

# Ohio Legislative Service Commission

Legislative Budget Office    Office of Research and Drafting

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## Comparison Document

House Bill 110—134th General Assembly

Main Operating Budget Bill  
(FY 2022-FY 2023)

As Introduced  
In House Finance  
(LSC 134 0001-3)

April 13, 2021

## **Introduction**

The Comparison Document provides brief descriptions and fiscal estimates of the provisions that make up the executive recommended version and subsequent versions of the biennial main operating budget bill of the 134th General Assembly, House Bill 110. The document is arranged in alphabetical order by state agency. It also includes three nonagency items for which appropriations are made: Employee Benefits Fund (PAY), Pension Subsidies (PEN), and Revenue Distribution Funds (RDF) as well as sections for Local Government Provisions (LOC) and the Southern Ohio Agricultural and Community Development Foundation (SOA). A Table of Contents follows this Introduction. Two indices are located at the end of the document. The first index gives the page number of each particular item within the sections; the second index lists cross-references by agency.

Generally within an agency's section, items that involve Revised Code changes come first, followed by items that involve uncodified (i.e., temporary) law provisions. The sections for the Department of Education and the Department of Taxation are first arranged by general topic area. If an item affects more than one agency, it is described under one of the affected agencies, rather than all of the agencies. However, the other agencies are listed in the cross-reference index at the end of the document. This index lists, for each agency, all entries that affect the agency but are not included in that agency's section as well as the page numbers for these entries. A reader who is interested in all provisions affecting a certain agency should consult the cross-reference index in addition to the agency's section.

Each item is assigned a unique identification number. This number begins with the three-letter agency code used in the state's accounting system followed by a comparison document reference ("CD") and a number (TAXCD15, for example). A reader who wants to track an item across several versions of the Comparison Document may find the identification number useful.

The Comparison Document does not include appropriation amounts for the agencies. Please see the Appropriation Spreadsheet for that information. For a complete discussion of the statutory changes in the bill, please see the Bill Analysis for H.B. 110.

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Executive

In House Finance

**ADJCD1 National Guard Benefits**

**Section: 205.20**

(1) Requires GRF appropriation item 745407, National Guard Benefits, to be used to pay reimbursement of active duty members for life insurance premiums (R.C. 5919.31), death benefits where an active duty member dies while performing active duty (R.C. 5919.33), and administrative costs of the associated programs.

(2) Permits the Adjutant General, if necessary in order to pay benefits pursuant to R.C. 5919.31 and 5919.33 in a timely manner, to request the Director of Budget and Management transfer appropriation from any appropriation item used by the Adjutant General to GRF appropriation item 745407, National Guard Benefits. Allows the Adjutant General to seek Controlling Board approval to restore the appropriation in any appropriation item for which such a transfer was made.

(3) Requires, for active duty members of the National Guard who died after October 7, 2001, while performing active duty, the death benefit being paid pursuant to R.C. 5919.33 be paid to the beneficiary or beneficiaries designated on the member's Servicemembers' Group Life Insurance Policy.

**Section: 205.20**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

**ADJCD2 Ohio Cyber Reserve**

**Section: 205.20**

Requires GRF appropriation item 745503, Ohio Cyber Reserve, to be used to support the administration of the Ohio Cyber Reserve to educate and protect all levels of state government, critical infrastructure, and the citizens from cyberattacks and incidences under R.C. 5922.01, 5922.02, and 5922.08.

**Section: 205.20**

Same as the Executive.

**Executive**

**In House Finance**

**ADJCD3 Ohio Cyber Range**

**Section: 205.20**

- (1) Requires GRF appropriation item 745504, Ohio Cyber Range, to be used to provide cyber training and education to K-12 students, higher education students, members of the Ohio National Guard, federal employees, and state and local government employees, and providing for emergency preparedness exercises and training.
- (2) Requires the Adjutant General's Department, in conjunction and collaboration with the departments of Administrative Services, Public Safety, Higher Education, and Education, to establish and maintain a cyber range, and permits the Adjutant General's Department to work with federal agencies to assist in accomplishing this objective.
- (3) Permits the state agencies identified in the above provision to procure any necessary goods and services including, but not limited to, contracted services, hardware, networking services, maintenance costs, and the training and management costs of a cyber range. Requires those state agencies to determine the amount of funds each agency will contribute from available funds and appropriations enacted in the bill in order to establish and maintain a cyber range.
- (4) Earmarks up to \$2,100,000 in each fiscal year from GRF appropriation item 745504, Ohio Cyber Range, to be used for the purpose of establishing and maintaining the cyber range.

**Section: 205.20**

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

**Executive**

**In House Finance**

**ADJCD4 State active duty**

**Section: 205.20**

Earmarks \$50,000 in each fiscal year from GRF appropriation item 745505, State Active Duty, for paying expenses related to state active duty of members of the Ohio organized militia, in accordance with a proclamation of the Governor.

**Section: 205.20**

Same as the Executive.

Executive

In House Finance

**DASCD34 State contracts - invalid terms and conditions**

**R.C. 9.27**

Prohibits a state contract for goods or services from including certain provisions that the state generally does not include in its contracts including (1) indemnification clauses, (2) binding arbitration, (3) mandatory venue clauses (other than Franklin County courts), (4) limited liability (to benefit the other party), (5) requiring legal representation other than the Attorney General, (6) automatic renewals obligating future state funds, (7) anything contrary to the Public Records Act, (8) limiting the state's recovery of cover cost for a replacement contractor, or (9) any term or condition unknown to the state at signing, that was not specifically negotiated with the state, that may be unilaterally changed by the other party, or that is electronically accepted by a state employee.

Specifies the above are ab initio (invalid from the outset), and the contract is otherwise enforceable and must be governed by and construed in accordance with Ohio law notwithstanding a term or condition to the contrary.

Specifies this provision does not apply to a contract in effect before the effective date of the section, or to the renewal or extension of a contract in effect before the effective date of the section

**Fiscal effect: Uncertain.**

**R.C. 9.27**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**DASCD29 DAS insurance program**

**R.C. 9.821, 9.822, 9.83, 2743.01, 2743.02, 2743.15, 2743.16, and 2743.19**

**R.C. 9.821, 9.822, 9.83, 2743.01, 2743.02, 2743.15, 2743.16, and 2743.19**

Declares the administration of the state's Risk Management Program to be a public duty for purposes of the Sovereign Immunity/Court of Claims Law.

Same as the Executive.

Authorizes the Office of Risk Management to administer a judicial liability program.

Same as the Executive.

Replaces the requirement that the state purchase fidelity bonds for state agents and employees with authority to self-insure itself and third parties against loss due to dishonest acts of state officers, employees, and agents.

Same as the Executive.

Requires public official bonds to be purchased when statutorily required.

Same as the Executive.

Expands the authority of the state and political subdivisions to insure against liability, from the losses attributable to the operation of specified vehicles during the course of official duties to any loss that occurs in the course of employment or official responsibilities.

Same as the Executive.

Specifies that recoveries against the state are to be reduced by other recoveries the claimant is entitled to, as opposed to just those other recoveries the claimant has received.

Same as the Executive.

Prohibits a claim against the state from being filed in the Court of Claims until the claimant has attempted to have the claim compromised by the Office of Risk Management or satisfied by the state's liability insurance.

Same as the Executive.

Specifies that the authority to commence an action against an officer or employee of the state does not affect the immunity

Same as the Executive.

Executive

In House Finance

provided to state officers or employees in law.

Requires an instrumentality of the state to notify the Office of Risk Management of any settlement or compromise made in a claim against the instrumentality for the purpose of reserving funds.

Same as the Executive.

Requires a copy of a settlement instrument to be forwarded to the Office of Risk Management for payment from the Risk Management Reserve Fund.

Same as the Executive.

Specifies that the authority of DAS to compromise claims does not extend to compromising claims on behalf of agency programs with direct settlement authority.

Same as the Executive.

Specifies that all compromises made by the Office of Risk Management are to be paid from the Risk Management Reserve Fund and the conditions of such payment.

Same as the Executive.

Specifies that information related to claims against the state is to be held in confidence, is not to be released, and is not subject to discovery or introduction in evidence in any federal or state civil action.

Same as the Executive.

Requires a copy of a judgement against the state to be forwarded to the Office of Risk Management for the judgement to be paid from the Risk Management Reserve Fund.

Same as the Executive.

Executive

In House Finance

Fiscal effect: Liability claims against the state under the self-insurance program are paid from the Risk Management Reserve Fund (Fund 1300). Expansion of the state's self-insurance liability program will likely result in increased expenditures from Fund 1300. However, allowing additional claims to be paid from this reserve may ease budgetary complications an insured entity may suffer in the event of having to pay a large settlement from otherwise appropriated funds. May somewhat reduce the volume of cases before the Court of Claims, thereby reducing the workload of the Court to adjudicate such cases and the Attorney General to defend the state in those cases. The magnitude of any decrease will depend on the number of cases resolved through the Office of Risk Management.

Fiscal effect: Same as the Executive.

DASCD33 Department of Administrative Services – disposition of land

R.C. 123.01

Authorizes the DAS to do all of the following: (1) grant perpetual easements to public utilities regulated by the Public Utilities Commission of Ohio, (2) dispose of state-owned real estate worth less than \$1 million with Controlling Board approval, and (3) correct legal descriptions or title defects, or release fractional interests in real property, as necessary to cure title clouds reflected in public records.

R.C. 123.01

Same as the Executive.

Fiscal effect: DAS may realize a slight reduction of administrative costs. DAS's real estate activities are primarily supported by the Building Management Fund (Fund 1320) and the General Services Fund (Fund 1170).

Fiscal effect: Same as the Executive.

Executive

In House Finance

**DASCD30 Deeds conveying and records showing ownership of state land**

**R.C. 123.02, 155.011, 1503.03, 1546.06, 4141.131, 5119.43, 5301.13, 5301.14, 5301.15, 5301.18, 5301.21, 5501.331, Repealed 117.49 and 117.50**

Transfers responsibility to prepare deeds for the conveyance of state land from the Auditor of State to the Director of Administrative Services. Transfers the responsibility to keep documents showing the state's interest in real estate, other than public lands and highway rights-of-way, and to maintain a recording system open for public inspection, from the Auditor of State to the Director of Administrative Services.

**Fiscal effect: Minimal.**

**R.C. 123.02, 155.011, 1503.03, 1546.06, 4141.131, 5119.43, 5301.13, 5301.14, 5301.15, 5301.18, 5301.21, 5501.331, Repealed 117.49 and 117.50**

Same as the Executive.

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

**DASCD1 Parental and caregiver leave**

**R.C. 124.136, 124.1312**

Allows certain state employees to be eligible, on the delivery of a stillborn child, for paid parental leave of absence and parental leave benefits established in continuing law.

Includes, for paid parental leave eligibility purposes, persons employed in state positions for which the authority to determine compensation is given by law to another individual or entity.

Increases the current law adoption expenses benefit an employee may choose to receive in lieu of paid parental leave from \$2,000 to \$5,000.

Allows foster caregivers and kinship caregivers, as defined in continuing law, to be eligible for up to five days of caregiver leave with full pay in a calendar year on placement of a child with the caregiver.

**R.C. 124.136, 124.1312**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**Fiscal effect: These changes are likely to result in an increase in expenditures from the Parental Leave Benefit Fund (Fund 8110) which is supported by an assessment on state agencies' gross payroll.**

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

**DASCD39 Cooperative purchasing with other government entities**

**R.C. 125.02**

Clarifies that the Department of Administrative Services can join existing cooperative purchasing contracts of other state agencies with their own purchasing authority, those of other states, and the U.S. government, rather than only enter into such cooperative purchasing contracts as an original party.

**R.C. 125.02**

Same as the Executive.

**Fiscal effect: None.**

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

**DASCD40 Buy U.S. and Ohio preference for personal protective equipment**

No provision.

**R.C. 125.035, 125.05**

Requires state agencies to give preference to U.S. and Ohio products through the "competitive sealed bid process" when the cost of purchasing personal protective equipment that is used to minimize workplace injuries and illness is less than \$50,000. (The same process is generally required for state agency purchases greater than \$50,000 under continuing law.)

**Fiscal effect: Minimal.**

**DASCD35 Ohio preference scoring in state purchases**

**R.C. 125.09**

Expands the types of purchases that under state purchasing law are eligible for an Ohio preference in scoring to include purchases through the competitive sealed proposal and reverse auction processes, in addition to purchases through the competitive sealed bid process under current law.

**R.C. 125.09**

Same as the Executive.

Executive

In House Finance

**Fiscal effect: This change may result in additional procurement contracts between the state and Ohio based businesses or businesses with a significant economic presence in Ohio. It is unclear however, how, or if, this change would affect procurement costs overall.**

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

**DASCD37 Proceeds from disposition of state vehicles bought using GRF funding**

**R.C. 125.14, 125.832**

Allows proceeds from the disposition of state vehicles bought using GRF funding to be transferred from the Investment Recovery Fund (Fund 4270) to the Fleet Management Fund (1220).

**R.C. 125.14, 125.832**

Same as the Executive.

**Fiscal effect: Transferring the proceeds of vehicle sales to Fund 1220 could potentially allow DAS to lower rates charged to other state agencies for using the vehicle fleet overseen by DAS.**

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

**DASCD32 Office of Information Technology**

**R.C. 125.18**

Eliminates the authority, in current law, for the State Chief Information Officer to establish policies and standards for the acquisition of common information technology by state agencies and instead requires the State Chief Information Officer to coordinate with the Office of Procurement Services to establish policies and standards for state agency acquisition of information technology supplies and services.

**R.C. 125.18**

Same as the Executive.

**Fiscal effect: None.**

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

Executive

In House Finance

**DASCD2 DAS fleet management – definition of operating cost**

**R.C. 125.832**

Modifies the definition of "operating cost" that DAS uses in its formula for determining a state employee's eligibility to receive a state motor vehicle for business use to mean the maintenance cost of a motor vehicle per year divided by the number of miles an average motor vehicle is driven per year (instead of dividing annual maintenance cost by vehicle lifetime miles driven as under current law).

