and Human Services Reserve Fund (Fund 5SA4).	Same as the Executive.	Same as the Executive.	Same as the Executive.
No provision.	No provision.	Requires the ODM Director, in FY 2024 and FY 2025, if Medicaid appropriations are insufficient to fully pay obligations, to request Controlling Board approval of a cash transfer from Fund 5SA4 to the GRF to support the necessary increase in the state share of GRF ALI 651525, Medicaid Health Care Services. Requires the ODM Director also to indicate the corresponding increase in the federal share of 651525. Requires the OBM Director to transfer, upon approval, the approved cash amount. Appropriates the approved increases in ALI 651525. [***VETOED: Limits such cash transfers to a total of \$600,000,000 during the FY 2024-FY 2025 biennium.***]	Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
COMCD28 **VETOED** Securities registration	R.C. 1707.09, 1707.01, 1707.091, and 1707.092	R.C. 1707.09, 1707.01, 1707.091, and 1707.092	R.C. 1707.09, 1707.01, 1707.091, and 1707.092
No provision.	[***VETOED: Requires an issuer that is registering with the U.S. Securities and Exchange Commission (SEC) to be registered by coordination in Ohio instead of allowing those issuers to be registered by coordination or by qualification. (Under continuing law, an issuer that is not registering with SEC may be registered by description or by qualification in Ohio.)***]	Same as the House.	Same as the House.
No provision.	[***VETOED: Excludes a registration by coordination from COM Division of Securities' rules, evaluation standards, and general oversight provisions that apply to a registration by description or by qualification.***]	Same as the House.	Same as the House.
No provision.	[***VETOED: Requires a business development company electing to be subject to SEC requirements to file a notice with the Division of Securities before conducting business in Ohio, and permits such a company, after filing the notice, to sell an indefinite amount of securities in Ohio. (The same requirement applies to a business investment company under continuing law.)***]	Same as the House.	Same as the House.

Department of Commerce		Main Operating Appropriations Bill H.B. 33	
Executive	As Passed By House	As Passed By Senate	As Enacted
	Fiscal effect: Possible increase in fees collected by the Division. The registration of transaction by coordination filing and investment company notice filing have a minimum flat fee of \$100 and go up to \$1,000 based on the aggregate price of the securities to be sold. These fees are deposited into the Division of Securities Fund (Fund 5500).	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.
COMCD29 **VETOED** Coordinated enforcement of Ohio Fire and Building Codes			
	R.C. 3737.83, 3737.062, Sections 110.20, 110.21	R.C. 3737.83, 3737.062, Sections 110.20, 110.21	R.C. 3737.83, 3781.062, Sections 110.20, 110.21
No provision.	[***VETOED: Requires the State Fire Marshal to exclude an exterior patio that has a means of egress on at least three sides or within fifty feet of an open side compliant with the Americans with Disabilities Act in establishing occupant load for a building.***]	Same as the House.	Same as the House.
No provision.	[***VETOED: Requires the COM Director, State Fire Marshal, COM Board of Building Standards, and a representative of local building departments to develop guidelines for the enforcement of the Ohio Building Code and Fire Code in a coordinated manner.***]	Same as the House.	Same as the House.
No provision.	Specifies that rules adopted under this provision are exempt from the law requiring reductions in regulatory restrictions.	No provision.	No provision.
	Fiscal effect: Minimal administrative costs to develop guidelines for enforcement.	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.

Executive		As Passed By House		As Passed By Senate		As Enacted	
DEVCD29	**PARTIALLY VETOED** All Ohio Future Fund						
R.C.	126.62, Section 259.30	R.C.	126.62, 131.50 (repealed), 155.33, 155.37 (repealed), 4928.85 to 4928.89	R.C.	126.62, 131.50 (repealed), 155.33, 155.37 (repealed), 4928.85 to 4928.89	R.C.	126.62, 131.50 (repealed), 155.33, 155.37 (repealed), 4928.85 to 4928.89
Renames the Investing in Ohio Fund to the All Ohio Future Fund (Fund 5XM0) and expands the economic development purposes of the fund including to support the following activities: (A) projects to prepare sites for economic development by supporting necessary infrastructure improvements, wetland mitigation measures, and other one-time site enhancements; (B) efforts to attract new business, workforce, and residents to Ohio; and (C) efforts to expand and advance business, workforce, and community and economic development opportunities across Ohio.		Same as the Executive, but removes the list of activities [***VETOED: and specifies the fund may be used to provide loans, grants, and other incentives and can be used for, in addition to infrastructure improvements allowed under current law, (1) electric infrastructure development approved by PUCO, and (2) electric infrastructure improvements made by electric cooperatives and municipal electric utilities.***]		Same as the House, but expands the purpose for which Fund 5XM0 may be used to include sewer and water infrastructure projects [***VETOED: and gas infrastructure projects.***]		Same as the Senate, but removes the ability for Fund 5XM0 to be used for sewer and water infrastructure projects.	
Authorizes the OBM Director to transfer cash to Fund 5XM0 from the following sources, under specified circumstances: (1) the Oil and Gas Well Fund (Fund 5180); and (2) a portion or all of any deferred payments paid to the state under the JobsOhio liquor franchise agreement.		No provision.		No provision.		No provision.	
Allows the Controlling Board to exceed the limit on spending federal and nonfederal revenue to increase appropriation to Fund 5XM0, provided there is a sufficient balance in the fund to support the increase.		Same as the Executive.		No provision.		No provision.	

Executive	As Passed By House	As Passed By Senate	As Enacted
Requires the Controlling Board to release monies from Fund 5XM0 before they may be spent.	Same as the Executive.	Same as the Executive.	Same as the Executive.
No provision.	Requires [***VETOED: DEV***] the Director (by removing the DEV Director under this vetoed portion, it now implies the OBM Director) to adopt rules, in consultation with JobsOhio [***VETOED: that establish requirements and procedures to provide financial assistance from Fund 5XM0 to eligible economic development projects.***]	Same as the House.	Same as the House.
No provision.	[***VETOED: Requires the criteria adopted in rules for site selection include a means to identify and designate economic development projects into the following economic development tiers: (A) megaprojects as tier one projects, (B) megaproject supplier projects as tier two projects, and (C) projects in an industrial park or a site that is zoned industrial as tier three projects.***]	Same as the House.	Same as the House.
No provision.	Permits the DEV Director to provide grants and loans to port authorities, community improvement corporations, joint economic development districts, and public private partnerships to aid in the acquisition of land necessary for site development.	[***VETOED: Same as the House, but includes counties as eligible recipients to receive grants and loans from Fund 5XM0 to aide in the acquisition of land necessary for site development and also allows the DEV Director to provide loans from Fund 5XM0 to a board of county of commissioners to facilitate the transfer or relocation of assets under the control of the county for the purpose of site development.***]	Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	[***VETOED: Permits utilities (i.e. electric distribution utilities) to apply to PUCO for approval of infrastructure development for economic development projects after the utility first requests a reimbursement from Fund 5XM0.***]	Same as the House.	Same as the House.
No provision.	Establishes several requirements for what must be included in an infrastructure development application and allows PUCO to approve an application if the infrastructure development is necessary to support or enable a state or local economic development project.	[***VETOED: Same as the House, but specifies the PUCO may approve funding for infrastructure development costs using either (but not both) (1) a disbursement from Fund 5XM0 or (2) a rider or rate mechanism under the Ohio Public Utility Ratemaking Law or the Competitive Retail Electric Service Law.***]	Same as the Senate.
No provision.	[***VETOED: Permits JobsOhio to provide PUCO with a recommendation regarding the infrastructure development application's approval or denial.***]	Same as the House.	Same as the House.
No provision.	Specifies that rules adopted under this provision are exempt from the law requiring reductions in regulatory restrictions.	No provision.	No provision.
No provision.	No provision.	[***VETOED: Prohibits an entity that receives financial assistance from Fund 5XM0 from the following: (1) issuing riders or any other additional charges to their customers for the purposes of the project that is funded by such assistance, and (2) if the entity is a water company, using the financial assistance for a new or expanded waste water treatment facility.***]	Same as the Senate.

