

## Executive

**AGOCD28 Youth online parental notification****R.C. 1349.09**

Requires an online operator to obtain and verify parental or legal guardian consent from any consumer that is under the age of 16 and not emancipated.

Defines "operator" as any business, entity, or person that operates an online website, online service, online product, or online feature that requires consumer consent to register, sign up, or otherwise create a unique username to access or utilize that online web site, service, product, or feature.

Requires the consent be obtained, in a specified manner, by any of the following methods: form, electronic payment, telephone, or videoconference.

Provides AGO the exclusive authority to bring a civil action to enforce compliance with the new requirement and prohibits a private right of action for any violation.

Requires AGO to provide written notice to operators in substantial compliance before initiating an action. Provides a 90-day period for operators to cure any alleged violation by providing certain written documentation.

Specifies violators found by a court to be in violation are liable to the AGO for investigation and litigation cost.

Requires a court to impose a civil penalty of up to \$1,000 for each day the operator fails to comply with the new requirement. Increases the penalty to up to \$5,000 and up to \$10,000 for each day the violation continues past 60 days and 90 days, respectively. Requires any civil penalty assessed to be deposited into the Consumer Protection Fund (Fund 6310).

Specifies that these rights and remedies are in addition to any other rights or remedies that are provided by law.

**Fiscal effect: The annual revenue gain to Fund 6310 is likely to offset, to some degree, the increase in annual operating costs for AGO's Consumer Protection Section to enforce the new requirement.**

**AGOCD26 Victims of Human Trafficking Fund****R.C. 5101.87**

Changes the administration of the state's Victims of Human Trafficking Fund (Fund 5NG0) from ODJFS to AGO.

**Fiscal effect: The administrative costs associated with Fund 5NG0 will shift from ODJFS to AGO. Fund 5NG0 is used to provide treatment, care, rehabilitation, education, housing, and assistance for victims of trafficking in persons. It receives nominal revenues.**

**AGOCD1 Ohio Center for the Future of Forensic Science****Section: 221.20**

Earmarks \$650,000 in each fiscal year from GRF ALI 055321, Operating Expenses, for the Ohio Center for the Future of Forensic Science at Bowling Green State University for fostering forensic science research techniques (BCI Eminent Scholar) and creating professional training opportunities to students (BCI Scholars) in the forensic science fields.

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**AGOCD2 Narcotics task forces**

**Section: 221.20**

Earmarks up to \$500,000 in each fiscal year from GRF ALI 055321, Operating Expenses, to support narcotics task forces funded by AGO.

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**AGOCD3 Domestic violence programs**

**Section: 221.20**

Earmarks \$100,000 in each fiscal year from GRF ALI 055321, Operating Expenses, to fund domestic violence programs.

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**AGOCD4 BCIRS Lease Rental Payments**

**Section: 221.20**

Requires GRF ALI 055406, BCIRS Lease Rental Payments, be used for payments in FY 2024 and FY 2025, pursuant to leases and agreements entered into for the financing of costs associated with the acquisition, development, implementation, and integration of the Bureau of Criminal Investigation Records System (BCIRS).

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**AGOCD5 County Sheriffs' Pay Supplement**

**Section: 221.20**

Requires GRF ALI 055411, County Sheriffs' Pay Supplement, be used to supplement the annual compensation of county sheriffs.

Permits, at the request of AGO, the transfer of appropriation from GRF ALI 055321, Operating Expenses, to GRF ALI 055411 to fund the supplemental annual compensation of county sheriffs.

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**AGOCD6 County Prosecutors' Pay Supplement**

**Section: 221.20**

Requires GRF ALI 055415, County Prosecutors' Pay Supplement, be used to supplement the annual compensation of certain county prosecutors.

Permits, at the request of AGO, the transfer of appropriation from GRF ALI 055321, Operating Expenses, to GRF ALI 055415 to fund the supplemental annual compensation of county prosecutors.

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**AGOCD7 Drug Abuse Response Team Grant Program****Section: 221.20**

Requires AGO to maintain the Drug Abuse Response Team Grant Program to replicate or expand successful law enforcement programs that address the opioid epidemic similar to the Drug Abuse Response Team established by the Lucas County Sheriff's Department, and the Quick Response Teams established in Colerain Township's Department of Public Safety in Hamilton County and Summit County. Permits any grants awarded to include requirements for private or nonprofit matching support.

Requires GRF ALI 055431, Drug Abuse Response Team Grants, be used by AGO to fund grants to law enforcement or other government agencies primarily for the purpose noted above.