**Fiscal effect: Minimal.**

**R.C. 125.832**

Same as the Executive.

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

**DASCD28 Prescription Drug Transparency and Affordability Advisory Council**

**R.C. 125.95**

Specifies that the Director of Administrative Services is the chairperson of the existing Prescription Drug Transparency and Affordability Advisory Council. Eliminates the requirement that the Council meet quarterly and instead specifies that it meets at the call of the chairperson.

**Fiscal effect: None.**

**R.C. 125.95**

Same as the Executive.

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

**DASCD38 Public office employee database**

**R.C. 149.434**

Eliminates the requirement that a public office include the date of birth of all public officials and employees on the database or list that must be maintained by the public office.

**Fiscal effect: None.**

**R.C. 149.434**

Same as the Executive.

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

Executive

In House Finance

**DASCD3 Unemployment Insurance System Lease Rental Payments**

**Section: 207.20**

Requires GRF appropriation item 100412, Unemployment Insurance System Lease Rental Payments, to cover the financing costs for the acquisition, development, implementation, and integration of the Unemployment Insurance System.

**Section: 207.20**

Same as the Executive.

**DASCD4 EDCS Lease Rental Payments**

**Section: 207.20**

Requires GRF appropriation item 100413, EDCS Lease Rental Payments, to be used to cover the financing costs for the acquisition, development, implementation, and integration of the Enterprise Data Center Solutions (EDCS) initiative.

**Section: 207.20**

Same as the Executive.

**DASCD5 Multi-Agency Radio Communication System Lease Rental Payments**

**Section: 207.20**

Requires GRF appropriation item 100414, MARCS Lease Rental Payments, to cover the financing costs for the acquisition, development, implementation, and integration of the MultiAgency Radio Communication System (MARCS) upgrade.

**Section: 207.20**

Same as the Executive.

**DASCD6 Ohio Administrative Knowledge System Lease Rental Payments**

**Section: 207.20**

Requires GRF appropriation item 100415, OAKS Lease Rental Payments, to cover the financing costs for the acquisition, development, implementation, and integration of the Ohio Administrative Knowledge System (OAKS).

**Section: 207.20**

Same as the Executive.

Executive

In House Finance

**DASCD7 State Taxation Accounting and Revenue System Lease Rental Payments**

**Section: 207.20**

Requires GRF appropriation item 100416, STARS Lease Rental Payments, to cover the financing costs for the acquisition, development, implementation, and integration of the State Taxation Accounting and Revenue System (STARS).

**Section: 207.20**

Same as the Executive.

**DASCD8 Administrative Buildings Lease Rental Bond Payments**

**Section: 207.20**

Requires that GRF appropriation item 100447, Administrative Buildings Lease Rental Bond Payments, be used to make payments pursuant to leases and agreements entered into by the state. Specifies that the appropriations are the source of funds pledged for bond service charges on obligations issued pursuant to R.C.152. and R.C. 154.

**Section: 207.20**

Same as the Executive.

**DASCD10 Multi-Agency Radio Communication System debt service payments**

**Section: 207.20**

Requires the Director of Administrative Services, in consultation with the Multi-Agency Radio Communication System (MARCS) Steering Committee and the Director of Budget and Management, to determine the share of debt service payments attributable to spending for MARCS components that are not specific to any one agency and requires that these payments be charged to the Public Safety - Highway Purposes Fund (Fund 5TM0). Requires that these payments be calculated for MARCS capital disbursements made beginning July 1,1997.

**Section: 207.20**

Same as the Executive.

Requires the Director of Administrative Services, within thirty days of any payment made from GRF appropriation item 100447, Administrative Building Lease Rental Bond Payments, to certify

Same as the Executive.

Executive

In House Finance

to the Director of Budget and Management the share of debt service payments not attributable to any one agency, and allows the Director of Budget and Management to transfer such amounts to the GRF from Fund 5TMO.

**DASCD11 DAS - Building operating payments and Building Management Fund**

**Section: 207.20**

Permits appropriation item 130321, State Agency Support Services, to also be used to provide funding for the cost of property appraisals or building studies that DAS may be required to obtain for property that is being sold by the state or under consideration to be renovated or purchased by the state.

Earmarks \$25.0 million from appropriation item 130321, State Agency Support Services to be used by DAS in FY 2022 in coordination with the Department of Health, to support and or procure a comprehensive and integrated technology solution to align data systems and records and streamline timely data to improve and enhance disease reporting and healthcare delivery systems across the state.

Permits appropriation item 130321, State Agency Support Services, notwithstanding RC 125.28, to also be used to pay the operating expenses or other costs of state facilities maintained by DAS that are not billed to building tenants, or other costs associated with the Voinovich Center in Youngstown. Specifies that these expenses may include the costs for vacant space, space undergoing renovation, and the rent expense of tenants that are relocated because of building renovations. Allows DAS to process these payments through intrastate transfer voucher to the credit of the Building Management Fund (Fund 1320).

**Section: 207.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

Requires that, at least once per year, the portion of appropriation item 130321, State Agency Support Services, not used for the regular expenses of the appropriation item be processed by DAS through intrastate transfer voucher to the credit of the Building Improvement Fund (Fund 5KZ0).

Same as the Executive.

Specifies that the system is to be developed with input from the Departments of Mental Health and Addiction Services, Job and Family Services, Medicaid, and other state agencies, boards, and commissions to ensure cross-agency system integration.

Same as the Executive.

Allows the DAS Director, on July 1, 2022, or as soon as possible thereafter, to certify to the OBM Director an amount up to the unexpended, unencumbered balance in appropriation item 130321, State Agency Support Services, at the end of FY 2022. Reappropriates the certified amount for FY 2023.

Same as the Executive.

**DASCD12 Cash transfer from the MARCS Administration Fund to the GRF**

**Section: 207.20**

Allows the Director of Budget and Management, upon the request of the Director of Administrative Services, to transfer unobligated cash in the MARCS Administration Fund (Fund 5C20) to the GRF to reimburse the GRF for lease rental payments made on behalf of the MARCS upgrade.

**Section: 207.20**

Same as the Executive.

Executive

In House Finance

**DASCD13 Professional Development Fund**

**Section: 207.30**

Requires appropriation item 100610, Professional Development, to be used to make payments from the Professional Development Fund (Fund 5L70) under R.C.124.18, covering the cost of programs that provide professional development opportunities for exempt employees. Appropriates additional amounts for these purposes if the Director of Budget and Management determines it is necessary.

**Section: 207.30**

Same as the Executive.

**DASCD14 911 Program**

**Section: 207.30**

Requires appropriation item 100663, 911 Program, to be used by DAS to pay the administrative, marketing, and educational costs of the Statewide Emergency Services Internet Protocol Network program.

**Section: 207.30**

Same as the Executive.

**DASCD15 Employee Educational Development**

**Section: 207.30**

Requires that appropriation item 100619, Employee Educational Development, be used to make payments from the Employee Development Fund (Fund 5V60) to pay the costs of administering educational programs (generally tuition reimbursement) under existing collective bargaining agreements with District 1199 of the Health Care and Social Service Union, Service Employees International Union; State Council of Professional Educators; Ohio Education Association and National Education Association; the Fraternal Order of Police Ohio Labor Council, Unit 2; and the Ohio State Troopers Association, Units 1 and 15. Appropriates additional amounts for this purpose if determined they are necessary by the Director of Budget and Management.

**Section: 207.30**

Same as the Executive.

Executive

In House Finance

**DASCD16 General service charges**

**Section: 207.40**

Requires DAS to establish, with the approval of the Director of Budget and Management, charges for recovering the costs of administering the programs funded by the General Services Fund (Fund 1170) and the State Printing Fund (Fund 2100).

**Section: 207.40**

Same as the Executive.

**DASCD17 Collective bargaining arbitration expenses**

**Section: 207.40**

Allows DAS to seek reimbursement from state agencies for the actual costs and expenses that DAS incurs in the collective bargaining arbitration process. Requires the reimbursements to be processed through intrastate transfer vouchers and credited to the Collective Bargaining Fund (Fund 1280).

**Section: 207.40**

Same as the Executive.

**DASCD18 Consolidated IT Purchases**

**Section: 207.40**

Specifies that Fund 2290 appropriation item 100640, Consolidated IT Purchases, be used by DAS to make information technology purchases for the benefit of one or more government entities at a lower aggregate cost than each individual government entity could obtain than if they were making the purchase independently.

**Section: 207.40**

Same as the Executive.

**DASCD19 Investment Recovery Fund**

**Section: 207.40**

Allows cash balances in the Investment Recovery Fund (Fund 4270) to be used to support the operating expenses of the Federal Surplus Operating Program created in R.C 125.84 through 125.90.

**Section: 207.40**

Same as the Executive.

Executive

In House Finance

**DASCD20 Major IT purchases charges**

**Section: 207.40**

Allows the Director of Budget and Management, at the request of the Director of Administrative Services, to transfer up to the amount collected for statewide indirect costs attributable to debt service paid for the enterprise data center solutions project from the GRF to Major Information Technology Purchases Fund (Fund 4N60).

**Section: 207.40**

Same as the Executive.

**DASCD21 Professions Licensing System**

**Section: 207.40**

Requires Fund 5JQ0 appropriation item 100658, Ohio Professionals Licensing System, to be used to purchase the equipment, products, and services necessary to update and maintain an automated licensing system for the professional licensing boards.

Requires DAS to establish charges for recovering the costs of ongoing maintenance of the system that are not otherwise recovered under Section 125.18 of the Revised Code. Requires that the charges be billed to state agencies, boards, and commissions using the state's enterprise electronic licensing system and deposited via intrastate transfer vouchers to the credit of the Professions Licensing System Fund (Fund 5JQ0).

**Section: 207.40**

Same as the Executive.

Same as the Executive.

**DASCD22 Building Improvement Fund**

**Section: 207.45**

Requires that Fund 5KZ0 appropriation item 100659, Building Improvement, be used to make payments for major maintenance or improvements required in facilities maintained by DAS.

**Section: 207.45**

Same as the Executive.

Executive

In House Finance

Requires DAS to conduct or contract for regular assessments of these buildings and allows DAS to maintain a cash balance in the Building Improvement Fund (Fund 5KZ0) equal to the cost of the repairs and improvements that are recommended to occur within the next five years, except that the Director of DAS may request the Director of OBM to permit a cash transfer from Fund 5KZ0 to the Building Management Fund (Fund 1320) to pay costs of operating and maintaining the buildings that are not charged to tenants during the same fiscal year.

Same as the Executive.

Allows the Director of Administrative Services to request the Director of Budget and Management to transfer cash from Fund 1320 to Fund 5KZ0 in an amount equal to the initial transfer plus interest if the cash balance in Fund 1320 is determined to be sufficient.

Same as the Executive.

**DASCD23 Information Technology Development Fund and Innovate Ohio**

**Section: 207.45**

Establishes the Information Technology Development Fund (Fund 5LJ0). Specifies that Fund 5LJ0 appropriation item 100661, IT Development, be used by DAS to pay the costs of modernizing the state's information technology management and investment practices to a statewide methodology supporting development of enterprise solutions. Allows the appropriation item to be used to pay the costs of enterprise information technology initiatives affecting state agencies or their customers.

**Section: 207.45**

Same as the Executive.

Allows the Director of DAS, with approval from the Director of OBM, to charge state agencies an information technology development assessment based on state agencies' information technology expenditures or other methodology and to entities that are not state agencies to offset the cost of specific technology events or service. Requires the revenues from this

Same as the Executive.

**Executive**

**In House Finance**

assessment to be deposited into Fund 5LJ0.

Allows the Director of OBM, upon the request of the Director of Administrative Services, to transfer up to \$6.0 million cash in each fiscal year from the GRF to Fund 5LJ0 to support the operations of the Office of InnovateOhio.

Same as the Executive.

**DASCD24 State EEO Fund**

**Section: 207.45**

Requires the OBM Director, effective July 1, 2021, to cancel any existing encumbrances against appropriation item 100649, Equal Opportunity Division - Operating, and reestablish them against appropriation item 100622, Human Resources Division - Operating and appropriates the reestablished encumbered amount.

**Section: 207.45**

Same as the Executive.

Requires any business commenced but not completed under appropriation item 100649, Equal Opportunity Division - Operating by July 1, 2021, be completed under appropriation item 100622, Human Resources Division - Operating, in the same manner, and with the same effect as if completed with regard to appropriation item 100649, Equal Opportunity Division - Operating.

Same as the Executive.

Requires the OBM Director to transfer the amount of cash in the State EEO Fund (Fund 1880) that was received from agencies for actual expenditures deposited to the credit of Fund 1880 into the Human Resources Services Fund (Fund 1250). Requires the DAS Director, on July 1, 2021, or as soon as possible thereafter, to certify to the OBM Director the amount to be transferred.

Same as the Executive.

Executive

In House Finance

**DASCD25 Enterprise Applications**

**Section: 207.45**

Requires Enterprise Applications Fund (Fund 5PC0) appropriation item 100665, Enterprise Applications, to be used for the operation and management of information technology applications that support state agencies' objectives. Requires charges billed to benefiting agencies be deposited to the credit of Fund 5PC0.

**Section: 207.45**

Same as the Executive.

**DASCD26 Enterprise IT Strategy Implementation**

**Section: 207.50**

Requires the DAS Director to determine and implement strategies that benefit the enterprise by improving efficiency, reducing costs, or enhancing capacity of IT services. Allows such improvements and efficiencies to result in the consolidation and transfer of such services.

**Section: 207.50**

Same as the Executive.

Allows the DAS director to request the OBM Director to consolidate or transfer IT-specific budget authority between agencies or within an agency as necessary to implement enterprise IT cost containment strategies and related efficiencies.

Same as the Executive.