Department of Development			Main Operating Appropriations Bill H.B. 33	
Executive	As Passed By House		As Passed By Senate	As Enacted
Fiscal effect: Increases revenue deposited into Fund 5XM0. The executive budget also transfers up to \$2.4 billion from the FY 2023 GRF ending balance to Fund 5XM0 (see OBMCD38).	Fiscal effect: Same as the Executive, but decreases the potential revenue increase. The transfer from the FY 2023 GRF ending balance to Fund 5XM0 is \$500.0 million (see OBMCD38).		Fiscal effect: Same as the House, but the transfer from the FY 2023 GRF ending balance to Fund 5XM0 is \$917.0 million (see OBMCD38).	Fiscal effect: Same as the Senate, but the transfer from the FY 2023 GRF ending balance to Fund 5XM0 is \$667.0 million (see OBMCD38).
DEVCD69 **PARTIALLY VETOED** Nuclear agreements	R.C. 3748.03			R.C. 3748.03
No provision.	Permits the Governor, to the same extent as may be done under current law with the U.S. Nuclear Regulatory Commission, to enter into agreements with the U.S. Department of Energy or branches of the U.S. military to permit the state to license and exercise regulatory authority regarding certain radioactive materials.		No provision.	Same as the House.
No provision.	[***VETOED: Permits the Ohio Nuclear Development Authority to enter into the same agreements on behalf of the Governor. (Under current law, DOH is the only agency authorized to pursue such an agreement.)***]		No provision.	Same as the House.

Department of Development			Main Operating Appropriations Bill H.B. 33				
Executive		As Passed By House		As Passed By Senate		As Enacted	
DEVCD68		**PARTIALLY VETOED** Ohio Nuclear Development Authority					
		R.C.	3748.23, 4164.01 to 4164.07; 4164.09 to 4164.0918; 4164.10 to 4164.20; Section 741.10			R.C.	3748.23, 4164.01 to 4164.07; 4164.09 to 4164.0918; 4164.10 to 4164.20; Section 741.10
No provision.			Establishes the Ohio Nuclear Development Authority (Authority) within DEV consisting of nine members from industry stakeholders in the areas of safety, industry, and engineering R&D. Specifies that the Authority's purpose is to be an information resource for Ohio and certain federal agencies regarding advanced nuclear research reactors, isotopes, and isotope technologies and to make Ohio a leader regarding new-type advanced nuclear research reactors, isotopes, and high-level nuclear waster reduction and storage.		No provision.		Same as the House.
No provision.			Grants the Authority power to fulfill its nuclear technology purposes specifically with respect to advanced nuclear reactor commercialization, isotope production, and nuclear waste reduction. Requires the Authority to submit an annual report of its activities and post the report on the Authority's website.		No provision.		Same as the House.
No provision.			[***VETOED: Requires the Authority to adopt rules for an Ohio State Nuclear Technology Research Program that is to develop and study advanced nuclear research reactors to produce isotopes and to reduce the state's high-level nuclear waste.***]		No provision.		Same as the House.
Legislative Budget Office			LSC 20			Office of Research and Drafting	

Department of Development			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	Prohibits rules adopted under continuing law by the Department of Health for radiation control from conflicting with or superseding the rules adopted by the Authority.	No provision.	Same as the House.
No provision.	***VETOED: Exempts Authority rules from being subject to Ohio law requiring the reduction of regulatory restrictions.***]	No provision.	Same as the House.
No provision.	<div> <div> ***VETOED: Establishes a seven-member Ohio Nuclear Development Authority Nominating Council. Requires the Council to review, evaluate, and make recommendations to the Governor for potential Authority member appointees, which the Governor must select from. Creates various requirements regarding Council meetings and activities, such as when meetings must occur, adoption of bylaws, recordkeeping, and selection and duties of the Council chairperson and secretary.***] </div> </div>	No provision.	Same as the House.
	Fiscal effect: The bill provides funding of \$750,000 in each fiscal year to the newly created GRF ALI 195584, Ohio Nuclear Development Authority.		Fiscal effect: There is no appropriation. Potential increase costs for DEV if the Authority makes use of DEV staff in conducting its duties.

Department of Developmental Disabilities		Main Operating Appropriations Bill H.B. 33	
Executive	As Passed By House	As Passed By Senate	As Enacted
DDDCD22 **PARTIALLY VETOED** ICF/IID payment rate			
R.C. 5124.15	R.C. 5124.15, Section 261.75	R.C. 5124.15, Section 261.75	R.C. 5124.15, Section 261.75
No provision.	Earmarks \$42,990,146 in FY 2024 and by \$145,076,944 in FY 2025 from GRF ALI 653407, Medicaid Services, and \$76,426,925 in FY 2024 and \$257,914,568 in FY 2025 from Fund 5A40 ALI 653654, Medicaid Services, to be used to increase provider payment rates. [***VETOED: Specifies rates of \$17 an hour in FY 2024 beginning on January 1, 2024, and \$18 an hour in FY 2025 for certain direct care services under the home and community-based waivers administered by DODD. ***] (See also MCDCD67)	Same as the House.	Same as the House.
Increases the per Medicaid day rate for ICFs/IID by adding a professional workforce development payment equal to 6.5% of an ICF/IID's desk-reviewed, actual, allowable costs.	Same as the Executive, but changes to 13.55% in FY 2024 and 20.81% in FY 2025.	Same as the House.	Same as the House.
Fiscal effect: Depends on future cost reports. DODD projects a potential annual increase of \$25 million (all funds) on top of the payment rate.	Fiscal effect: Increases the appropriations for ALIs 653407 and 653654 by the same amounts to fund the rate increase earmarks.	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.
DDDCD18 **PARTIALLY VETOED** Direct Support Professional Quarterly Retention Payments Program			
Section: 261.160	Section: 261.160	Section: 261.160	Section: 261.160
Establishes the Direct Support Professional Quarterly Retention Payments Program to be administered by DODD during FY 2024 and FY 2025.	Same as the Executive.	Same as the Executive, but modifies the duration of the Direct Support Professional Quarterly Retention Payments Program to conclude on December 31, 2023, rather than June 30, 2025.	Same as the Senate.
Legislative Budget Office		LSC 22	Office of Research and Drafting