Requires that each recipient of funding submit, within six months of the end date of the grant, a written report describing the outcomes that resulted from the grant to the Governor, President of the Senate, the Speaker of the House of Representatives, and the minority leaders of the Senate and the House of Representatives.

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**AGOCD8 Drug Testing Equipment****Section: 221.20**

Requires GRF ALI 055432, Drug Testing Equipment, be used to purchase drug testing equipment for the Bureau of Criminal Identification and Investigation.

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**AGOCD9 Internet Crimes Against Children Task Force****Section: 221.20**

Requires GRF ALI 055434, Internet Crimes Against Children Task Force, be used to support the Ohio Internet Crimes Against Children Task Force.

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**AGOCD10 Rapid DNA Pilot Project****Section: 221.20**

Requires GRF ALI 055440, Rapid DNA Pilot Project, to be used to fund the necessary expenses incurred by the Bureau of Criminal Identification and Investigation to pilot rapid DNA technology with cooperating local law enforcement agencies.

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**AGOCD11 Victims of Crime****Section: 221.20**

Requires that GRF ALI 055441, Victims of Crime, be allocated for the Crime Victim Compensation Program.

Requires AGO, prior to using this ALI, and to the extent possible, first use funds related to the federal Victims of Crime Act.

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**AGOCD12 School Safety Training Grants****Section: 221.20**

Requires GRF ALI 055502, School Safety Training Grants, to be used by AGO, in consultation with the Superintendent of Public Instruction and the OhioMHAS Director, to make grants for school safety and school climate programs and training to public and chartered nonpublic schools, educational service centers, local law enforcement agencies, and schools operated by county boards of developmental disabilities.

Permits grants to be used for: (a) school resource officer certification training, (b) any type of active shooter and school safety training or equipment, (c) all grade level type educational resources, (d) training to identify and assist students with mental health issues, (e) school supplies or equipment related to school safety or for implementing the school's safety plan, and (f) any other training related to school safety.

Requires participating schools, educational service centers, and county boards to work with or contract with the county sheriff's office or the appropriate local police department to develop these programs and training. Prohibits any grant awarded directly to a local law enforcement agency to be used to fund a similar request made by a school located within the jurisdiction of the local law enforcement agency.

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**AGOCD13 Domestic Violence Programs****Section: 221.20**

Requires GRF ALI 055504, Domestic Violence Programs, be used by AGO to fund domestic violence programs.

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**AGOCD14 Finding My Childhood Again Pilot Program****Section: 221.20**

Earmarks \$300,000 in each fiscal year from GRF ALI 055504, Domestic Violence Programs, to be distributed to the Battered Women's Shelter of Summit and Medina Counties for expenses related to the creation and implementation of a pilot program called "Finding my Childhood Again."

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**AGOCD15 Battered women's shelters****Section: 221.20**

Earmarks \$50,000 in each fiscal year from GRF ALI 055504, Domestic Violence Programs, to be distributed to the Battered Women's Shelter of Summit and Medina Counties for the cost of operating the commercial kitchen located at its Market Street Facility.

Earmarks \$50,000 in each fiscal year from GRF ALI 055504, Domestic Violence Programs, to be distributed to the Battered Women's Shelter of Portage County.

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**AGOCD16 Transportation grants****Section: 221.20**

Earmarks \$25,000 in FY 2024 from GRF ALI 055504, Domestic Violence Programs, for grants to Ohio domestic violence shelters to purchase travel vouchers, ridesharing credits, and gas cards for eligible clients.

Requires AGO to adopt any rules necessary for the administration of the grant program.

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**AGOCD17 Pike County Capital Case**

**Section: 221.20**

Reappropriates the available balance of GRF ALI 055505, Pike County Capital Case, at the end of FY 2023 to FY 2024 for the same purpose.

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**AGOCD18 Law Enforcement Training**

**Section: 221.20**

Requires GRF ALI 055509, Law Enforcement Training, to be used by AGO for state funding of the training of peace officers and troopers.

Permits AGO to use up to \$100,000 for administrative expenses associated with the program.

Reappropriates, with CEB approval, the available balance of the ALI at the end of FY 2024 for the same purpose in FY 2025.

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**AGOCD19 Attorney General Operating**

**Section: 221.20**

Requires AGO to certify to the OBM Director the amount of additional funds needed to pay expenses related to representation in a concluded opioid litigation in FY 2024, up to \$14,400,000.