Allows the OBM Director to transfer appropriations, funds, and cash as needed to implement the proposed initiative if satisfied that the initiative is cost advantageous to the enterprise. Requires any new fund or additional appropriation to be approved by the Controlling Board.

Same as the Executive.

Allows the OBM Director and the DAS Director to transfer any employees, assets, and liabilities, including, but not limited to, records, contracts, and agreements in order to facilitate the improvements.

Same as the Executive.

Executive

In House Finance

**DASCD36 Transfer of employees from the Department of Health to the Department of Administrative Services**

**Section: 518.40**

Transfers, subject to the layoff provisions of R.C. Sections 124.321 to 124.328, employees identified as necessary to the operation of a central warehouse from the Department of Health to the Department of Administrative Services on July 1, 2021, or as soon as can be effectuated.

Allows the DAS Director to establish, change, and abolish positions of the Department of Health and assign, reassign, classify, reclassify, transfer, reduce, promote, or demote all employees of the Department of Health who are not subject to Chapter 4117 of the Revised Code.

Specifies that the authority granted the DAS Director includes assigning or reassigning exempt employees, as defined in R.C. Section 124.152, to a bargaining unit classification.

Specifies that actions taken by the Health Director or DAS Director under the bill are not subject to appeal to the State Personnel Board of Review.

Allows the OBM Director, on or after July 1, 2021, and notwithstanding and law to the contrary, to make budget changes made necessary by the aforementioned changes, including canceling encumbrances of the Department of Health and reestablishing them as encumbrances of DAS. Appropriates any reestablished encumbrances.

Requires the DAS Director to place an employee in the E-1 pay range that is to be assigned, reassigned, etc. to a lower classification, in Step X and specifies that the employee will not receive any increase in compensation until the maximum rate of pay for that classification exceeds the employee's compensation.

**Section: 518.40**

Same as the Executive.

**Executive**

**In House Finance**

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**Fiscal effect: The personnel and other related costs will be transferred from DOH to DAS.**

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

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Executive

In House Finance

**AGECD9 Training programs**

**R.C. 173.012**

Authorizes the Ohio Department of Aging (ODA) to develop and offer training programs to area agencies on aging, long-term care facilities and providers, and other interested parties.

**Fiscal effect: Potential increase in administrative costs if programs are established.**

**R.C. 173.012**

Same as the Executive.

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

**AGECD1 Provider certification**

**R.C. 173.39, 173.391-173.393**

Permits ODA to require non-Medicaid providers to be certified by ODA as a condition of payment under programs ODA administers.

Applies ODA's certification and payment provisions to providers of any services, not just community-based long-term care services, and, as a result, extends existing criminal records check requirements to the additional providers.

**Fiscal effect: ODA may realize an increase in certification costs. However, some of these costs might be offset if a fee were established.**

**R.C. 173.39, 173.391-173.393**

Same as the Executive.

Same as the Executive.

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

**AGECD2 Long-term care**

**Section: 209.20**

Permits, pursuant to an interagency agreement, the Ohio Department of Medicaid (ODM) to designate ODA to perform level of care assessments.

Requires ODA to provide long-term care consultations to assist individuals in planning for their long-term health care needs.

**Section: 209.20**

Same as the Executive.

Same as the Executive.

**Executive**

**In House Finance**

Requires ODA to administer the Medicaid waiver-funded PASSPORT Home Care Program, the Assisted Living Program, and PACE as delegated by ODM in an interagency agreement.

Same as the Executive.

**AGECD3 Performance-based reimbursement**

**Section: 209.20**

Permits ODA to design and utilize a payment method for PASSPORT Administrative Agencies (PAA) that includes a pay-for-performance incentive component that is earned by a PAA when defined consumer and policy outcomes are achieved.

**Section: 209.20**

Same as the Executive, but specifies that the performance-based reimbursement has the purpose of improving health outcomes among populations served by PAAs and requires the payment method to be adopted through rules in accordance with the Administrative Procedure Act.

No provision.

Requires ODA to submit a report outlining the payment method to the Joint Medicaid Oversight Committee prior to filing the proposed rule with the Joint Committee on Agency Rule Review.

**Fiscal effect: Potential impact on earnings received by PAAs depending on whether or not the pay-for-performance is utilized and outcomes are achieved.**

**Fiscal effect: Same as the Executive, but ODA will experience an increase in administrative costs related to submitting reports and promulgating rules.**

**AGECD4 MyCare Ohio**

**Section: 209.30**

Extends the authority of the Office of the State Long-Term Care Ombudsman to MyCare Ohio during the period of the federal financial alignment demonstration program.

**Section: 209.30**

Same as the Executive.

**Fiscal effect: Potential increase in administrative costs.**

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

Executive

In House Finance

**AGECD5 Senior Community Services**

**Section: 209.30**

Permits GRF appropriation item 490411, Senior Community Services, to be used for programs, services, and activities designated by ODA. Permits ODA to use these funds to provide grants to community organizations to support and expand older adult programing. Requires service priority to be given to low-income, high need persons and/or persons with a cognitive impairment who are 60 years of age or over.

**Section: 209.30**

Same as the Executive.

**AGECD6 National Senior Service Corps**

**Section: 209.30**

Permits GRF appropriation item 490506, National Senior Service Corps, to be used by ODA to fund grants to organizations that receive federal funds from the Corporation for National and Community Service to support the following: (1) the Foster Grandparents Program; (2) the Senior Companion Program; and (3) the Retired Senior Volunteer Program.

**Section: 209.30**

Same as the Executive.

Requires a grant recipient to use funds to support priorities established by ODA and the Ohio State Office of the Corporation for National and Community Service.

Same as the Executive.

Specifies that neither the ODA nor any area agencies on aging involved in the distribution of funds to lower-tiered grant recipients may use funds to cover administrative costs.

Same as the Executive.

Executive

In House Finance

**AGECD8 Statewide Aging Initiatives**

**Section: 209.30**

Earmarks up to \$5,000,000 in FY 2022 in GRF appropriation item 490507, Statewide Aging Initiatives, to be used in coordination with the Ohio Department of Health to incentivize quality improvement initiatives in or regarding long-term care facilities or to connect long-term care facilities with technical assistance programming.

No provision.

Allows the ODA Director to certify to the Director of Budget and Management, on July 1, 2022 or as soon as possible thereafter, the amount of the unexpended, unencumbered balance of item 490507 remaining at the end of FY 2022 to be reappropriated to FY 2023. Reappropriates the amount certified to the same item for FY 2023.

No provision

**AGECD7 Board of Executives of Long-Term Services and Supports**

**Section: 209.30**

Permits DPF Fund 5MT0 appropriation item 490627, Board of Executives of Long-Term Care Services and Supports, to be used to administer and enforce the Nursing Home Administration law and rules adopted under it.

**Section: 209.30**

Same as the Executive.

**AGECD10 At Home Technology Pilot Program**

No provision.

**Section: 209.40**

Requires ODA to operate an At Home Technology Pilot Program in FY 2022 and FY 2023 to provide grants for the utilization of remote monitoring technologies that assist older adults in staying in their homes, residential care facilities, or other community-based settings.

Executive

In House Finance

No provision.

Requires ODA to prepare a report to the General Assembly regarding the efficacy of the pilot program and outcomes regarding the health of individuals served by the pilot program.

No provision.

Requires DPF Fund 5XT0 appropriation item 490628, At Home Technology Pilot Program, to be used for the Pilot Program.

**Fiscal effect: The bill appropriates \$250,000 in each fiscal year in appropriation item 490628, At Home Technology Pilot Program.**

Executive

In House Finance

**AGRCD4 Disposition of Ohio Proud Program fees**

**R.C. 901.171**

Requires all fees assessed for participation in the Ohio Proud Program to be credited to the existing Ohio Proud, International, and Domestic Market Development Fund (Fund 4R00) rather than the GRF as under current law.

Authorizes AGR to sell merchandise that promotes the Ohio Proud Program, and requires the AGR Director to deposit proceeds from the merchandise sales into Fund 4R00.

**Fiscal effect: The first part of this provision does not have a fiscal effect since these fees are already deposited into Fund 4R00. The second part could lead to some gains in merchandise sales.**

**R.C. 901.171**

Same as the Executive.

Same as the Executive.

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

**AGRCD5 Pesticide product registration fee**

**R.C. 921.02**

Increases the annual fee for registering a pesticide with AGR from \$150 to \$250.

Specifies that, if AGR does not issue or renew the pesticide registration, it must retain the application fee as payment for the application's processing costs.

**Fiscal effect: Increases revenue deposited into the Pesticide, Fertilizer, and Lime Program Fund (Fund 6690). Estimated FY 2021 revenue from this fee is approximately \$2.3 million.**

No provision.

No provision.

Executive

In House Finance

**AGRCD2 Weighing and measuring device permit fee increase**

**R.C. 1327.501**

Increases, from \$75 to \$100, the fee a person must pay to AGR if the person applies for an annual permit to operate the following six types of commercially used weighing and measuring devices: (1) livestock scales, (2) vehicle scales, (3) railway scales, (4) vehicle tank meters, (5) bulk rack meters, and (6) LPG meters.

Correspondingly, increases the annual permit renewal fee for these devices by the same amount, from \$75 to \$100.

**Fiscal effect: Increases revenue deposited into the Metrology and Scale Certification Fund (Fund 5H20). Estimated revenue in FY 2021 from these fees are approximately \$550,000.**

No provision

No provision.

**AGRCD3 Farmers market registration**

**R.C. 3717.221, 3717.22**

Eliminates the voluntary registration of farmers markets with AGR and the corresponding inspection of registered farmers markets by AGR. (Local boards of health will continue to inspect farmers markets under the law governing retail food establishments and food service operations.)

**Fiscal effect: Reduces expenditures for AGR's Division of Food Safety to inspect farmers markets. In CY 2019, the Division conducted 34 inspections. The Division is funded by GRF line item 700407, Food Safety, and DPF Fund 4P70 line item 700610, Food Safety Inspection.**

**R.C. 3717.221, 3717.22**

Same as the Executive.

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

Executive

In House Finance

**AGRCD1 Wine tax revenue credited to the Ohio Grape Industries Fund**

**R.C. 4301.43**

Makes permanent the 2¢ per-gallon earmark of wine tax revenue that is credited to the Ohio Grape Industries Fund (Fund 4960), which is used to support and promote the Ohio grape and wine industry. (Currently, the earmark expires on June 30, 2021).

**Fiscal effect: Fund 4960 received approximately \$1.2 million from wine tax proceeds in FY 2020. Receipts from the wine tax are otherwise credited to the GRF. In contrast to prior budgets which have extended this provision every two years, this provision makes the 2¢ per-gallon earmark permanent.**

**R.C. 4301.43**

Same as the Executive.

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

**AGRCD6 Farmland Preservation**

**Section: 211.20**

Earmarks \$7.0 million in FY 2022 from GRF appropriation item 700409, Farmland Preservation, to be used to (1) purchase agricultural easements under R.C. 5301.691 (A), and (2) provide matching grants under R.C. 901.22 to municipal corporations, counties, townships, soil and water conservation districts, and certain charitable organizations for the purchase of agriculture easements.

No provision.

**AGRCD7 Soil and Water Phosphorous Program**

**Section: 211.20**

Requires AGR to establish programs to assist in reducing total phosphorous and dissolved reactive phosphorus in the Western Lake Erie Basin and give priority to sub watersheds determined to be the highest in total phosphorus and dissolved reactive phosphorus nutrient loading.

**Section: 211.20**

Same as the Executive.

Executive

In House Finance

Requires that GRF appropriation item 700417, Soil and Water Phosphorus Program, be used to support these programs established by AGR which may include but not be limited to the following: (1) equipment for subsurface placement of nutrients into the soil, (2) equipment for nutrient placement based on geographic information system data, (3) soil testing, (4) implementation of variable rate technology, (5) equipment implementing manure transformation and manure conversion technologies, (6) tributary monitoring, (7) water management and edge-of-field drainage management, and (8) an agricultural phosphorus reduction revolving loan program.

Same as the Executive.

Requires that not more than 40% of GRF appropriation item 700417, Soil and Water Phosphorus Program, be used for any single activity.

Same as the Executive.

**AGRCD8 Dangerous and Restricted Wild Animals**

**Section: 211.20**

Requires that GRF appropriation item 700426, Dangerous and Restricted Animals, be used to administer the Dangerous and Restricted Wild Animal Permitting Program.

**Section: 211.20**

Same as the Executive.

**AGRCD9 County Agricultural Societies**

**Section: 211.20**

Requires that GRF appropriation item 700501, County Agricultural Societies, be used to reimburse county and independent agricultural societies for expenses related to Junior Fair activities.

**Section: 211.20**

Same as the Executive.

Executive

In House Finance

**AGRCD10 Western Lake Erie Basin**

**Section: 211.20**

Earmarks \$350,000 in each fiscal year from GRF appropriation item 700509, Soil and Water District Support, to be used by AGR for a program to support soil and water conservation districts in the Western Lake Erie Basin to comply with provisions of Sub. S.B. 1 of the 131st G.A. Specifies that a soil and water district's application for funding must demonstrate that the money will be used for but not limited to providing technical assistance, developing nutrient or manure management plans, hiring and training staff on best conservation practices, or other activities that assist farmers in the Western Lake Erie Basin comply with S.B. 1 of the 131st G.A.

**Section: 211.20**

Same as the Executive.

Earmarks \$3,500,000 in each fiscal year from GRF appropriation item 700509, Soil and Water District Support, to be used to support county soil and water conservation districts in the Western Lake Erie Basin for (1) staffing costs and (2) soil testing and nutrient management plan development, including manure transformation and manure conversion technologies, enhanced filter strips, water management, and other conservation support.

Same as the Executive.

**AGRCD11 Soil and Water Districts**

**Section: 211.20**

Allows AGR, in addition to state payments to soil and water conservation districts authorized by RC 940.15, to use DPF Fund 5BV0 appropriation item 700661, Soil and Water Districts, to pay any soil and water conservation district an annual amount not to exceed \$40,000 upon receipt of request and justification from the district and approval by the Ohio Soil and Water Conservation Commission.