Executive	As Passed By House	As Passed By Senate	As Enacted
Allows a portion of Fund 5Z10 ALI 653624, County Board Waiver Match, and Fund 3A40 ALI 653654, Medicaid Services, to be used for the program.	Same as the Executive.	Same as the Executive.	Same as the Executive.
No provision.	No provision.	Requires DODD, upon conclusion of the program, to use funds to increase the direct care base payment rate [***VETOED: for (1) personal care services and (2) adult day services provided under a Medicaid component administered***] by [***VETOED: DODD***] \$1 per hour over the base payment rates specified in the bill. (See DDDCD22)	Same as the Senate.
Fiscal effect: This provision is a continuation of current policy. The fiscal impact depends on waiver service claims paid in each quarter of the fiscal year.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive, but also increases line items 653624, County Board Waiver Match, and 653654, Medicaid Services, by \$81.8 million in FY 2024 (\$29.5 million nonfederal share) and \$163.6 million in FY 2025 (\$58.9 million nonfederal share) to fund the \$1-per-hour direct care payment rate increase.	Fiscal effect: Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
Community Schools			
EDUCD89 **VETOED** JCARR review of the full-time equivalency manual for community schools			
	R.C. 3301.85	R.C. 3301.85	R.C. 3301.85
No provision.	[***VETOED: Requires ODE to submit to the Joint Committee on Agency Rule Review (JCARR) any proposed changes to the manual containing the standards and procedures used to review or audit the full-time equivalency student enrollment reporting by community schools.***]	Same as the House.	Same as the House.
No provision.	[***VETOED: Requires JCARR to hold public hearings regarding the proposed changes to the manual, consider testimony provided at those hearings, and vote to determine whether community schools can reasonably comply with the proposed changes.***]	Same as the House.	Same as the House.
No provision.	[***VETOED: Prohibits ODE from implementing any changes to the manual that may affect community schools without JCARR's determination that those schools can reasonably comply with the proposed changes.***]	Same as the House.	Same as the House.
	Fiscal effect: Minimal.	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.

Environmental Protection Agency			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
EPACD16 **PARTIALLY VETOED** Policies of the Ohio Environmental Protection Agency			
		R.C. 3745.30	R.C. 3745.30
No provision.	No provision.	Revises the statute governing Ohio EPA policies [***VETOED: including elaborations based on Ohio EPA authority or expectations***] to ensure that those policies are consistent with, and not more stringent than, Ohio's environmental protection laws and rules adopted under them.	Same as the Senate.
No provision.	No provision.	Prohibits a policy from establishing any substantive duty, obligation, prohibition, or regulatory burden not imposed by a statute or rule.	Same as the Senate.
No provision.	No provision.	Prohibits the application of a policy by Ohio EPA in a manner that makes the policy the functional equivalent of, or a substitute for, a statute or rule, or that effectively alters or amends a statute or rule, or that assumes powers not plainly delegated to the agency by statute.	Same as the Senate.
No provision.	No provision.	Requires each agency policy to be displayed on and searchable through the agency's website	Same as the Senate.
		Fiscal effect: Ohio EPA may incur additional administrative costs to make policy changes and to make any policies available on the agency website that are not currently available.	Fiscal effect: Same as the Senate.

Department of Health				Main Operating Appropriations Bill H.B. 33			
Executive		As Passed By House		As Passed By Senate		As Enacted	
DOHCD33 **VETOED** Miscellaneous tobacco law changes							
R.C.	2927.02	R.C.	2927.02	R.C.	2927.02	R.C.	2927.02
Clarifies that substances intended to be aerosolized or vaporized during the use of an electronic smoking device need not contain nicotine to be considered part of that device under the law governing the sale and distribution of tobacco products.		Same as the Executive.		No provision.		No provision.	
Clarifies that a component or accessory used in the consumption of a tobacco product, such as filters, rolling papers, or pipes, need not contain nicotine to be considered a tobacco product under the law governing the sale and distribution of such products.		Same as the Executive.		No provision.		No provision.	
Removes the definition of "proof of age," as the term is not used in the tobacco law.		Same as the Executive.		No provision.		No provision.	
No provision.		No provision.		[***VETOED: Exempts electronic smoking solutions that do not contain nicotine from the law governing the giveaway, sale, or distribution of other tobacco products.***]		Same as the Senate.	
Fiscal effect: None.		Fiscal effect: Same as the Executive.		Fiscal effect: Same as the Executive.		Fiscal effect: Same as the Executive.	

Department of Health			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
DOHCD58 **PARTIALLY VETOED** Free samples			
No provision.	No provision.	<div>R.C. 2927.02</div> <div>Prohibits giving away or otherwise distributing free samples of cigarettes, other tobacco products, and alternative nicotine products or coupons redeemable for such products to any person [***VETOED: under 21 or without first paying all state and local taxes.***]</div> <div>Fiscal effect: ODH may experience enforcement costs.</div>	<div>R.C. 2927.02</div> <div>Same as the Senate.</div> <div>Fiscal effect: Same as the Senate.</div>
DOHCD61 **PARTIALLY VETOED** Home Health Screening Pilot Program			
No provision.	No provision.	<div>Section: 291.50, 291.20</div> <div>Requires the ODH Director to establish a two-year Home Health Screening Pilot Program.</div>	<div>Section: 291.50, 291.20</div> <div>Same as the Senate.</div>
No provision.	No provision.	Requires the ODH Director to enter a cooperative agreement to administer the program with CareStar Community Services.	Same as the Senate.
No provision.	No provision.	Requires the program to identify a target population that is underserved by health care providers to receive health screening tests at home.	Same as the Senate.
No provision.	No provision.	[***VETOED: Requires the ODM Director to enter into a data sharing agreement with the ODH Director regarding the pilot program.***]	Same as the Senate.
No provision.	No provision.	Requires Carestar Community Services, in consultation with the ODH Director, to prepare an annual report on the pilot program.	Same as the Senate.
Legislative Budget Office		LSC 27	Office of Research and Drafting

Department of Health			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	No provision.	Earmarks \$1,000,000 in each fiscal year in GRF ALI 440485, Health Program Support for CareStar Community Services for the Home Health Screening Pilot Program.	Same as the Senate.
No provision.	No provision.	Prohibits, if CareStar Community Services contracts with an institution of higher education to perform any services related to the pilot program, administrative costs for those services from exceeding 15% of the cost of the services provided.	Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
BORCD119 ***VETOED** Student trustees at The Ohio State University			
		R.C. 3335.02, 3335.09	R.C. 3335.02, 3335.09
No provision.	No provision.	***VETOED: Removes all of the following from current law:***	Same as the Senate.
(1) No provision.	(1) No provision.	(1) ***VETOED: A requirement that OSU board of trustees adopt a resolution in 2015 that either granted the two student members of the board voting power or declared that student members did not having voting power.***	(1) Same as the Senate.
(2) No provision.	(2) No provision.	(2) ***VETOED: Authority for the OSU board to change the voting power of student trustees by subsequent resolution.***	(2) Same as the Senate.
(3) No provision.	(3) No provision.	(3) ***VETOED: A provision that applies only if student trustees are granted voting power and prohibits disqualifying students from board membership based on financial assistance or employment payable out of the state treasury or a university fund.***	(3) Same as the Senate.
No provision.	No provision.	***VETOED: Prohibits student members of OSU's board of trustees from all of the following:***	Same as the Senate.
(1) No provision.	(1)No provision.	(1) ***VETOED: Having voting power on the board.***	(1) Same as the Senate.
(2) No provision.	(2) No provision.	(2) ***VETOED: Being considered as members of the board in determining whether a quorum is present.***	(2) Same as the Senate.
(3) No provision.	(3) No provision.	(3) ***VETOED: Being entitled to attend executive sessions of the board.***	(3) Same as the Senate.
		Fiscal effect: None.	Fiscal effect: Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
BORCD113 **VETOED** Student authority to decline vaccines			
No provision.	No provision.	<div><div>R.C.3792.05</div><div>[***VETOED: Authorizes a student - if required by a private college or state institution of higher education to receive a vaccine - to decline the vaccine on the following grounds: medical contraindications and reasons of conscience, including religious convictions. Requires the student to decline the vaccine by presenting to the college or institution the student's written statement (reasons of conscience) or physician's certification (medical contraindications). Specifies that a student who presents a statement or certification is not required to receive the vaccine. Also provides that reasons of conscience, including religious convictions, are to be determined solely by the student.***]</div><div>Fiscal effect: None.</div></div>	<div><div>R.C.3792.05</div><div>Same as the Senate.</div><div>Fiscal effect: Same as the Senate.</div></div>