Allows the OBM Director to transfer the amount certified from the GRF to the General Reimbursement Fund (Fund 1060).

Appropriates the amounts transferred to Fund 1060 ALI 055612, Attorney General Operating, in FY 2024.

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**AGOCD20 Workers' Compensation Section**

**Section: 221.20**

Permits the Workers' Compensation Fund (Fund 1950) to receive quarterly payments from BWC and OIC to fund legal services provided by AGO to those two state agencies.

Requires BWC to transfer quarterly payments for the support of AGO's Workers' Compensation Fraud Unit.

Requires that the amounts of these quarterly payments be mutually agreed upon by AGO, BWC, and OIC.

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**AGOCD21 General Holding Account**

**Section: 221.20**

Requires that Fund R004 ALI 055631, General Holding Account, be used to distribute money under the terms of relevant court orders or other settlements received in a variety of cases involving AGO. Appropriates additional amounts if it is determined that they are necessary for this purpose.

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**AGOCD22 Antitrust Settlements**

**Section: 221.20**

Requires that Fund R005 ALI 055632, Antitrust Settlements, be used to distribute money under the terms of relevant court orders or other out-of-court settlements in antitrust cases or antitrust matters involving AGO. Appropriates additional amounts if it is determined that they are necessary for this purpose.

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**AGOCD23 Consumer Frauds**

**Section: 221.20**

Requires that Fund R018 ALI 055630, Consumer Frauds, be used to distribute money from court-ordered judgments against sellers in actions brought by AGO to provide restitution to consumers victimized by the fraud that generated the court-ordered judgments. Appropriates additional amounts if it is determined that they are necessary for this purpose.

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**AGOCD24 Organized Crime Commission Distributions**

**Section: 221.20**

Requires that Fund R042 ALI 055601, Organized Crime Commission Distributions, be used by the Organized Crime Investigations Commission to reimburse political subdivisions for expenses incurred when their law enforcement officers participate in an organized crime task force. Appropriates additional amounts if it is determined that they are necessary for this purpose.

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**AGOCD25 Collection Payment Redistribution**

**Section: 221.20**

Requires that Fund R054 ALI 055650, Collection Payment Redistribution, be used for paying contingency counsel fees in cases where debtors mistakenly paid the client agencies instead of AGO's Collections Enforcement Section. Appropriates additional amounts if it is determined that they are necessary for this purpose.

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AUDCD9 Cause of action by Auditor of State

R.C. 117.34

Clarifies that when there is a cause of action set forth in any AOS report, the amount payable to the state is a final and certified claim upon submission to AGO.

Permits payment to be made under an existing process that allows a person's tax refund to be applied to a debt to the state.

**Fiscal effect: Streamlines the process for AGO to collect amounts due to the state.**

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**COMCD4 Real estate broker civil penalty**

**R.C. 4735.052**

Requires the Superintendent of Real Estate and Professional Licensing, if a real estate broker fails to pay a civil penalty that has been assessed for certain unlicensed or unregistered activity, to forward identifying information relating to the broker to the Attorney General.

**Fiscal effect: None.**

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## Executive

**DOHCD32 Prohibit sale of flavored tobacco products****R.C. 2927.02**

Prohibits any person from giving away, selling, or otherwise distributing a flavored tobacco product - a tobacco product, vapor product, or alternative nicotine product that conveys a taste or smell, other than the taste or smell of tobacco, that is recognizable to the consumer before or during consumption of the product.

Stipulates that a statement or claim by a manufacturer (or other authorized person) that a product has a taste or smell other than tobacco creates a presumption that the product is a flavored tobacco product.

Requires the ODH Director to impose a fine not less than \$500 for a first violation, \$750 for a second violation within 60 months, and \$1,000 for subsequent violations within 60 months.

Establishes the Flavored Tobacco Product Enforcement Fund and requires fines to be deposited to the Fund and used to reimburse ODH for the costs of enforcing the prohibition on selling flavored tobacco products.

Allows the ODH Director to refer repeat violators (three or more times within 60 months) to the Attorney General for prosecution, including injunctive relief.

Stipulates that selling flavored tobacco products may be grounds for denying, refusing to renew, or revoking state or local food, liquor, tobacco, or other business licenses.

Provides that, if an employee of a tobacco retailer sells flavored tobacco products at the retailer's place of business, the employee's violation is considered a violation by the tobacco retailer.

**Fiscal effect: ODH will realize enforcement costs; however, the established fines may offset some costs.**