**Section: 211.20**

Same as the Executive.

Executive

In House Finance

**AGRCD15 Coronavirus Relief - Local Fairs**

**Section: 211.20**

Requires DPF Fund 5CV1 appropriation item 700672, Coronavirus Relief - Local Fairs, to be used to support safety in connection with the Ohio State Fair in FY 2022.

**Section: 211.20**

Same as the Executive.

**AGRCD16 Meat Processing Investment Program**

No provision.

**Section: 211.20**

Requires that DPF Fund 5XS0 appropriation item 700675, Meat Processing Investment Program, be used to make grants to meat processing plants for facility improvements and capacity expansion, including but not limited to equipment purchases or upgrades, training, and process improvements.

**AGRCD12 H2Ohio Fund**

**Section: 211.20**

Allows the AGR Director, on July 1, 2022, or as soon as possible thereafter, to certify to the OBM Director an amount up to the unexpended, unencumbered balance of appropriation item, 700670, H2Ohio, at the end of FY 2022 to be reappropriated to the same appropriation item for FY 2023. Reappropriates the certified amount.

**Section: 211.20**

Same as the Executive, but subjects the reappropriation to Controlling Board approval.

No provision.

Permits the OBM Director, upon written request of the AGR Director and subject to the approval of the Controlling Board, to increase appropriations under appropriation item 700670, H2Ohio, by \$10,000,000 in FY 2022 and FY 2023 and appropriates the increased amounts approved by the Controlling Board.

Executive

In House Finance

**AGRCD13 Clean Ohio Agricultural Easement Operating Expenses**

**Section: 211.20**

Requires CLF Fund 7057 appropriation item 700632, Clean Ohio Agricultural Easement Operating, to be used to administer the Clean Ohio Agricultural Easement Purchase Program under RC 901.21, 901.22, and 5301.67 to 5301.70.

**Section: 211.20**

Same as the Executive.

**AGRCD14 Cash Transfer to Auctioneers Fund**

**Section: 211.20**

Allows the OBM Director, on or before December 31, 2021 and upon the request of the AGR Director, to transfer up to \$300,000 from the Auction Recovery Fund (Fund 5U10) to the Auctioneer Fund (Fund 5B80).

**Section: 211.20**

Same as the Executive, but requires Controlling Board approval before cash is transferred from Fund 5U10 to Fund 5B80.

**Executive**

**In House Finance**

**AIRCD1 Authority Trust Account**

**Section: 213.20**

Allows the Air Quality Development Authority to reimburse the trust account established under section 3706.10 of the Revised Code, by voucher, from all operating funds of the Authority for expenses pertaining to the administration and shared costs incurred by the Authority in the execution of responsibilities as prescribed in Chapter 3706. of the Revised Code.

**Section: 213.20**

Same as the Executive.

Executive

In House Finance

**ARTCD1 Federal Support**

**Section: 217.10**

Requires that FED Fund 3140 appropriation item 370601, Federal Support, be used for subsidies only, and not for administrative costs, unless required under conditions of the federal grant.

**Section: 217.10**

Same as the Executive.

Executive

In House Finance

**AGOCD25 Attorney General's special counsel**

No provision.

**R.C. 109.08**

Permits the Attorney General to adopt rules under the Administrative Procedure Act as necessary to implement the law governing the Attorney General's special counsel to collect claims.

**Fiscal effect: None.**

**AGOCD20 Ohio Peace Officer Training Academy**

**R.C. 109.79, 109.802 (repealed), 2981.13, 3772.01**

(1) Removes the Law Enforcement Assistance Fund (Fund 5L50) and the Peace Officer Training Commission Fund (Fund 5MP0) from the Revised Code.

(2) Expands the functions and purposes of the Ohio Law Enforcement Training Fund (Fund 5LR0) to include those formerly associated with Fund 5MP0. Removes the specification that Fund 5LR0 be used for "additional" training opportunities for the law enforcement community.

(3) Codifies the Peace Officer Training Academy Fee Fund (Fund 4210). Specifies that the fund is in the state treasury, tuition paid by a political subdivision or by the State Public Defender must be deposited in the fund, and the Attorney General must use money in the fund to pay costs associated with operation of the Academy.

(4) Clarifies that the Ohio Peace Officer Training Commission must recommend rules to the Attorney General with respect to categories or classifications of additional, rather than advanced, in-service training programs for peace officers.

**Fiscal effect: None.**

**R.C. 109.79, 109.802 (repealed), 2981.13, 3772.01**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

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

Executive

In House Finance

**AG OCD26 Collection of amounts due to the state, an institution of higher education, or a political subdivision**

No provision.

**R.C. 131.02**

Permits the Attorney General to adopt rules to aid the implementation of the law governing the collection of debts, including a rule shortening the time after which the Attorney General may cancel a debt deemed uncollectible, from 40 years under current law.

**Fiscal effect: Potential cost savings for the Attorney General's Collections Enforcement Section.**

**AG OCD29 Foreclosure sale reports to the Attorney General**

(1) No provision.

**R.C. 2329.312**

(1) Specifies that the reports submitted to the Attorney General by officers conducting residential property foreclosure sales must contain information of whether the officer met certain deadlines related to sale procedures.

(2) No provision.

(2) Replaces the requirement that the Attorney General establish and maintain a public database of information included in foreclosure sale reports with a requirement that the information be made publicly available.

(3) No provision.

(3) Makes technical changes.

**Fiscal effect: Potential minimal increase in administrative costs for levying officers, generally sheriffs, to comply with modified reporting requirements. Appears to codify current practice for the Attorney General.**

Executive

In House Finance

**AGOCD19 Collecting debts from lottery and casino winnings**

**R.C. 3770.073, 3772.37, 5701.11**

- (1) Reduces from \$5,000 to \$600 the threshold at which the State Lottery Commission must withhold from lottery winnings any amounts a lottery winner owes to the state or a political subdivision.
- (2) Requires the Attorney General to develop and implement a real time data match program and make it available to each casino operator and management company to identify winners who owe amounts to the state or a political subdivision.
- (3) Requires a casino operator or management company to use the data match program before disbursing any casino winnings that exceed \$600 and withhold any amounts a winner owes to the state or a political subdivision.
- (4) Requires the casino operator or management company to remit payment to the Department of Job and Family Services for any past due child or spousal support, as required under current law, before remitting the remainder to the Attorney General to pay other government debts.
- (5) Requires the casino operator or management company to transmit to the Attorney General, within seven days, any amount withheld and not disbursed to the Department of Job and Family Services for any past due child or spousal support.
- (6) Permits the Attorney General, in consultation with the Casino Control Commission, to adopt rules under the Administrative Procedure Act for implementation of the provisions related to the withholding of casino winnings.
- (7) Requires, if the casino winner owes the state and a political subdivision, that the amount owed to the state must be satisfied

**R.C. 3770.073, 3772.37, 5701.11**

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

Executive

In House Finance

first, except that any personal liabilities for corporate tax debts have first priority.

**Fiscal effect: Potential minimal costs for the state. Potential increase in the amount of debt collected for the state and political subdivisions.**

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

**AGOCD1 Ohio Center for the Future of Forensic Science**

**Section: 221.20**

Earmarks \$600,000 in each fiscal year from GRF appropriation item 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.

**Section: 221.20**

Same as the Executive.

**AGOCD2 Domestic violence programs**

**Section: 221.20**

Earmarks \$100,000 in each fiscal year from GRF appropriation item 055321, Operating Expenses, to fund domestic violence programs as defined in R.C. 109.46.

**Section: 221.20**

Same as the Executive.

**AGOCD3 Narcotics task forces**

**Section: 221.20**

Earmarks up to \$500,000 in each fiscal year from GRF appropriation item 055321, Operating Expenses, to support narcotics task forces funded by the Attorney General.

**Section: 221.20**

Same as the Executive.

**Executive**

**In House Finance**

**AGOCD4 BCIRS Lease Rental Payments**

**Section: 221.20**

Requires GRF appropriation item 055406, BCIRS Lease Rental Payments, be used for payments during the period from July 1, 2021, through June 30, 2023, 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.

**Section: 221.20**

Same as the Executive.

**AGOCD5 County Sheriffs' Pay Supplement**

**Section: 221.20**

(1) Requires GRF appropriation item 055411, County Sheriffs' Pay Supplement, be used to supplement the annual compensation of county sheriffs as required by R.C. 325.06.

(2) Permits the Director of Budget and Management, at the request of the Attorney General, to transfer appropriation from GRF appropriation item 055321, Operating Expenses, to GRF appropriation item 055411 to fund the supplemental annual compensation of county sheriffs.

**Section: 221.20**

(1) Same as the Executive.

(2) Same as the Executive.

**AGOCD6 County Prosecutors' Pay Supplement**

**Section: 221.20**

(1) Requires GRF appropriation item 055415, County Prosecutors' Pay Supplement, be used to supplement the annual compensation of certain county prosecutors as required by R.C. 325.111.

(2) Permits the Director of Budget and Management, at the request of the Attorney General, to transfer appropriation from GRF appropriation item 055321, Operating Expenses, to GRF appropriation item 055415 to fund the supplemental annual

**Section: 221.20**

(1) Same as the Executive.

(2) Same as the Executive.

Executive

In House Finance

compensation of county prosecutors.

**AGOCD7 Drug Testing Equipment**

**Section: 221.20**

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

**Section: 221.20**

Same as the Executive.

**AGOCD28 Rapid DNA Pilot Project**

No provision.

**Section: 221.20**

Requires GRF appropriation item 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.

**AGOCD8 Ohio Internet Crimes Against Children Task Force**

**Section: 221.20**

Requires GRF appropriation item 055434, ICAC Task Force, be used by the Attorney General in support of the Ohio Internet Crimes Against Children Task Force for the purposes described in R.C. 195.02.

**Section: 221.20**

Same as the Executive.

**AGOCD9 Battered women's shelters**

**Section: 221.30**

(1) Earmarks \$50,000 in each fiscal year from GRF appropriation item 055501, Rape Crisis Centers, 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.

(1) No provision (see AGOCD12).

Executive

In House Finance

(2) Earmarks \$50,000 in each fiscal year from GRF appropriation item 055501, Rape Crisis Centers, to be distributed to the Battered Women's Shelter of Portage County.

(2) No provision (see AGOCD12).

**AGOCD21 Finding my Childhood Again pilot program**

**Section: 221.30**

Earmarks \$300,000 in each fiscal year from GRF appropriation item 055501, Rape Crisis Centers, 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."

No provision (see AGOCD12).

**AGOCD10 Drug Abuse Response Team Grants**

**Section: 221.30**

(1) Requires the Attorney General 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.

**Section: 221.30**

(1) Same as the Executive.

(2) Requires GRF appropriation item 055431, Drug Abuse Response Team Grants, be used by the Attorney General to fund grants to law enforcement or other government agencies primarily for the purpose noted in provision (1) above.

(2) Same as the Executive.

(3) 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

(3) Same as the Executive.

Executive

In House Finance

Representatives, the Minority Leader of the Senate, and the Minority Leader of the House of Representatives.

**AGOCD11 School Safety Training Grants**

**Section: 221.30**

(1) Requires GRF appropriation item 055502, School Safety Training Grants, be used by the Attorney General, in consultation with the Superintendent of Public Instruction and the Director of Mental Health and Addiction Services, 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.

(2) Specifies that use of the grant includes: (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.

(3) 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.

(4) Defines "public school" as any school operated by a school district board of education, any community school established under R.C. Chapter 3314., and any STEM school established

**Section: 221.30**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

Executive

In House Finance

under R.C. Chapter 3326.

**AGOCD12 Domestic Violence Programs**

**Section: 221.30**

Requires GRF appropriation item 055504, Domestic Violence Programs, be used by the Attorney General to fund domestic violence programs as defined in R.C. 109.46.

(1) No provision.

(2) No provision.

(3) No provision.

(4) No provision.

**Section: 221.30**

Same as the Executive, but makes the following earmarks:

(1) \$25,000 in FY 2022 for grants to Ohio domestic violence groups to purchase travel vouchers, ridesharing credits, and gas cards for eligible clients. Requires the Attorney General to adopt any rules necessary for the administration of the grant program.

(2) \$50,000 in each fiscal year 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. (see AGOCD9).

(3) \$50,000 in each fiscal year to be distributed to the Battered Women's Shelter of Portage County. (see AGOCD9).

(4) \$300,000 in each fiscal year 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." (see AGOCD21).

**AGOCD27 Pike County Capital Case**

No provision.

**Section: 221.30**

Reappropriates the unexpended, unencumbered balance of GRF appropriation item 055505, Pike County Capital Case, at the end of FY 2021 to FY 2022 for the same purpose.

Executive

In House Finance

**AGOCD13 Workers' Compensation Section**

**Section: 221.30**

(1) Permits the Workers' Compensation Fund (Fund 1950) to receive quarterly payments from the Bureau of Workers' Compensation and the Ohio Industrial Commission to fund legal services provided by the Attorney General to those two state agencies.

(2) Requires the Bureau of Workers' Compensation to transfer quarterly payments for the support of the Attorney General's Workers' Compensation Fraud Unit.

(3) Requires that the amounts of these quarterly payments be mutually agreed upon by the Attorney General, the Bureau of Workers' Compensation, and the Ohio Industrial Commission.

**Section: 221.30**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

**AGOCD14 General Holding Account**

**Section: 221.30**

Requires that HLD Fund R004 appropriation item 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 the Attorney General. Appropriates additional amounts if it is determined that they are necessary for this purpose.

**Section: 221.30**

Same as the Executive.

**Executive**

**In House Finance**

**AGOCD15 Antitrust Settlements**

**Section: 221.30**

Requires that HLD Fund R005 appropriation item 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 the Attorney General. Appropriates additional amounts if it is determined that they are necessary for this purpose.

**Section: 221.30**

Same as the Executive.