Executive	As Passed By House	As Passed By Senate	As Enacted
JFSCD88 **VETOED** Publicly funded child care providers – license capacity exemption to Step Up to Quality ratings			
		R.C. 5104.31	R.C. 5104.31
No provision.	No provision.	[***VETOED: Expands the existing exemptions from the Step Up to Quality ratings requirement for a licensed child care program providing publicly funded child care to less than 25% of its license capacity, by increasing that percentage to less than 50%.***] Fiscal effect: It is possible that additional providers may choose to participate in publicly funded child care if they are exempt from being rated. If this occurs, there could be additional costs. However, if some of the providers are currently rated and choose to forego maintaining their rating, then enhanced payments for Step Up to Quality could be reduced.	Same as the Senate. Fiscal effect: Same as the Senate.

Judiciary/Supreme Court			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
JSCCD11 **VETOED** Liquefied gas			
	R.C. 2307.781		R.C. 2307.781
No provision.	[***VETOED: Exempts liquefied petroleum gas suppliers from liability for damages based on product liability claims arising from the use, operation, installation, modification, repair, or servicing of liquefied petroleum gas equipment under certain conditions as defined under the bill; and nullifies the exemptions if the product liability claim was caused in whole or in part by the supplier's intentional misconduct.***]	No provision.	Same as the House.
No provision.	[***VETOED: Establishes that a user of liquefied petroleum gas is presumed to be aware of the inherent dangerous characteristics of liquefied petroleum gas.***]	No provision.	Same as the House.
No provision.	[***VETOED: Declares, as a matter of public policy, that liquefied petroleum gas, without modification, is not a defective product.***]	No provision.	Same as the House.
No provision.	[***VETOED: Defines "liquefied petroleum gas supplier" as a person that either: (a) In the course of a business conducted for the purpose, sells, distributes, leases, prepares, blends, packages, labels, or otherwise participates in placing liquefied petroleum gas in the stream of commerce at retail; or (b) In the course of a business conducted for the purpose, installs, repairs, or maintains any aspect of liquefied petroleum gas equipment that allegedly causes harm.***]	No provision.	Same as the House.

Judiciary/Supreme Court			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
	Fiscal effect: Potential decrease in annual operating costs for local civil justice systems to adjudicate liability claims related to liquefied petroleum gas suppliers.		Fiscal effect: Same as the House.

Office of Research and Drafting

Department of Medicaid			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
MCDCD55 **VETOED** Dental service reimbursement			
No provision.	<p>Section: 333.27</p> <p> <div> <div></div> <div> <p> [***VETOED: Earmarks \$122,144,375 in FY 2024 and \$244,288,751 in FY 2025 in GRF ALI 651525, Medicaid Health Care Services, to be used to increase the Medicaid reimbursement rate for Medicaid dental service providers.***] </p> </div> </div> </p> <p> Fiscal effect: Increases GRF ALI 651525, Medicaid Health Care Services, by the same amount, including a state share of \$33,800,000 in FY 2024 and \$69,800,000 in FY 2025 to fund the earmark. </p>	<p>Section: 333.27</p> <p> <div> <div></div> <div> <p> [***VETOED: Same as the House, but changes the earmark of line item 651525 for dental reimbursement to \$103,744,375 in FY 2024 and \$207,588,751 in FY 2025.***] </p> </div> </div> </p> <p> Fiscal effect: Increases GRF ALI 651525, Medicaid Health Care Services, by the same amount, including a state share of \$28,700,000 in FY 2024 and \$59,300,000 in FY 2025. </p>	<p>Section: 333.27</p> <p> <div> <div></div> <div> <p>Same as the Senate.</p> </div> </div> </p> <p> Fiscal effect: Same as the Senate. </p>
MCDCD67 **PARTIALLY VETOED** Direct care payment rates			
No provision.	<p>Section: 333.29</p> <p> <div> <div></div> <div> <p> Earmarks \$47,086,175 in FY 2024 and \$194,924,947 in FY 2025 in GRF ALI 651525, Medicaid Health Care Services, to be used to increase provider wages [***VETOED: to \$17 an hour in FY 2024 beginning on January 1, 2024, and to \$18 an hour in FY 2025***] for certain direct care services and other home and community-based services administered by ODM and ODA. (See also DDDCD22) </p> </div> </div> </p> <p> Fiscal effect: Increases GRF ALI 651525, Medicaid Health Care Services, by the same amount, including a state share of \$16,951,023 in FY 2024 and \$70,172,981 in FY 2025, to fund the earmark and the rate increases. </p>	<p>Section: 333.29</p> <p> <div> <div></div> <div> <p>Same as the House.</p> </div> </div> </p> <p> Fiscal effect: Same as the House. </p>	<p>Section: 333.29</p> <p> <div> <div></div> <div> <p>Same as the House.</p> </div> </div> </p> <p> Fiscal effect: Same as the House. </p>

Department of Medicaid			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
MCDCD23 **PARTIALLY VETOED** Medicaid assisted living program payment rates			
Section: 333.240	Section: 333.240	Section: 333.240	Section: 333.240
Permits ODM, in consultation with ODA, to establish an assisted living services base payment rate for facilities participating in the Medicaid-funded component of the assisted living program.	Same as the Executive.	Same as the Executive.	Same as the Executive.
Permits ODM and ODA to establish an assisted living memory care service payment rate for those facilities. Requires that the payment rate be based on additional costs involved in serving individuals with dementia as well as other factors determined by the departments. Restricts the per diem for assisted living memory care services only to providers with a direct care staff to resident ratio that is at least 20% higher for individuals with dementia than for individuals without dementia.	[***VETOED: Same as the Executive, but additionally requires the rules establishing the rates to be effective by November 1, 2023, sets minimum amounts for the rates, and authorizes a critical access payment rate for facilities that meet specified criteria and serve at least 50% of residents who are Medicaid enrollees.***]	Same as the House.	Same as the House.
No provision.	Requires the departments to collaborate with stakeholders in adopting rules establishing payment rates for critical access and memory care services that includes an inflationary adjustment, instead of person-centered service planning and facility design.	No provision.	No provision.
	Fiscal effect: Increases GRF ALI 651525, Medicaid Health Care Services, by \$25.6 million (\$9.2 million state share) in FY 2024 and \$38.2 million (\$13.8 million state share) in FY 2025.	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.

Special Programs

Department of Medicaid			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
MCDCD52 **PARTIALLY VETOED** Doula services			
	R.C. 5164.071		R.C. 5164.071
No provision.	Establishes a [***VETOED: five-year***] program to cover doula services provided to a Medicaid enrollee by a certified doula with a Medicaid provider agreement. Fiscal effect: Costs will depend on reimbursement rates set for doula services, and the number of Medicaid enrollees who choose to receive doula services.	No provision.	Same as the House. Fiscal effect: Same as the House.
MCDCD54 **VETOED** Medicaid payment rates for ambulance transportation			
	Section: 333.135	Section: 333.135	Section: 333.135
No provision.	[***VETOED: Earmarks \$119,000,000 in each fiscal year in GRF ALI 651525, Medicaid Health Care Services, to be used to increase the Medicaid reimbursement rate for ambulance transportation services.***]	[***VETOED: Same as the House, but changes the earmark of line item 651525 for ambulance transportation to \$50,575,000 in FY 2024 and \$96,400,000 in FY 2025.***]	[***VETOED: Same as the House, but changes the earmark of line item 651525 for ambulance transportation to \$54,575,000 in FY 2024 and \$104,200,000 in FY 2025.***]
No provision.	Reappropriates the available balance of the earmark at the end of FY 2024 to FY 2025 for the same purpose. Fiscal effect: The state share of the earmark is estimated to be \$43,000,000 per year.	No provision. Fiscal effect: The state share of the earmark is estimated to be \$18,300,000 in FY 2024 and \$36,600,000 in FY 2025.	No provision. Fiscal effect: The state share of the earmark is estimated to be \$19,400,000 in FY 2024 and \$38,800,000 in FY 2025.

General

Executive	As Passed By House	As Passed By Senate	As Enacted
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MCD78CD78 **PARTIALLY VETOED** Presumptive eligibility reform			
		R.C. 5163.103	R.C. 5163.103
No provision.	No provision.	Requires ODM to require a corrective action plan and training for each entity or provider qualified to make presumptive eligibility determinations when the entity or provider's error rate of determinations exceeds 7.5% in a calendar month.	Same as the Senate.
No provision.	No provision.	[***VETOED: Provides that any qualified entity or provider that exceeds a presumptive eligibility error rate of 7.5% in six or more months in a 24-month period is disqualified from making presumptive eligibility determinations for 60 months.***]	Same as the Senate.
		Fiscal effect: Possible administrative costs.	Fiscal effect: Same as the Senate.

MCD46CD46 **PARTIALLY VETOED** Lockable and tamper-evident containers			
	Section: 333.270	Section: 333.270	Section: 333.270
No provision.	Requires, [***VETOED: during FY 24 and FY 25***] ODM to reimburse pharmacists for expenses related to dispensing drugs [***Vetoed: used in medication-assisted treatment***] in lockable containers or tamper-evident containers.	Same as the House.	Same as the House.
No provision.	[***VETOED: Requires, during FY 24 and FY 25, ODM to reimburse prescribers for expenses related to personally furnishing drugs used in medication-assisted treatment in lockable containers or tamper-evident containers.***]	Same as the House.	Same as the House.

Department of Medicaid			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	<div> <div>***VETOED: Defines "lockable container," and "medication-assisted treatment," for purposes of the above requirements.***]</div> </div>	Same as the House.	Same as the House.
No provision.	<div> <div>Earmarks \$500,000 in each fiscal year from GRF ALI 651525, Medicaid Health Care Services, for this reimbursement.</div> <div>Fiscal effect: Increases the state share of GRF ALI 651525 by the same amount to fund the earmark.</div> </div>	<div> <div>Same as the House.</div> <div>Fiscal effect: Same as the House.</div> </div>	<div> <div>No provision.</div> <div>Fiscal effect: Potential increase in Medicaid expenditures.</div> </div>

Executive	As Passed By House	As Passed By Senate	As Enacted
MHACD41 **VETOED** Exchange of Medicaid recipient information with ADAMHS boards			
		R.C. 340.035, 5160.45	R.C. 340.035, 5160.45
No provision.	No provision.	[***VETOED: Requires OhioMHAS and ODM to adopt rules establishing requirements and procedures for the exchange of Medicaid recipient data between ADAMHS boards and ODM.***]	Same as the Senate.
No provision.	No provision.	[***VETOED: Requires the data to be exchanged accordingly.***]	Same as the Senate.
No provision.	No provision.	[***VETOED: Requires OhioMHAS and ODM to each submit a report with specified information regarding the data exchange requirements and procedures.***]	Same as the Senate.
		Fiscal effect: Minimal.	Fiscal effect: Same as the Senate.
MHACD4 **PARTIALLY VETOED** Certification of mental health and drug addiction services			
R.C. 5119.35, 5119.36; 5119.361 (Repealed); conforming change in 5119.99	R.C. 5119.35, 5119.36; 5119.361 (Repealed); conforming change in 5119.99	R.C. 5119.35, 5119.36; 5119.367, 5119.361 (Repealed); conforming change in 5119.99	R.C. 5119.35, 5119.36; 5119.367, 5119.361 (Repealed); conforming change in 5119.99
Authorizes OhioMHAS to specify by rule the mental health services and alcohol and drug addiction services that must be certified and eliminates a statutory list of specific types of alcohol and drug addiction services that must be certified by OhioMHAS.	Same as the Executive.	Same as the Executive.	Same as the Executive.
Exempts rules adopted from the regulatory restriction reduction requirements under Ohio law.	Same as the Executive.	No provision.	No provision.

Executive	As Passed By House	As Passed By Senate	As Enacted
Makes failing to meet the certification requirement a crime.	Same as the Executive.	Replaces the Executive provision with a provision that authorizes the OhioMHAS Director to request, in writing, that AGO petition a court of common pleas to enjoin that conduct (removes the criminal penalty).	Same as the Senate.
Eliminates an option to have a provider's certifiable services and supports accredited by a national accrediting organization in lieu of OhioMHAS making the determination; instead, requires providers to hold national accreditation to qualify for certification.	Same as the Executive.	Same as the Executive, but adds an exemption for prevention services that makes accreditation optional for prevention services.	Same as the Senate.
Maintains a provision that renders a service provider ineligible for public funds for a service, unless that service has been certified.	Same as the Executive.	Same as the Executive.	Same as the Executive.
Establishes the following additional conditions for certification:	Same as the Executive.	Same as the Executive, but makes the following changes:	Same as the Senate.
(1) That the applicant is in good standing in Ohio and all other locations in which the applicant operates during the last three years;	(1) Same as the Executive.	(1) Requires applicants, instead, when applying for an initial or renewed certification, to notify OhioMHAS of any adverse action taken against the applicant or related persons during the three-year period immediately preceding the application date and to notify OhioMHAS within seven days of any adverse action that has been taken.	(1) Same as the Senate.
(2) That the applicant is adequately staffed and equipped to provide services.	(2) Same as the Executive.	(2) Same as the Executive.	(2) Same as the Executive.

Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	No provision.	[***VETOED: Exempts federally qualified health centers and federally qualified health center look-alikes from OhioMHAS certification requirements for certain mental health and drug addiction services. ***]	Same as the Senate.
Fiscal effect: Increased administrative costs to certify additional services, which may be at least partially offset by an increase in application fee revenue received.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.
MHACD30 **PARTIALLY VETOED** Transcranial Magnetic Stimulation Program			
Section: 337.160	Section: 337.160	R.C. 5902.02, (renumbered 5119.20); Section 337.160	R.C. 5902.02, (renumbered 5119.20); Section 337.160
No provision.	No provision.	Requires the OhioMHAS Director to continue the EEG Combined Transcranial Magnetic Stimulation Program, that has previously been administered by the OhioMHAS Director jointly with the Veterans Services Director and modifies the requirements of the program.	Same as the Senate.
No provision.	No provision.	[***VETOED: Expands program eligibility to also include civilian employees of the United States Department of Defense and the Central Intelligence Agency and the spouse of eligible individuals. ***]	Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	No provision.	Specifies that the operation of the program is contingent upon an appropriation by the General Assembly designated for that purpose.	Same as the Senate.
Requires Fund 5VV0 ALI 336645, Transcranial Magnetic Stimulation Program, to be used for the Electroencephalogram (EEG) Combined Transcranial Magnetic Stimulation Program established in section 5902.02 of the Revised Code.	Same as the Executive.	Same as the Executive, but changes the section number reference to 5119.20.	Same as the Senate.
Requires this program expand to serve up to 300 additional veterans and up to 300 additional first responders and law enforcement officers.	Same as the Executive.	No provision.	No provision.