**AGOCD16 Consumer Frauds**

**Section: 221.30**

Requires that HLD Fund R018 appropriation item 055630, Consumer Frauds, be used for distribution of money from court-ordered judgments against sellers in actions brought by the Attorney General under R.C. 1334.08, 4549.48 and 1345.07 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.

**Section: 221.30**

Same as the Executive.

**AGOCD17 Organized Crime Commission Distributions**

**Section: 221.30**

Requires that HLD Fund R042 appropriation item 055601, Organized Crime Commission Distributions, be used by the Organized Crime Investigations Commission, as provided by R.C. 177.011, 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.

**Section: 221.30**

Same as the Executive.

Executive

In House Finance

**AGOCD18 Collection Payment Redistribution**

**Section: 221.30**

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

**Section: 221.30**

Same as the Executive.

Executive

In House Finance

AUDCD10 Compliance with terms of state economic development awards

	<b>R.C. 117.55, 125.112</b>
No provision.	Transfers to the Auditor of State, from the Attorney General under current law, the duty to determine if an entity is in compliance with the terms and conditions of a state award for economic development.
No provision.	Requires the Department of Development (DEV), not later than 30 days after the end of the state fiscal year, to send the Auditor of State a list of state awards for economic development.
No provision.	Requires the Auditor of State to review each award and determine if an entity is in compliance with the terms and conditions of the award received by that entity and publish a report of its review within 90 days after receiving the list of awards from DEV.
No provision.	Requires the Auditor of State to report to the Attorney General that an award recipient is not in compliance with a performance metric specified in the terms and conditions of the award.
No provision.	Modifies the Attorney General's authority to pursue remedies and recoveries, available under current law, against and from a non-compliant entity by permitting, rather than requiring such actions, when the Attorney General determines appropriate and to the extent of the non-compliance.
No provision.	Requires, if the Auditor of State is authorized to conduct an audit of an entity that has received an award, that the audit be conducted in accordance with the Auditor of State law.
	<b>Fiscal effect: The administrative costs for determine an entity's compliance with terms and conditions of state economic development incentives will shift from Attorney General to the Auditor of State.</b>

Executive

In House Finance

**AUDCD1 Audit Management and Services**

**Section: 223.20**

Specifies that GRF appropriation item 070401, Audit Management and Services, be used to support the Auditor of State's costs that are not recovered through charges to local governments and state agencies, which are deposited into the Public Audit Expense - Intrastate Fund (Fund 1090), including costs that cannot be recovered from audit clients under federal indirect cost allocation guidelines.

**Section: 223.20**

Same as the Executive.

**AUDCD2 Performance Audits**

**Section: 223.20**

Specifies that GRF appropriation item 070402, Performance Audits, be used to support costs for providing performance audits for local governments, school districts, state agencies, and colleges and universities that are not recovered through charges to those entities, including costs that cannot be recovered from audit clients under federal indirect cost allocation guidelines.

**Section: 223.20**

Same as the Executive.

**AUDCD3 Local Government Audit Support**

**Section: 223.20**

Specifies that GRF appropriation item 070412, Local Government Audit Support, be used pursuant to RC 117.13 to support the Auditor of State's costs that are not recovered through charges to local governments and state entities, which are deposited into the Public Audit Expense - Local Government Fund (Fund 4220), including costs that cannot be recovered from audit clients under federal indirect cost allocation guidelines.

**Section: 223.20**

Same as the Executive.

**Executive**

**In House Finance**

**AUDCD4 Local Government Audit Support Fund**

**Section: 223.20**

Specifies that DPF appropriation item 070611, Local Government Audit Support Fund, be used pursuant to RC 117.131 to offset the costs of audits that would otherwise be charged to local public offices in the absence of the fund.

**Section: 223.20**

Same as the Executive.

**Executive**

**In House Finance**

**ETCCD1 Statehouse News Bureau**

**Section: 281.20**

Requires that GRF appropriation item 935401, Statehouse News Bureau, be used solely to support the operation of the Ohio Statehouse News Bureau.

**Section: 281.20**

Same as the Executive.

**ETCCD2 Ohio Government Telecommunications Services**

**Section: 281.20**

Requires that GRF appropriation item 935402, Ohio Government Telecommunications Services, be used solely to support the operations of Ohio Government Telecommunications Services, which include providing multimedia support to the state government and its affiliated organizations and broadcasting the activities of the legislative, judicial, and executive branches of government.

**Section: 281.20**

Same as the Executive.

**ETCCD3 Content Development, Acquisition, and Distribution**

**Section: 281.20**

Requires that GRF appropriation item 935410, Content Development, Acquisition, and Distribution, be used for the development, acquisition, and distribution of information resources by public media and radio reading services and for educational use in the classroom and online. Makes the following earmarks:

(1) Up to \$794,977 in each fiscal year to be allocated equally among Ohio's educational television stations for the production of interactive instructional programming, which must be targeted to the needs of the one-third lowest capacity school districts as determined by the state share index calculated by the Department of Education.

**Section: 281.20**

Same as the Executive.

(1) Same as the Executive, but increases the earmark to up to \$964,496 in each fiscal year.

**Executive**

**In House Finance**

(2) Up to \$2,194,471 in each fiscal year to support the operations of Ohio's qualified public educational television stations and radio stations. Requires these funds to be distributed pursuant to an allocation formula used by the former Ohio Educational Telecommunications Network Commission unless a substitute formula is developed by BEMC in consultation with Ohio's qualified public educational television stations and radio stations

(2) Same as the Executive, but increases the earmark to up to \$2,650,261 in each fiscal year.

(3) Up to \$232,552 in each fiscal year to support the operations of Ohio's qualified radio reading services. Requires these funds to be distributed pursuant to an allocation formula used by the former Ohio Educational Telecommunications Network Commission unless a substitute formula is developed by BEMC in consultation with Ohio's qualified radio reading services.

(3) Same as the Executive, but increases the earmark to up to \$294,474 in each fiscal year.

Executive

In House Finance

**OBMCD9 OBM oversight over certain fund allocations**

**R.C. 121.08, 121.084, 169.05, 901.91, 1121.30, 1181.06, 1321.21, 1707.37, 1733.321, 3701.831, 3737.71, 3745.014, 4735.211, 4763.15**

Eliminates the Director of Budget and Management's oversight regarding internal agency fund assessments and allocations for the following funds: Division of Administration Fund, Unclaimed Funds Trust Fund, Division of Securities Fund, Industrial Compliance Operating Fund, Division of Real Estate Operating Fund, Real Estate Appraiser Operating Fund, State Fire Marshal's Fund, Banks Fund, Consumer Finance Fund, Credit Unions Fund, and Financial Institutions Fund (all administered by the Department of Commerce); the Department of Agriculture's operating funds; the Department of Health's operating funds; and the Environmental Protection Agency's Central Support Indirect Fund.

**Fiscal effect: None.**

**R.C. 121.08, 121.084, 169.05, 901.91, 1121.30, 1181.06, 1321.21, 1707.37, 1733.321, 3701.831, 3737.71, 3745.014, 4735.211, 4763.15**

Same as the Executive.

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

**OBMCD6 Void income tax refund warrants**

**R.C. 126.37**

Reduces the amount of time by which the Director of Budget and Management must void any aged warrant that draws on the state treasury for income tax refunds from two years to 90 days, which is consistent with the time for voiding all other warrants drawn from the state treasury.

**Fiscal effect: Nominally increases GRF cash balance on behalf of taxpayers that do not cash their income tax refund checks between 91 days and two years after the warrant is issued.**

**R.C. 126.37**

Same as the Executive.

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

Executive

In House Finance

**OBMCD8 Budget Stabilization Fund investment earnings**

**R.C. 131.43**

Requires investment earnings of the Budget Stabilization Fund to be credited to the Fund.

**Fiscal effect: Diverts tens of millions of dollars otherwise credited to the GRF to instead be credited to the Budget Stabilization Fund (Fund 7013). Over the past three years, the Fund 7013 balance yielded \$40.4 million (FY 2020), \$54.5 million (FY 2019), and \$26.3 million (FY 2018) of investment earnings to the GRF. In the upcoming fiscal biennium, investment earnings may be lower given the interest rate environment. Fund 7013 had a balance of \$2.69 billion at the close of the three previous fiscal years, FY 2018-FY 2020. If this balance is reduced in FY 2021 or years thereafter, the corresponding investment earnings will also decrease.**

**R.C. 131.43**

Same as the Executive.

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

**OBMCD10 Audit costs**

**Section: 229.20**

Requires all costs associated with single audit schedules or financial statements prepared in conformance with generally accepted accounting principles for the state to be paid from ISA Fund 1050 appropriation item 042603, Financial Management.

Requires costs associated with the audit of the Auditor of State to be paid from GRF appropriation item 042321, Operating Expenses.

**Section: 229.20**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**OBMCD11 Shared services center**

**Section: 229.20**

Requires GRF appropriation item 042321, Operating Expenses, and ISA item 042620, Shared Services Operating, to be used by the Director of OBM to support the Shared Services program pursuant to division (D) of section 126.21 of the Revised Code.

Requires the Director of OBM to 1) include the recovery of costs to operate the Shared Services program in the accounting and budgeting services payroll rate and through direct charges billed to agencies for services rendered using a methodology determined by the Director of OBM and 2) deposit cost recovery revenues into ISA Fund 1050.

**Section: 229.20**

Same as the Executive.

Same as the Executive.

**OBMCD12 Internal audit**

**Section: 229.20**

Requires the Director of OBM to include the recovery of costs to operate the Internal Audit Program in the accounting and budgeting services payroll rate billed to agencies using a methodology determined by the Director of OBM. Requires such cost recovery revenues to be deposited into Fund 1050.

**Section: 229.20**

Same as the Executive.

## Executive

## In House Finance

**OBMCD13 Forgery recovery****Section: 229.20**

Requires Fund 5EH0 appropriation item 042604, Forgery Recovery, to be used to reissue warrants that have been certified as forgeries by the rightful recipient as determined by the Bureau of Criminal Identification and Investigation and the Treasurer of State. Requires the Director of OBM to reissue a state warrant upon receipt of funds to cover the reissuance of the warrant. Appropriates any additional amounts needed to reissue warrants backed by receipt of funds.

**Section: 229.20**

Same as the Executive.

**OBMCD14 Personal service expenditures****Section: 503.10**

Requires any appropriation from which personal service expenses are paid to bear the employer's share of various costs, unless otherwise prohibited by law. Requires that these costs be determined in conformity with the appropriate sections of law and paid in accordance with procedures specified by OBM. Permits expenditures from appropriation item 070601, Public Audit Expense - Intra-State, to be exempted from this requirement.

**Section: 503.10**

Same as the Executive.

**OBMCD15 Satisfaction of judgements and settlements against the state****Section: 503.20**

Permits the use of certain appropriations to satisfy judgments, settlements, and administrative awards ordered or approved by the Court of Claims or by any other court of competent jurisdiction in connection with civil actions against the state.

**Section: 503.20**

Same as the Executive.

## Executive

## In House Finance

**OBMCD16 Capital project settlements****Section: 503.30**

Specifies an additional and supplemental procedure to provide for payments of judgments and settlements if the Director of OBM determines that sufficient unencumbered moneys do not exist in the particular appropriation to pay the amount of a final judgment rendered against the state or a state agency, including the settlement of a claim approved by a court, in an action upon and arising out of a contractual obligation for the construction or improvement of a capital facility if the costs under the contract were payable in whole or in part from a state capital projects appropriation.

**Section: 503.30**

Same as the Executive.

**OBMCD17 Re-issuance of voided warrants****Section: 503.40**

Provides funds for the reissuance of voided warrants under R.C. 126.37, when approved by OBM.

**Section: 503.40**

Same as the Executive.

**OBMCD18 Reappropriation of unexpended unencumbered balances of operating appropriations****Section: 503.50**

Reappropriates on July 1 of the following fiscal year an unexpended balance of an operating appropriation or reappropriation that a state agency lawfully encumbered prior to the close of a fiscal year from the fund from which it was originally appropriated or reappropriated for various time periods based on the type of encumbrance.

**Section: 503.50**

Same as the Executive.

Requires any operating appropriations for which unexpended balances are reappropriated for an encumbrance for an item of special order manufacture not available on state contract or in the open market to be reported to the Controlling Board by the

Same as the Executive.

Executive

In House Finance

Director of OBM by December 31 each year. Requires the report on each such item to include the item, the cost of the item, and the name of the vendor. Requires the report to be updated on a quarterly basis for encumbrances remaining open.

Specifies that a reappropriation made pursuant to this provision lapses upon the expiration of the reappropriation time periods referenced in this section and requires the Director of OBM to cancel the encumbrance of the unexpended reappropriation no later than the end of the weekend following the expiration of the reappropriation period.

Specifies that if the Controlling Board approved a purchase, that approval remains in effect so long as the appropriation used to make that purchase remains encumbered.

Same as the Executive.

Same as the Executive.

**OBMCD19 Correction of accounting errors**

**Section: 503.60**

Permits the Director of OBM to correct accounting errors committed by OBM staff, such as reestablishing encumbrances or appropriations cancelled in error during the cancellation of operating encumbrances in November and of nonoperating encumbrances in December.

Permits the Director of OBM to correct accounting errors committed by the staff of a state agency or state institution of higher education, such as reestablishing prior year nonoperating encumbrances canceled or modified in error. Appropriates the reestablished encumbrance amounts.

**Section: 503.60**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**OBMCD20 Temporary revenue holding**

**Section: 503.70**

Permits the Director of OBM to create funds in the state treasury for the purpose of temporarily holding revenue required to be credited to a fund in the state treasury, whose disposition is not immediately known at the time of receipt. Requires the Director to credit the revenue to the appropriate fund in the state treasury, once it is identified.

Permits the Director of OBM to create funds in the state treasury, upon certification by the head of a state agency, on behalf of a state agency when the agency is required by law to detain funds in escrow. Permits the Director to transfer cash between funds in the state treasury to satisfy escrow requirements.