Executive	As Passed By House		As Passed By Senate		As Enacted	
DNRCD35	**VETOED** General Assembly approval of ODNR property purchases					
			R.C.	1501.014	R.C.	1501.014
No provision.		No provision.		[***VETOED: Requires the Controlling Board's approval for an ODNR real property purchase if the proposed purchase price exceeds 25% of its highest appraised value and is more than \$1,000,000.***]		Same as the Senate.
No provision.		No provision.		[***VETOED: Requires the Controlling Board, when approving the ODNR real property purchase, to do all of the following: (1) only allow legislative members of the Controlling Board to participate in the vote, (2) in order to favorably approve the purchase, receive a majority vote of House members and a majority vote of Senate members, and (3) take a roll call of each individual voting member's vote.***]		Same as the Senate.
DNRCD36	**VETOED** Wildlife Council to approve annual Division of Wildlife rules					
			R.C.	1531.03	R.C.	1531.03
No provision.		No provision.		Clarifies that ODNR's Division of Wildlife must obtain the Wildlife Council's approval prior to adopting rules that annually establish, each calendar year, all of the following regarding hunting and fishing: (1) hunting and fishing season dates, (2) bag limits, (3) sizes, (4) species, (5) methods of taking, and (6) possession.		[***VETOED: Replaces the Senate version with a provision that requires ODNR Division of Wildlife rules regarding hunting seasons to state a full date including month, day, and year.***]
				Fiscal effect: None.		Fiscal effect: Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
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NURCD1	**PARTIALLY VETOED** Doula registry and advisory board		
	R.C. 4723.89, 4723.90		R.C. 4723.89, 4723.90
No provision.	Requires NUR to establish standards and procedures for issuing certificates to doulas and outlines requirements that should be addressed in rule, including: the requirement that a doula be certified [***VETOED: by an organization that is recognized at an international, national, state, or local level, for training and certifying doulas or***] by any [***VETOED: other***] recognized organization considered appropriate by NUR; and the establishment of certificate application and renewal fees, as well as a waiver of those fees for applicants with a family income below 300% FPL.	No provision.	Same as the House, but permits NUR to waive fees for applicants with a family income below 200% FPL.
No provision.	Requires NUR to develop and regularly update a registry of doulas, which is to be made available on the NUR website.	No provision.	Same as the House.
No provision.	Establishes the Doula Advisory Board within NUR [***VETOED: which will meet during the five year period that the Medicaid program covers doula services (see MCD52)***].	No provision.	Same as the House.
No provision.	Specifies that the Doula Advisory Board consists of between 13 to 15 members appointed by NUR [***VETOED: including at least one representative from Birthing Beautiful Communities and one representative from Restoring Our Own Through Transformation.***]	No provision.	Same as the House.

Board of Nursing			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	<p>Requires NUR to provide meeting space, staff, and other technical assistance required for the Board to carry out its duties.</p> <p>Fiscal effect: NUR will realize administrative and information technology costs to certify doulas and establish a registry. However, NUR could realize a gain in certification revenue. NUR will realize per diem and reimbursement expenses for the Advisory Board.</p>	No provision.	<p>Same as the House.</p> <p>Fiscal effect: Same as the House.</p>

Executive	As Passed By House	As Passed By Senate	As Enacted
PRXCD4 **PARTIALLY VETOED** Terminal distributor license exemptions			
No provision.	No provision.	<div>R.C. 4729.541, conforming changes in R.C. 4729.51, 4729.55</div> <div>Adds the following exemptions from licensure as a terminal distributor of dangerous drugs: (1) a person who possesses nitrous oxide for use as a direct ingredient in food under federal regulations or for testing or maintaining a plumbing or HVAC system; (2) a person who possesses medical oxygen, sterile water, or sterile saline for direct patient administration or for installing or maintaining home medical equipment; and (3) [***VETOED: a person who possesses controlled substances and other dangerous drugs for dog training in conjunction with a law enforcement agency.***]</div> <div>Fiscal effect: Loss of 221 licenses and approximately \$82,720 in fee revenue collected biennially and credited to the Occupational Licensing and Regulatory Fund (Fund 4K90). Reduction in workload for PRX licensing and inspection staff.</div>	<div>R.C. 4729.541, conforming changes in R.C. 4729.51, 4729.55</div> <div>Same as the Senate.</div> <div>Fiscal effect: Same as the Senate.</div>

Department of Public Safety			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
DPSCD87 **PARTIALLY VETOED** Reinstatement fee for noncompliance			
No provision.	No provision.	R.C. 4509.101 Lowers the reinstatement fee associated with noncompliance driver's license suspensions (i.e. failing to have proof of financial responsibility) to \$40, rather than \$100 for a first offense as under current law.	R.C. 4509.101 Same as the Senate.
No provision.	No provision.	[***VETOED: Removes the increased reinstatement fee imposed under current law for second and third, or subsequent, violations (\$300 and \$600, respectively), effectively making that reinstatement fee \$40 regardless of the number of prior convictions.***]	Same as the Senate.
No provision.	No provision.	Lowers the portion of that reinstatement fee that is distributed to the Indigent Defense Support Fund (Fund 5DY0) to \$10, rather than \$25, \$50, or \$100 based on the number of prior convictions, as under current law. Fiscal effect: Potential revenue loss of several millions of dollars annually for the Public Safety - Highway Purposes Fund (Fund 5TM0), which receives license reinstatement fee revenue, and a potential revenue loss exceeding \$1.0 million annually for Fund 5DY0. (based on 95,868 BMV non-compliance suspensions in FY 2022; portion of repeat offenders unknown)	Same as the Senate. Fiscal effect: Same as the Senate, but the potential revenue loss for the Public Safety - Highway Purposes Fund (Fund 5TM0) may be less.

Secretary of State			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
SOSCD18 **PARTIALLY VETOED** Save our Farmland and Protect Our National Security Act			
		R.C. 2105.16, 5301.256, Section 753.10	R.C. 2105.16, 5301.256, Section 753.10
No provision.	No provision.	Establishes the Save Our Farmland and Protect Our National Security Act, which does all the following:	Same as the Senate.
No provision.	No provision.	Requires the SOS to compile and publish a registry of individuals, businesses, organizations, and governments that constitute a threat to the agricultural production [***VETOED: and military defense***] of Ohio or the United States.	Same as the Senate.
No provision.	No provision.	Requires the SOS, in compiling the registry, to consult certain federal government lists of foreign adversaries, terrorist organizations, and sanctioned persons.	Same as the Senate.
No provision.	No provision.	Prohibits all persons listed on the registry from acquiring agricultural land [***VETOED: or other real property in this state located within 25 miles of a military base, camp, airport, or other similar installation under the jurisdiction of the armed forces***].	Same as the Senate.
No provision.	No provision.	Allows an exception for property acquired by devise or descent, or by law in the collection of a debt, but requires the listed person to divest of such acquisitions within two years.	Same as the Senate.
No provision.	No provision.	Allows listed persons to retain land holdings acquired before the amendment's effective date. Specifies that land acquired in violation of the amendment escheats to the state.	Same as the Senate.
		Fiscal effect: Likely increase in administrative costs to manage this registry.	Fiscal effect: Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
Personal Income Tax			
TAXCD83 **VETOED** Income tax withholding rates			
No provision.	No provision.	<div>R.C. 5747.06</div> <div>***VETOED: Requires that, each year beginning in 2024, the Tax Commissioner reduce withholding rates so that the estimated reduction in withholding tax collections for that year equals the amount of Budget Stabilization Fund investment earnings credited to the GRF in the previous fiscal year [see OBMCD43]. Specifies that changes in withholding rates take effect on September 1 each year.***]</div> <div>Fiscal effect: PIT revenue losses starting in FY 2025, with magnitudes that depend on future investment earnings, but are limited to a total for all fiscal years of \$650 million.</div>	<div>R.C. 5747.06</div> <div>Same as the Senate.</div> <div>Fiscal effect: Same as the Senate.</div>

Sales and Use Taxes

Executive

As Passed By House

As Passed By Senate

As Enacted

TAXCD89	**PARTIALLY VETOED** Expanded sales tax holiday		
		R.C. 131.44, 5739.01, 5739.02, 5739.41, Sections 510.10, 513.10, 516.10	R.C. 131.44, 5739.01, 5739.02, 5739.41, Sections 510.10, 513.10, 516.10
(1) No provision.	(1) No provision.	(1) Transfers \$991,000,000 cash from the fiscal year 2023 ending GRF balance (see OBMCD38) and the entire cash balance (\$9.1 million) from the Income Tax Reduction Fund (Fund 4R80) to the newly created Expanded Sales Tax Holiday Fund (Fund 5AX1) to support an expanded sales tax holiday in August 2024. [***VETOED: Requires that the sales tax holiday be held on at least fourteen consecutive days, beginning August 1, 2024.***] Requires the Tax Commissioner, upon the conclusion of the sales tax holiday, to estimate the GRF's, the Local Government Fund's (LGF's), the Public Library Fund's (PLF's), and the Permissive Tax Distribution Fund's forgone sales tax receipts during the time of and immediately preceding and following the sales tax holiday and certify the estimated amounts to the OBM Director. Specifies the method that the Tax Commissioner must use to calculate revenue foregone as a result of the August 2024 expanded holiday.	(1) Same as the Senate, but reduces the transfer from the FY 2023 ending GRF balance to Fund 5AX1 to \$741,000,000.

Executive	As Passed By House	As Passed By Senate	As Enacted
(2) No provision.	(2) No provision.	(2) Requires the OBM Director, upon receipt of the certification from the Tax Commissioner, to transfer from Fund 5AX1 an amount of cash equal to the certified amounts to the GRF, LGF, PLF, and Permissive Tax Distribution Fund, respectively. Limits the total combined transfer to \$1,000,000,000. Provides that reimbursements paid to the GRF, LGF, PLF, and Permissive Tax Distribution Fund will be made in the same proportions as sales tax revenue is distributed for the same August in which the sales tax holiday is held.	(2) Same as the Senate, but limits the total amount transferred to the GRF, LGF, PLF, and Permissive Tax Distribution Fund to \$750,000,000.
(3) No provision.	(3) No provision.	(3) During the expanded sales tax holiday, exempts all items of tangible personal property (TPP) priced at \$500 or less, other than motor vehicles, watercraft, alcohol, marijuana, and tobacco and vapor products, from state and local sales taxes.	(3) Same as the Senate.

Executive	As Passed By House	As Passed By Senate	As Enacted
(4) No provision.	(4) No provision.	(4) Requires that starting in FY 2024, the GRF surplus revenue remaining after meeting the Budget Stabilization Fund target be deposited into Fund 5AX1 instead of Fund 4R80 to temporarily reduce income tax rates as under current law. Abolishes Fund 4R80. Requires an expanded sales tax holiday to be held in place of continuing law's three-day "back-to-school" sales tax holiday if there is at least \$60 million of cash in Fund 5AX1. Requires the expanded sales tax holiday to be three days or more, and be held on and around the first full weekend in August (the same period as the three-day "back-to-school" sales tax holiday). Requires the GRF, LGF, PLF, and Permissive Tax Distribution Fund to be reimbursed for their sales tax revenue losses from an expanded sales tax holiday (no such reimbursements are provided under the "back-to-school" sales tax holiday).	(4) Same as the Senate.
(5) No provision.	(5) No provision.	(5) Requires the Tax Commissioner and OBM Director to consult with the County Commissioners' Association of Ohio when determining the length of a sales tax holiday.	(5) Same as the Senate.
(6) No provision.	(6) No provision.	(6) Requires the Tax Commissioner to provide notice of a sales tax holiday no later than the first day of June preceding the holiday. Specifies that the OBM Director must determine whether a sales tax holiday will be held in the following fiscal year, beginning in FY 2025, by September 1st each year.	(6) Same as the Senate.

Department of Taxation			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
		<p>Fiscal effect: Creates a \$1 billion expanded sales tax holiday in August 2024, which will be conducted in accordance with the multi-state agreement. Holds harmless the state GRF and local governments from revenue losses due to the holiday, up to \$1 billion, via two transfers, one from the FY 2023 year end GRF balance, and one from Fund 4R80 (which is subsequently abolished). Authorizes sales tax holidays in years thereafter, if there is sufficient GRF surplus revenue at the end of a given year.</p>	<p>Fiscal effect: Same as the Senate, but reduces the amount available for the August 2024 holiday to \$750 million, thereby shortening it.</p>
TAXCD47 **PARTIALLY VETOED** Sales and rentals to government entities			
	R.C. 5739.02, 803.140		R.C. 5739.02, 803.140
No provision.	<div>Adds specific reference to construction material and services sold or rented to government entities for temporary traffic control or drainage purposes to existing provisions of law that exempt all sales and rentals to government entities from the sales and use tax.</div>	No provision.	Same as the House.
No provision.	<div>[***VETOED: Specifies that the provision is a remedial measure intended to clarify existing law and applies to all cases pending on a petition for reassessment or on further appeal, or transactions subject to an audit by the Department of Taxation.***]</div> <div>Fiscal effect: None, because of overlap with existing sales and use tax exemption.</div>	No provision.	<div>Same as the House.</div> <div>Fiscal effect: Same as the House.</div>

Commercial Activity Tax

Executive	As Passed By House	As Passed By Senate	As Enacted
TAXCD81 **PARTIALLY VETOED** Commercial activity tax: exclusions			
		R.C. 5751.02, 5751.01, 5751.03, 5751.04, 5751.05, 5751.051, 5751.06, 5751.08, 5751.091; Section 812.20	R.C. 5751.02, 5751.01, 5751.03, 5751.04, 5751.05, 5751.051, 5751.06, 5751.08, 5751.091; Section 812.20
No provision.	No provision.	Excludes, [***VETOED: for tax periods***] beginning in 2024, businesses with taxable gross receipts of \$3 million or less and, [***VETOED: for tax periods***] beginning in 2025 and thereafter, businesses with taxable gross receipts of \$6 million or less from the CAT. Designates the \$3 million and \$6 million thresholds, respectively, as "exclusion amounts," and excludes the exclusion amount from gross receipts subject to the 0.26% tax rate for taxpayers that remain subject to the tax. [***VETOED: Requires the Tax Commissioner to adjust the exclusion amount for inflation starting with tax periods in 2026. ***]	Same as the Senate.
No provision.	No provision.	Eliminates calendar year CAT filing, which was principally available for taxpayers with less than \$1 million in taxable gross receipts, who are now excluded from the CAT.	Same as the Senate.