**Section: 503.70**

Same as the Executive.

Same as the Executive.

**OBMCD21 Appropriations related to cash transfers and re-establishment of encumbrances**

**Section: 503.80**

Appropriates any cash transferred by the Director of OBM under R.C. 126.15 (for the purpose of making adjustments to capital or operating budgets) and any amounts necessary to re-establish appropriations or encumbrances under that section.

**Section: 503.80**

Same as the Executive.

## Executive

## In House Finance

**OBMCD22 Transfers of Third Frontier appropriations****Section: 503.90**

Permits the Director of OBM to transfer appropriations between the Third Frontier Research and Development Fund (Fund 7011) and the Third Frontier Research and Development Taxable Bond Fund (Fund 7014) as necessary to maintain the exclusion from the calculation of gross income for federal income taxation purposes. Authorizes the Director of OBM to create new appropriation items within Fund 7014 and make transfers of appropriations to Fund 7014 for projects that were originally funded in Fund 7011.

**Section: 503.90**

Same as the Executive.

**OBMCD23 Income tax distribution to counties****Section: 503.100**

Appropriates from the GRF sufficient funds to make income tax distribution payments to counties required by R.C. 5747.03(B)(2).

**Section: 503.100**

Same as the Executive.

**OBMCD24 Expenditures and appropriation increases approved by the Controlling Board****Section: 503.110**

Appropriates for the period ending June 30, 2023, any money that the Controlling Board approves for expenditure or any appropriation increase approved by the Controlling Board.

**Section: 503.110**

Same as the Executive.

**OBMCD25 Funds received for use of governor's residence****Section: 503.120**

Appropriates to appropriation item 100604, Governor's Residence Gift, any amount received by the Governor's Residence Fund (Fund 4H20) for use of the residence pursuant to R.C. 107.40.

**Section: 503.120**

Same as the Executive.

Executive

In House Finance

**OBMCD26 General obligation debt service payments**

**Section: 504.10**

Specifies that certain appropriations of the main operating budget are for the purpose of paying debt service and financing costs on general obligation bonds or notes of the state. Appropriates additional amounts to fully fund those costs if additional amounts are necessary.

**Section: 504.10**

Same as the Executive.

**OBMCD27 Lease rental payments for debt service**

**Section: 504.20**

Specifies that certain appropriations of the bill are for the purpose of making lease rental payments pursuant to leases and agreements relating to bonds, notes, or other obligations of the state. Appropriates additional amounts to fully fund those costs if additional amounts are necessary.

**Section: 504.20**

Same as the Executive.

**OBMCD28 Authorization for Treasurer of State and OBM to effectuate certain debt service payments**

**Section: 504.30**

Requires OBM to process payments from general obligation and lease rental payment appropriation items during the FY 2022-FY 2023 biennium relating to bonds, notes, or other obligations of the state. Requires payments to be made upon certification by the Treasurer of State of the dates and the amounts due on those dates.

**Section: 504.30**

Same as the Executive.

## Executive

## In House Finance

**OBMCD29 Arbitrage rebate authorization****Section: 505.10**

Appropriates, from the funds designated by or pursuant to the applicable proceedings authorizing the issuance of state obligations, amounts computed at the time to represent the portion of investment income to be rebated or amounts in lieu of or in addition to any rebate amount to be paid to the federal government in order to maintain the exclusion from gross income for federal income tax purposes of interest on those state obligations under section 148(f) of the Internal Revenue Code. Requires OBM to approve and voucher rebate payments.

**Section: 505.10**

Same as the Executive.

**OBMCD30 Statewide indirect cost recovery****Section: 505.20**

Appropriates from available receipts amounts required for statewide indirect costs when the Director of OBM has determined that an appropriation made to a state agency for this purpose is insufficient.

**Section: 505.20**

Same as the Executive.

**OBMCD31 Transfers on behalf of the statewide indirect cost allocation plan****Section: 505.30**

Prohibits total transfers made from the GRF by the Director of OBM under these provisions from exceeding the amounts transferred into the GRF for the purpose of recovering statewide indirect costs under R.C. 126.12.

**Section: 505.30**

Same as the Executive.

Allows an agency director to certify to the Director of OBM the amount of expenses not allowed to be included in the Statewide Indirect Cost Allocation Plan (SWICAP) under federal regulations, from any fund included in the SWICAP, prepared as required by R.C. 126.12.

Same as the Executive.

**Executive**

**In House Finance**

Permits the Director of OBM, upon determining that no alternative source of funding is available to pay for such expenses, to transfer funds from the GRF to the fund for which the certification is made up to the amount of the certification. Requires the director of an agency receiving such funds to include a request for funding for such activities from an alternative source as part of the next budget submission.

Same as the Executive.

Allows the director of an agency to certify to the Director of OBM the amount of expenses paid in error from a fund included in the SWICAP. Allows the Director of OBM to transfer cash from the fund from which the expenditure should have been made into the fund from which the expenses were erroneously paid, up to the amount of the certification.

Same as the Executive.

Allows the director of an agency to certify to the Director of OBM the amount of expenses or revenues not allowed to be included in the SWICAP under federal regulations, for any fund included in the SWICAP, for which the federal government requires payment. Appropriates from the available receipts of such a fund, up to the amount of the certification, the amount required by the federal government if the Director of OBM determines that an appropriation made to a state agency is insufficient to make the payment.

Same as the Executive.

**OBMCD32 Federal government interest requirements**

**Section: 505.40**

Authorizes the Director of OBM to designate the funds that are to retain their own interest earnings in order to reduce the payment of adjustments to the federal government, as determined by the Statewide Indirect Cost Allocation Plan prepared pursuant to R.C. 126.12(A).

**Section: 505.40**

Same as the Executive.

## Executive

## In House Finance

**OBMCD33 Federal Cash Management Improvement Act****Section: 505.50**

Allows the Director of OBM to cancel and reestablish all or part of encumbrances in like amounts within the funds identified by the plan required to be prepared under R.C. 131.36 for compliance with the Federal Cash Management Improvement Act. Appropriates the amounts necessary to reestablish all or part of the encumbrances.

**Section: 505.50**

Same as the Executive.

**OBMCD34 Interest earnings for federal funds****Section: 505.60**

Authorizes the Director of OBM to designate any fund in the state treasury that receives federal revenue to be credited with investment earnings to comply with federal law, notwithstanding R.C. 113.09.

**Section: 505.60**

Same as the Executive.

**OBMCD35 Transfers to the GRF of interest earned****Section: 509.10**

Authorizes the Director of OBM 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.

**Section: 509.10**

Same as the Executive.

**OBMCD36 Cash transfers to the General Revenue Fund from non-GRF funds****Section: 509.20**

Permits the Director of OBM to transfer up to \$200 million cash during the FY 2022-FY 2023 biennium from non-GRF funds that are not constitutionally restricted to the GRF.

**Section: 509.20**

Same as the Executive.

Executive

In House Finance

**OBMCD37 Medical marijuana control program repayments**

**Section: 509.50**

Requires the Director of Commerce and the Executive Director of the Board of Pharmacy to consult with the Director of OBM to determine a repayment schedule for the FY 2022-FY 2023 biennium to fully repay transfers on behalf of each agency from the Emergency Purposes/Contingency Fund (Fund 5KM0) to the Medicaid Marijuana Control Program Fund (Fund 5YS0). Specifies that such repayments are to be credited to the GRF.

**Section: 509.50**

Same as the Executive.

**OBMCD38 General Revenue Fund transfer to Tourism Ohio Fund**

**Section: 512.10**

Authorizes the Director of OBM, on July 1, 2021 or as soon as possible thereafter, to transfer up to \$20,000,000 cash from the GRF to the Tourism Ohio Fund (Fund 5MJ0).

**Section: 512.10**

Same as the Executive.

**OBMCD42 GRF transfer to Statewide Treatment and Prevention Fund (Fund 4750)**

**Section: 512.20**

Authorizes the Director of OBM, in each fiscal year, to transfer up to \$5,000,000 cash from the GRF to the Statewide Treatment and Prevention Fund (Fund 4750).

**Section: 512.20**

Same as the Executive.

**OBMCD44 GRF transfer to Statewide Community Police Relations Fund (Fund 5RS0)**

**Section: 512.30**

Authorizes the Director of OBM, in FY 2023, to transfer up to \$1,150,000 cash from the GRF to the Statewide Community Police Relations Fund (Fund 5RS0).

**Section: 512.30**

Same as the Executive.

## Executive

## In House Finance

**OBMCD43 GRF transfer to Targeted Addiction Program Fund (Fund 5TZ0)****Section: 512.40**

Authorizes the Director of OBM, in each fiscal year, to transfer up to \$23,750,000 cash from the GRF to the Targeted Addiction Program Fund (Fund 5TZ0).

**Section: 512.40**

Same as the Executive, but increases the transfer amount to \$24,000,000 in each fiscal year.

**OBMCD45 GRF transfer to Student Wellness and Success Fund (Fund 5VS0)****Section: 512.70**

Authorizes the Director of OBM to transfer up to \$500,000,000 cash in FY 2022 and up to \$600,000,000 cash in FY 2023 from the GRF to the Student Wellness and Success Fund (Fund 5VS0).

**Section: 512.70**

Same as the Executive.

**OBMCD46 GRF transfer to At Home Technology Pilot Fund**

No provision.

**Section: 512.80**

Requires the Director of OBM, on July 1 of each fiscal year, to transfer \$250,000 cash from the GRF to the At Home Technology Pilot Fund (Fund 5TX0).

**OBMCD48 GRF transfer to Ohio Commission for the U.S. Semiquincentennial Fund**

No provision.

**Section: 512.90**

Requires the Director of OBM, on July 1, 2021, or as soon as possible thereafter, to transfer \$400,000 cash from the GRF to the Ohio Commission for the U.S. Semiquincentennial Fund (Fund 5XV0).

## Executive

## In House Finance

**OBMCD49 GRF transfer to Meat Processing Investment Program Fund**

No provision.

**Section: 512.100**

Creates the Meat Processing Investment Program Fund (Fund 5XS0) in the state treasury and requires the Director of OBM, on July 1, 2021, or as soon as possible thereafter, to transfer \$10,000,000 cash from the GRF to Fund 5XS0.

**OBMCD39 Fiscal year 2021 General Revenue Fund ending balance****Section: 513.10**

Requires the Director of OBM to determine the GRF surplus revenue that existed on June 30, 2021, and transfer cash, up to the actual surplus revenue amount, from the GRF as follows:

- (1) No provision;
- (2) No provision;
- (3) No provision;
- (4) No provision.
- (5) Up to \$25,000,000 to the Emergency Purposes Fund (Fund 5KM0);
- (6) Up to \$25,000,000 to the Disaster Services Fund (Fund 5E20);
- (7) Up to \$16,300,000 to the Tobacco Use Prevention Fund (Fund 5BX0);

**Section: 513.10**

Same as the Executive, but makes the following changes to the transfers:

- (1) Up to \$1,200,000,000 to the Health and Human Services Fund (Fund 5SA4);
- (2) Up to \$190,000,000 to the Ohio Residential Broadband Expansion Grant Program Fund (Fund 5XU0);
- (3) Up to \$155,000,000 to the Investing in Ohio Fund (Fund 5XM0);
- (4) Up to \$132,000,000 to the H2Ohio Fund (Fund 6H20).
- (5) Same as the Executive;
- (6) Same as the Executive.
- (7) Same as the Executive;

## Executive

## In House Finance

(8) Up to \$16,000,000 to the Ohio Governor Imagination Library Fund (Fund 5JV0);

Requires that the remaining amount of the surplus revenue remain in the GRF.

(8) Same as the Executive;

Same as the Executive.

**OBMCD47 FY 2022 GRF ending balance**

No provision.

**Section: 513.20**

Provides that the remaining balance in the GRF as of June 30, 2022 must remain in the GRF, notwithstanding section 131.44 of the Revised Code.

**OBMCD40 Utility Radiological Safety Board assessments**

**Section: 514.10**

Specifies the maximum amounts, unless the agency and nuclear electric utility mutually agree to a higher amount by contract, that may be assessed against nuclear electric utilities under RC 4937.05 (B) (2) and deposited into the following funds:

\$101,130 in each of FY 2022 and FY 2023 to the Utility Radiological Safety Fund (Fund 4E40) used by the Department of Agriculture;

\$1,300,000 in each of FY 2022 and FY 2023 to the Radiation Emergency Response Fund (Fund 6100) used by the Department of Health;

\$325,370 in FY 2022 and \$332,287 in FY 2023 to the ER Radiological Safety Fund (Fund 6440) used by the Environmental Protection Agency; and

\$1,368,624 in FY 2022 and \$1,378,304 in FY 2023 to the Emergency Response Plan Fund (Fund 6570) used by the Department of Public Safety.

**Section: 514.10**

Same as the Executive.

Executive

In House Finance

**OBMCD41 Cash transfers and abolishment of funds**

**Section: 516.10**

For purposes of abolishing various funds that are no longer needed, authorizes the Director of OBM to carry out necessary accounting procedures, including transferring the remaining cash balances from the funds that are to be abolished, canceling existing encumbrances, and reestablishing those encumbrances against appropriate funds.

Lists the funds to be abolished, including funds used by: the Attorney General's Office, the Department of Natural Resources, the Department of Public Safety, the Department of Education, and the Department of Medicaid.

**Section: 516.10**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**CSRCD1 Personal Services**

**Section: 231.10**

Permits the Executive Director of the Board to certify to the Director of Budget and Management an amount up to the unexpended, unencumbered balance of GRF appropriation item 874100, Personal Services, at the end of FY 2021 and FY 2022 to be reappropriated to FY 2022 and FY 2023, respectively, and appropriates those amounts.

**Section: 231.10**

Same as the Executive.