Department of Taxation			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
		Fiscal effect: Reduces CAT receipts by about \$238 million in FY 2024 and \$460 million in FY 2025. Under the disposition of revenue codified in current law, the FY 2024 losses would be shared by the GRF (\$194 million), School District Tangible Property Tax Replacement Fund (Fund 7047, \$31 million), Local Government Tangible Property Tax Replacement Fund (Fund 7081, \$5 million), Local Government Fund (LGF, \$3 million), Public Library Fund (PLF, \$3 million), and Revenue Enhancement Fund (Fund 2080, \$2 million). In FY 2025, the CAT revenue loss would be shared by the GRF (\$376 million), Fund 7047 (\$59 million), Fund 7081 (\$9 million), the LGF (\$6 million), the PLF (\$6 million), and Fund 2080 (\$3 million).	Fiscal effect: Same as the Senate.
Cigarette Taxes			
TAXCD87 **VETOED** Taxation of qualifying vapor manufacturers and importers			
		R.C. 5743.01, 5743.51, 5743.63, and 5743.64	R.C. 5743.01, 5743.51, 5743.63, and 5743.64
No provision.	No provision.	***VETOED: Specifically exempts from the state tax on nicotine vapor products:***]	Same as the Senate.
No provision.	No provision.	(1) ***VETOED: The receipt of vapor products by a manufacturer or importer who only sells vapor products to other distributors or purchasers outside of the state,***]	(1) Same as the Senate.
No provision.	No provision.	(2) ***VETOED: The storage, use, or consumption of vapor products held by such a manufacturer or importer for sale outside of the state.***]	(2) Same as the Senate.
Legislative Budget Office		LSC 56	Office of Research and Drafting

Executive	As Passed By House	As Passed By Senate	As Enacted
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		Fiscal effect: Would reduce revenue to the GRF, likely by less than \$1 million annually.	Fiscal effect: Same as the Senate.
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TAXCD64	**VETOED** Refund on bad debts for cigarette, tobacco, and vapor products		
	R.C. 5743.06, 5743.53; Section 803.150	R.C. 5743.06, 5743.53; Section 803.150	R.C. 5743.06, 5743.53; Section 803.150
No provision.	[**VETOED: Allows a wholesaler or distributor to obtain a refund of excise taxes on cigarettes, other tobacco products, and nicotine vapor products remitted on bad debts arising from the sale of those products and charged off on or after January 1, 2024.**]	Same as the House.	Same as the House.
No provision.	Exempts rules adopted to administer these provisions from limitations imposed by S.B. 9 of the 134th G.A. to reduce regulatory restrictions.	No provision.	No provision.
	Fiscal effect: Reduces GRF revenue by an uncertain amount, likely hundreds of thousands of dollars annually, and varying considerably from year to year. The revenue losses will lower amounts distributed to counties, municipalities, and townships through the Local Government Fund (LGF, Fund 7069), and to public libraries through the Public Library Fund (PLF, Fund 7065). Also, potentially reduces revenue from Cuyahoga County’s excise tax on cigarettes.	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.

Property Taxes and Transfer Fees

Executive	As Passed By House		As Passed By Senate		As Enacted
TAXCD43 **PARTIALLY VETOED** Qualified energy projects	R.C.	5727.75	R.C.	5727.75	R.C. 5727.75
No provision.	Extends the termination of the existing property tax exemption for qualified energy projects from 2025 to the later of the calendar year that the U.S. Secretary of the Treasury determines there has been, from 2022, a 75% or greater reduction in annual greenhouse gas emissions from electricity production in the United States, or 2032. Extends application and construction deadlines for new tax credits in line with the extended credit termination date.		Replaces the House version with one that extends the termination of the existing property tax exemption for qualified energy projects from 2025 to 2029.		Same as the House, but changes the termination of the exemption to the later of the calendar year that the U.S. Secretary of the Treasury determines there has been, from 2022, a 75% or greater reduction in annual greenhouse gas emissions from electricity production in the United States or 2029 (i.e., changes the year 2032 in the House version to 2029).
No provision.	Requires clean energy projects with a capacity of at least 20 megawatts, and which apply for certification as qualified clean energy projects after the effective date, to comply with certain federal wage and apprenticeship requirements.		No provision.		Same as the House.
No provision.	Reduces the required ratio of Ohio-domiciled full-time equivalent employees on a new qualified clean energy project from 80% to 70%. [***VETOED: Includes out-of-state workers who reside within 50 miles of Ohio and are members of certain labor organizations as "Ohio-domiciled" employees for purposes of calculating these ratios, both for new and existing projects. ***]		No provision.		Same as the House.

Department of Taxation			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
No provision.	Allows existing qualified clean energy projects that voluntarily comply with the federal wage and apprenticeship requirements the amendment requires of new projects with at least 20 megawatts of capacity to apply the reduced ratio for Ohio-domiciled full-time equivalent employees.	No provision.	Same as the House.
No provision.	Changes the calculation of "full-time equivalent employee" hours to include only employee hours devoted to site preparation and protection, construction and installation, and material unloading and distribution and to exclude management and purely logistical positions.	No provision.	Same as the House.
No provision.	Defines "Internal Revenue Code," for purposes of the property tax exemption for qualified energy projects, as the Internal Revenue Code as it exists on the provision's 90-day effective date.	No provision.	Same as the House.
	Fiscal effect: No direct effect on state expenditures; permissive effect on local revenues as the local Board of County Commissioners has discretion over the approval of this property tax exemption.	Fiscal effect: Same as the House, but local discretion is applicable to a shorter number of years as the exemption is extended only through 2029.	Fiscal effect: No direct effect on state expenditures; permissive effect on local revenues as the local Board of County Commissioners has discretion over the approval of this property tax exemption.

Executive	As Passed By House	As Passed By Senate	As Enacted
DOTCD54 **VETOED** Transportation Review Advisory Council (TRAC) membership	R.C. 5512.07, Section 755.20	R.C. 5512.07, Section 755.20	R.C. 5512.07, Section 755.20
No provision.	[**VETOED : Alters the membership of the 10-member TRAC, which currently and under the amendment consists of nine voting members, as follows: (1) reduces the number of members appointed by the Governor from six to five; (2) increases the number of members appointed by the President of the Senate from one to two members; (3) increases the number of members appointed by the Speaker of the House from one to two members; and (4) makes the ODOT Director a nonvoting member. **]	Same as the House.	Same as the House.
	Fiscal effect: None.	Fiscal effect: Same as the House.	Fiscal effect: Same as the House.

Local Government Provisions			Main Operating Appropriations Bill H.B. 33
Executive	As Passed By House	As Passed By Senate	As Enacted
LOCCD38 **VETOED BUT OVERRIDDEN** Prohibition on local regulation of tobacco and nicotine products			
		R.C. 9.681	R.C. 9.681
No provision.	No provision.	[***VETOED BUT OVERRIDDEN: Prohibits local regulation of tobacco products and alternative nicotine products. Prohibits fees, taxes, assessments, and charges on such products other than those expressly authorized by state law (e.g., state and local sales taxes, local cigarette taxes, and state tobacco and vapor products taxes).***]	Same as the Senate.