**CSRCD2 Maintenance and Equipment**

**Section: 231.10**

Permits the Executive Director of the Board to certify to the Director of Budget and Management an amount up to the unexpended, unencumbered balance of GRF appropriation item 874320, Maintenance and Equipment, at the end of FY 2021 and FY 2022 to be reappropriated to FY 2022 and FY 2023, respectively, and appropriates those amounts.

**Section: 231.10**

Same as the Executive.

**CSRCD3 Underground Parking Garage Fund**

**Section: 231.10**

Permits the Underground Parking Garage Fund (Fund 2080) to be used for personnel and operating costs related to the operations of the Statehouse and the Statehouse Underground Parking Garage.

**Section: 231.10**

Same as the Executive.

Executive

In House Finance

**CSRCD4 House and Senate parking reimbursement**

**Section: 231.10**

Requires the Director of Budget and Management to transfer \$500,000 in each fiscal year from the GRF to the Underground Parking Garage Fund (Fund 2080) for the reimbursement of legislative parking costs.

**Section: 231.10**

Same as the Executive.

Executive

In House Finance

**COMCD19 Holder of unclaimed funds held harmless**

**R.C. 169.07, Section 701.30**

Holds harmless the holder of unclaimed funds upon delivery of the funds to the COM Director so long as the holder acted in good faith and in compliance with the Unclaimed Funds Law.

No provision.

Imposes a 14-days-after-service-of-process timeframe on the requirement that the holder notify the Director of any proceedings instituted against the holder.

No provision.

Absolves the state of liability it may otherwise have beyond the value of the unclaimed funds delivered to the Director if the holder fails to timely give such notice.

No provision.

Permits the Director to take any action the Director considers necessary or expedient to protect the interests of the state, including permitting, rather than requiring as under current law, the Director to intervene and assume the defense of the proceedings described above.

No provision.

Requires the Director to reimburse the holder for the amount paid to the Director by the holder if the Director does not intervene and judgment is entered against the holder.

No provision.

Provides that no person has a claim for any change in the market value of unclaimed funds occurring after delivery to the state or after sale of such property by the state.

No provision.

States that the amendment to the provisions of the Unclaimed Funds Law holding a holder harmless following delivery of unclaimed funds to the state is intended to clarify that the Director is not required to hold the holder harmless or intervene on behalf of a holder if the holder failed to act in good faith or in compliance with the Unclaimed Funds Law.

No provision.

Executive

In House Finance

**Fiscal effect: Potential reduction in defense costs incurred by COM.**

**COMCD14 Unclaimed funds finder agreements**

**R.C. 169.13**

Prohibits a person from receiving compensation for, or engaging in any activity for the purpose of, recovering unclaimed funds or the contents of a safe deposit box without first having entered into an agreement with the owner or owner's legal representative that complies with the Unclaimed Funds Law.

No provision.

**Fiscal effect: None.**

**COMCD16 Unclaimed funds small estate affidavit**

**R.C. 169.18**

Creates an affidavit to allow the heirs or next of kin of a decedent to claim the decedent's unclaimed funds without requiring letters testamentary or letters of administration to be issued upon the estate.

No provision.

**Fiscal effect: Potentially could increase the number of claims filed under the Unclaimed Funds Law, and most likely affects smaller claims. Claims are paid from DPF Fund 5430 appropriation item 800625, Unclaimed Funds – Claims.**

**COMCD18 Residential Mortgage Lending Act fee increase**

**R.C. 1322.09, 1322.10, 1322.20, 1322.21**

Increases from \$500 to \$750 the initial registration and renewal fee for mortgage brokers, lenders, and servicers for each office maintained by the registrant. Increases from \$100 to \$150 the late fee for renewal for each registered office maintained by a mortgage broker, lender, and servicer.

**R.C. 1322.09, 1322.10, 1322.20, 1322.21**

Same as the Executive, but reduces the increase in initial registration and renewal fees to \$700.

Executive

In House Finance

Increases from \$150 to \$250 the initial license and renewal fee for mortgage loan originators. Increases from \$100 to \$150 the late renewal fee for mortgage loan originators.

Same as the Executive, but reduces the increase in initial license and renewal fees to \$200.

Authorizes the Superintendent of Financial Institutions to charge an additional assessment for renewal fees for mortgage brokers, lenders, servicers, and mortgage loan originators if the amount billed under the statute are less than the estimated expenditures for the following fiscal year.

No provision.

**Fiscal effect: Increases revenue deposited into the Consumer Finance Fund (Fund 5530). The estimated gain is \$1.9 million annually.**

**Fiscal effect: Same as the Executive, except with a smaller gain in revenue for Fund 5530.**

**COMCD5 Ohio Investor Recovery Fund**

**R.C. 1707.47, 1707.471, and Section 243.30**

**R.C. 1707.47, 1707.471, and Section 243.30**

Establishes the Ohio Investor Recovery Fund (Fund 5XK0) for victims of securities fraud that have not received restitution from the person that committed the violation pursuant to a final order issued by COM's Division of Securities or a final court order in civil or criminal proceeding initiated by the Division.

Same as the Executive.

Requires the Division to adopt rules necessary to administer Fund 5XK0, including rules governing the processes for both of the following: (1) reviewing applications for restitution assistance awards, and (2) suspending awards or making a prorated payment of awards when the fund balance approaches or reaches a balance below \$250,000.

Same as the Executive.

Requires Fund 5XK0 to consist of cash transfers from the Division of Securities Fund (Fund 5500) and limits the cash transfers to not more than \$2.5 million in any fiscal year. Specifies the maximum award from Fund 5XK0 for each claimant is the lesser of \$25,000 or 25% of the amount of monetary injury suffered by

Same as the Executive.

Executive

In House Finance

the victim as specified in the final order.

Subrogates the state to the rights of a person awarded restitution assistance from Fund 5XK0.

Same as the Executive.

Allows the OBM Director, upon request of the COM Director and with Controlling Board approval, to transfer \$2.5 million in both FY 2022 and FY 2023 from Fund 5500 to Fund 5XK0.

Same as the Executive.

**Fiscal effect: Reduces the cash balance in Fund 5500.**

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

**COMCD4 Elder financial exploitation**

**R.C. 1707.49**

**R.C. 1707.49**

Requires an employee of a securities dealer or investment adviser to report suspected financial exploitation of an account holder (age 60 or older or eligible to receive adult protective services) using the employer's protocols and permits the securities dealer or investment advisor to place a hold on any transaction impacted by the suspected exploitation.

Same as the Executive.

Defines financial exploitation as either (1) the wrongful or unauthorized taking, withholding, directing, appropriation, or use of money, assets, or property of an eligible adult, or (2) any act or omission by a person, including the use of a power of attorney or guardianship of an eligible adult, to do certain activities.

Same as the Executive.

Requires a securities dealer or investment adviser to report any transactional hold placed to COM's Division of Securities and the county department of job and family services.

Same as the Executive.

Provides a qualified immunity to a person who in good faith makes a report or places a transactional hold.

Same as the Executive.

Considers records made available to a state agency under these provisions to be "investigatory records" and requires records

Same as the Executive.

Executive

In House Finance

relating to reports and transactional holds to be held for five years.

**Fiscal effect: None.**

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

**COMCD9 Plumbing inspector certification**

**R.C. 3703.01, conforming change in R.C. 3703.03**

Removes certification of plumbing inspectors from COM's Division of Industrial Compliance's responsibility and authority but retains the Board of Building Standard's plumbing inspector certification.

**R.C. 3703.01, conforming change in R.C. 3703.03**

Same as the Executive.

Eliminates prohibitions on boards of health that do not employ certified plumbing inspectors from inspecting plumbing or collecting fees for inspecting plumbing and contracting with other boards of health to inspect plumbing on their behalf.

Same as the Executive.

**Fiscal effect: Eliminating the double certification for some plumbing inspectors will reduce revenue deposited into the Industrial Compliance Operating Fund (Fund 5560). The certification fee is \$100 for the initial certification and \$60 for the renewal certification.**

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

**COMCD3 Sale of second-hand bedding and toys**

**R.C. 3713.02**

Requires any person or entity wishing to sell second-hand bedding or used toys to register with the Superintendent of Industrial Compliance within COM.

**R.C. 3713.02**

Same as the Executive.

**Fiscal effect: None. According to COM, this is a technical change. The registration fee (\$50) is deposited into the Industrial Compliance Operating Fund (Fund 5560).**

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

Executive

In House Finance

**COMCD12 Small Government Fire Department Services Revolving Loan Fund**

**R.C. 3737.17, Section 243.30**

Permits the OBM Director, after certification of the COM Director, to transfer funds from the State Fire Marshal Fund (Fund 5460) to the Small Government Fire Department Services Revolving Loan Fund (Fund 5F10), if additional resources are needed.

Specifies that certified amount cannot exceed the amount appropriated to the program for the biennium period for which the certification is made.

Allows the OBM Director, upon the request of the COM Director and Controlling Board approval, to transfer up to \$600,000 in cash from Fund 5460 to Fund 5F10 during the biennium.

**Fiscal effect: H.B. 110 appropriates \$600,000 in both FY 2022 and FY 2023 under Fund 5F10 appropriation item 800635, Small Government Fire Departments.**

**R.C. 3737.17, Section 243.30**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

**COMCD11 Self-service gas stations**

**R.C. 3741.14**

Requires self-service gas stations to comply with the most recent version of National Fire Protection Association Standard Number 30A, as incorporated into the State Fire Code, instead of the outdated version 30A-1990 cited in current law.

**Fiscal effect: None.**

**R.C. 3741.14**

Same as the Executive.

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

Executive

In House Finance

**COMCD10 Building inspection fee adoption**

**R.C. 3791.07**

Transfers the authority to establish fees for inspections carried out by the Division of Industrial Compliance from the Board of Building Standards to the Superintendent of Industrial Compliance.

**Fiscal effect: Uncertain.**

**R.C. 3791.07**

Same as the Executive.

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

**COMCD13 Fire investigation**

**R.C. 3929.87**

Specifies that when conducting an arson investigation as required by law, the State Fire Marshal or other authorized person must do so "to the extent practicable and in a manner consistent with accepted standards of investigation."

**Fiscal effect: None.**

**R.C. 3929.87**

Same as the Executive.

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

**COMCD27 Historical boiler licenses**

No provision.

No provision.

**R.C. 4104.32, 4104.33, 4104.34, 4104.35, 4104.36, 4104.37; Sections 741.10 and 741.11**

Re -establishes the seven-member Historical Boiler Licensing Board and reconfers on it the responsibility for issuing certificates of operation and licenses for operators of historical boilers that existed before H.B. 442 of the 133rd G.A., which eliminated the historical boiler operator’s license and the Board and transferred its non-licensing duties to the Division of Industrial Compliance. Requires the Division of Industrial Compliance to provide administrative support, office space, and supplies for the Board.

Requires the Board to issue a license to a person who held an active license to operate historical boilers in public on April 12,

Executive

In House Finance

2021 (the effective date of H.B. 442).

**Fiscal effect: Potential gain in fee revenue from issuing lifetime historical boiler operator licenses. This fee is \$50 and deposited into the Industrial Compliance Operating Fund (Fund 5560). In FY 2020, COM issued five new licenses. As of February 2021, there were 722 active licenses. Also, Fund 5560 could incur a minimal cost to reimburse board member expenses. These expenses amounted to about \$2,700 in FY 2020.**

**COMCD15 D-4 liquor permit – club oaths**

**R.C. 4303.17**

Eliminates the requirement that the following submissions required of a club applying to the Division of Liquor Control for a D-4 liquor permit be done under oath: (1) A statement of the organization controlling the club certifying that the club is operated in the interests of a reputable organization, and (2) the roster of the membership of the club.

**Fiscal effect: None.**

**R.C. 4303.17**

Same as the Executive.

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

**COMCD17 To-go cocktails - 2 oz. limitation**

**R.C. 4303.185**

Prohibits a to-go cocktail sold by a liquor permit holder from containing more than two ounces of spirituous liquor.

**Fiscal effect: None.**

No provision.

**COMCD7 Authority to recommend an ancillary trustee**

**R.C. 4735.05**

Expands the authority of the Superintendent of Real Estate and Professional Licensing to recommend ancillary trustees relating to deceased, revoked, suspended, incapacitated, or incarcerated licensed brokers.

**R.C. 4735.05**

Same as the Executive.

Executive

In House Finance

**Fiscal effect: None.**

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

**COMCD8 Real estate broker and salesperson contact information**

**R.C. 4735.14**

Requires each licensed real estate broker or salesperson to notify the Superintendent of Real Estate and Professional licensing of a change in personal residence address within 30 days after the change.

**R.C. 4735.14**

Same as the Executive.

Requires each licensee to maintain a valid email address on file with the Division of Real Estate and Professional Licensing and to notify the Superintendent of any changes in its email address within 30 days after the change.

Same as the Executive.

**Fiscal effect: None.**

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

**COMCD1 Real Estate Education and Research Fund**

**R.C. 4735.15**

Reduces the portion of triennial real estate broker's and salesperson's license fees to be credited to the Real Estate Education and Research Fund (Fund 5470) from \$3 per fee to \$1.50 per fee.

**R.C. 4735.15**

Same as the Executive.

**Fiscal effect: Reduces revenue deposited into Fund 5470, however, will increase the revenue deposited into the Division of Real Estate Operating Fund (Fund 5490), the fund into which these license fees are first deposited. Revenue deposited into Fund 5470 amounted to nearly \$69,000 in FY 2020.**

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

**COMCD6 Division of Real Estate and Professional Licensing rule making authority**

**R.C. 4781.04**

Explicitly states that COM's Division of Real Estate and Professional Licensing has authority to adopt rules with respect to manufactured home dealers, brokers, and salespersons.

**R.C. 4781.04**

Same as the Executive.

Executive

In House Finance

Fiscal effect: None.

Fiscal effect: Same as the Executive.

COMCD2 Division of Industrial Compliance manufactured homes oversight

R.C. 4781.07, 4781.281, 4781.56, and 4781.57

R.C. 4781.07, 4781.281, 4781.56, and 4781.57

Makes several technical changes to replace references to the former Manufactured Homes Commission with references to the Division of Industrial Compliance (the current Division holding the responsibility for these duties).

Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

COMCD20 Unclaimed fund payments

Section: 243.20

Section: 243.20

Requires DPF Fund 5430 appropriation item 800625, Unclaimed Funds-Claims, to be used to pay claims under R.C. 169.08 and permits the COM Director to request that the OBM Director appropriate additional amounts if needed. Appropriates the additional amounts.

Same as the Executive.

COMCD21 Division of Real Estate and Professional Licensing

Section: 243.20

Section: 243.20

Requires DPF Fund 4B20 appropriation item 800631, Real Estate Appraisal Recovery, to be used to pay settlements, judgements, and court orders under R.C. 4763.16. Permits the COM Director to request that the OBM Director appropriate additional amounts if needed. Appropriates the additional amounts.

Same as the Executive.

Requires DPF Fund 5480 appropriation item 800611, Real Estate Recovery, to be used to pay settlements, judgments, and court orders under R.C. 4735.12 and, as above, appropriates additional amounts for this purpose if necessary.

Same as the Executive.

Requires DPF Fund 5VD0 appropriation item 800653, Real Estate Home Inspector Recovery, to be used to pay settlements,

Same as the Executive.

Executive

In House Finance

judgements, and court orders under R.C. 4764.21 and, as above, appropriates additional amounts for this purpose if necessary.

COMCD22 Fire Department Grants

Section: 243.20

(1) Requires that DPF Fund 5460 appropriation item 800639, Fire Department Grants, be used to make grants to volunteer fire departments, fire departments that serve one or more small municipalities or small townships, joint fire districts comprised of fire departments that primarily serve small municipalities or small townships, local units of government responsible for such fire departments, and local units of government responsible for the provision of fire protection services for small municipalities or small townships.

(2) Requires the grants to be used to purchase firefighting or rescue equipment or gear or similar items, to provide full or partial reimbursement for the documented costs of firefighter training, or, at the discretion of the State Fire Marshal, to cover fire department costs for providing fire protection services in the grant recipient's jurisdiction.

(3) Earmarks up to \$1,000,000 in each fiscal year from DPF Fund 5460 appropriation item 800639, Fire Department Grants, to pay for the State Fire Marshal's costs of providing certain firefighter training classes at no cost to selected students, and allows the State Fire Marshal to establish the qualification and selection process for such classes.

(4) Earmarks up to \$3,500,000 in each fiscal year from DPF Fund 5460 appropriation item 800639, Fire Department Grants, to be used for Multi-Agency Radio Communication System (MARCS) grants. Establishes the criteria for the awarding of these grants,

Section: 243.20

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

Executive

In House Finance

including authority for the State Fire Marshal to give a preference to grants that will enhance emergency communication networks in the geographic region that includes and is adjacent to the applicant's jurisdiction. Specifies that the awards may be up to \$50,000 annually per recipient.

(5) Limits grant awards for firefighter or rescue equipment or gear or fire department costs of providing fire protection services to \$15,000 per fiscal year, or up to \$25,000 per fiscal year if an eligible entity serves a jurisdiction in which the Governor declared a natural disaster during the preceding or current fiscal year in which the grant was awarded, and up to \$15,000 per fiscal year for full or partial reimbursement of the documented costs of firefighter training, which could be in addition to any grant funds awarded for equipment or fire protection services. Requires the State Fire Marshal to determine the total amounts to be allocated for each eligible

(6) Requires the State Fire Marshal to administer the grant program in accordance with rules adopted as part of the State Fire Code, which may further define eligible entities and establish criteria for the awarding and expenditure of grant funds.

(7) No provision.

(8) Permits any appropriations in excess of the amount allocated for the grants to be used to administer the grant program.

(5) Same as the Executive.

(6) Same as the Executive.

(7) Earmarks \$200,000 in each fiscal year from DPF Fund 5460 appropriation item 800639, Fire Department Grants, for fire departments in Trumbull County for equipment and training costs.

(8) Same as the Executive.

Executive

In House Finance

**COMCD23 Cash transfers to Division of Real Estate Operating Fund**

**Section: 243.30**

Allows the OBM Director, upon the request of the COM Director and Controlling Board approval, to transfer up to \$500,000 in cash from the Real Estate Education and Research Fund (Fund 5470) to the Division of Real Estate Operating Fund (Fund 5490) during the biennium.

Allows the OBM Director, upon the request of the COM Director and Controlling Board approval and if the Real Estate Recovery Fund (Fund 5480) cash balance exceeds \$250,000 during the biennium, to transfer cash from Fund 5480 to Fund 5490, such that the amount available in Fund 5480 is not less than \$250,000.

**Section: 243.30**

Same as the Executive.

Same as the Executive.

**COMCD24 Cash transfers to Real Estate Appraiser Operating Fund**

**Section: 243.30**

Allows the OBM Director, upon the request of the COM Director and Controlling Board approval and if the Real Estate Appraiser Recovery Fund (Fund 4B20) cash balance exceeds \$200,000 during the biennium, to transfer cash from Fund 4B20 to the Real Estate Appraiser Operating Fund (Fund 6A40), such that the amount available in Fund 4B20 is not less than \$200,000.

**Section: 243.30**

Same as the Executive.

**COMCD25 Cash transfers to Home Inspector Operating Fund and the Home Inspector Recovery Fund**

**Section: 243.30**

Allows the OBM Director, upon the request of the COM Director and Controlling Board approval, to transfer up to \$500,000 in cash from the Division of Securities Fund (Fund 5500) as follows: up to \$400,000 in cash to the Home Inspector Operating Fund (Fund 5VC0) and up to \$100,000 in cash to the Home Inspector Recovery Fund (Fund 5VD0).

**Section: 243.30**

Same as the Executive.

Executive

In House Finance

Requires the OBM Director, in consultation with the COM Director, to establish a repayment schedule to fully repay the cash transferred from the Divisions of Securities Fund (Fund 5500) when revenue deposited into Fund 5VC0 and Fund 5VD0 are deemed sufficient to sustain operations.

Same as the Executive.

Executive

In House Finance

**OCCCD1 Virtual attendance at board meetings**

**R.C. 4911.17**

Removes the codified reference to "in person" attendance for purposes of Ohio Consumers' Counsel Governing Board member compensation (thereby allowing virtual attendance without jeopardizing board members' compensation, if such attendance is otherwise allowed).

**Fiscal effect: None.**

**Section: 749.20**

Same as the Executive, but places the in-person attendance exception in uncodified law and limits it to the period of emergency declared by Executive Order 2020-01D, issued on March 9, 2020.

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

**Executive**

**In House Finance**

**CEBCD3 Controlling Board agenda**

No provision.

**R.C. 127.13**

Increases the number of days that the Controlling Board President must publish the Board's meeting agenda before each meeting, from seven to 14, and makes the change effective January 1, 2022.

**Fiscal effect: None.**

**CEBCD1 Federal share**

**Section: 247.20**

Requires the Controlling Board, in transferring appropriations to and from appropriation items that have federal shares identified in the bill, to add or subtract corresponding amounts of federal matching funds at the percentages indicated by the state and federal division of the appropriations in the bill, and appropriates such changes.

**Section: 247.20**

Same as the Executive.

**CEBCD2 Disaster Services Fund**

**Section: 247.20**

(1) Requires the Controlling Board to use the Disaster Services Fund (Fund 5E20), pursuant to requests submitted by state agencies, to transfer cash used for the payment of state agency disaster relief program expenses for disasters having a written Governor's authorization, if the Director of Budget and Management determines that sufficient funds exist.

**Section: 247.20**

(1) Same as the Executive.

(2) Permits the Department of Public Safety to request, and the Controlling Board to approve, cash transfers from Fund 5E20 to any fund used by the Department to provide for assistance to political subdivisions made necessary by natural disasters or emergencies. Permits such transfers to be requested and

(2) Same as the Executive.

**Executive**

**In House Finance**

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approved prior to the occurrence of any specific natural disasters or emergencies in order to facilitate the provision of timely assistance.

(3) Requires Public Safety's Emergency Management Agency (EMA) to use the cash to fund: (a) the State Disaster Relief Program for disasters that qualify for the program by written authorization of the Governor, and (b) the State Individual Assistance Program for disasters that have been declared by the federal Small Business Administration and that qualify for the program by written authorization from the Governor. Requires the EMA to publish and make available application packets for those two programs.

(3) Same as the Executive.

Executive

In House Finance

**CSWCD1** Extension of registration for graduates

**R.C. 4757.10**

Provides a six-month registration extension for the following Master's level individuals if the individual has graduated but not yet completed all requirements for licensure: counselor trainees; social worker trainees; and marriage and family therapist trainees.

**Fiscal effect: Potential minimal increase in administrative costs.**

**R.C. 4757.10**

Same as the Executive.

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

**Executive**

**In House Finance**

**BDPCD1 Board of Deposit Expense Fund**

**Section: 257.10**

Requires that after receiving certification of expenses from the Treasurer of State, the Director of Budget and Management transfer cash from the Investment Earnings Redistribution Fund (Fund 6080) to the Board of Deposit Expense Fund (Fund 4M20) to pay for any and all necessary expenses of the Board of Deposit or for banking charges and fees required for the operation of the State of Ohio Regular Account.

**Section: 257.10**

Same as the Executive.

Executive

In House Finance

**DEVCD2 Rename agency as Department of Development**

**R.C. 121.02, 121.03, 122.01, 122.011, 122.60, 122.601, 122.603, 149.311, 166.01, 166.03, 174.01, 174.02, 184.01, 1551.01, 1551.33, 1551.35, Section 518.20, Repealed: R.C. 184.011, 3735.01, and 5701.15**

Changes the name of the Development Services Agency and Director of Development Services back to the Department of Development and Director of Development, respectively.

**Fiscal effect: None.**

**R.C. 121.02, 121.03, 122.01, 122.011, 122.60, 122.601, 122.603, 149.311, 166.01, 166.03, 174.01, 174.02, 184.01, 1551.01, 1551.33, 1551.35, Section 518.20, Repealed: R.C. 184.011, 3735.01, and 5701.15**

Same as the Executive.

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

**DEVCD4 Transfer of Equal Employment Opportunity Division from DAS to DEV**

**R.C. 121.07, 122.92, with conforming changes in numerous other RC sections; Sections 518.10-518.16**

Transfers responsibility for administering the Minority Business Enterprise Program, the Encouraging Diversity, Growth, and Equity (EDGE) Program, the Women-Owned Business Enterprise Program, and the Veteran-Friendly Business Enterprise Program to the Director of Development and the Department of Development (DEV), rather than the Director of Administrative Services (DAS) and the Equal Opportunity Employment Coordinator within DAS.

Transfers the administration of these function effective July 1, 2021. Specifies that business related to these functions ongoing as of this date be completed by DEV in the same manner and with the same effect as being done by DAS. Provides for the continuation of DAS rules for these programs under DEV until modified or rescinded by the latter agency. Specifies that no judicial or administrative matter related to these programs pending on the transfer date is affected by the transfer of these programs from DAS to DEV.

**R.C. 121.07, 122.92, with conforming changes in numerous other RC sections; Sections 518.10-518.16**

Same as the Executive.

Same as the Executive.

Executive

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Specifies that the transfer of these programs and any reassignment of certain functions from DAS to DEV are not appropriate subjects for collective bargaining.

Same as the Executive.

Provides for the transfer of DAS employees who administer these programs from DAS to DEV. Authorizes the Director of DEV to establish, change, and abolish positions and assign, reassign, classify, reclassify, transfer, reduce, promote, or demote all employees of DEV who are not subject to public employee collective bargaining. Specifies that this authority extends to assigning or reassigning exempt employees to bargaining unit positions when appropriate and how this is to be accomplished under the state's job classification plan. Specifies that actions taken under this authority are not subject to appeal to the State Personnel Board of Review.

Same as the Executive.

Allows the Director of DEV to enter into contracts with private or government entities for staff training and development to facilitate the transfer of the business certification functions from DAS to DEV.

Same as the Executive.

Gives the Controlling Board authority to increase appropriations for any fund (except GRF) as needed to pay for increases in employee compensation pursuant to collective bargaining contracts or increases that are provided for exempt employees under current law. Appropriates the increased amounts.

Same as the Executive.

Requires the Director of Budget and Management to make the needed budget and accounting changes resulting from this transfer, such as renaming or creating new funds or consolidating existing ones, and canceling and establishing encumbrances. Appropriates the amounts of the established encumbrances. Specifies that all records, documents, files, equipment, assets, and other materials are transferred from DAS

Same as the Executive.

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to DEV.

Requires the Director of the Legislative Service Commission to renumber the rules pertaining to the programs to move them from DAS to DEV.

No provision.

Same as the Executive.

Requires DEV, on September 1, 2023, and with the cooperation of DAS, to submit a report to the General Assembly and Governor regarding the effect of the transfer of these business certification programs from DAS to DEV and requires the report to include data comparing the efficiency of the two departments in administering the program on all of the following if available: (1) the number of businesses certified by DSA as compared to before by DAS, (2) the length of time required for DEV to process certifications compared to DAS, and (3) the number of complaints received from applicants regarding the certification process under DEV versus under DAS. Requires the report to also contain information about the transfer of employees to DEV from DAS.

**Fiscal effect: Increases costs to the Minority Business Development Division within DEV for overseeing these additional programs, and simultaneously reduces costs for DAS. The executive provides funding for these purposes under GRF appropriation item 195405, Minority Business Development.**

**Fiscal effect: Same as the Executive with some additional administrative cost for preparing the report regarding the effect of transferring the business certification programs from DAS to DEV.**

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**DEVCD40 Ohio Residential Broadband Expansion Grant Program**

**R.C. 122.401, 122.40, 122.403 through 122.4077; 133.13, 188.01 through 188.30; 303.251, 505.881, and 727.01; 4926.01 through 4926.60**

No provision.

Does the following to address broadband expansion and infrastructure (these provisions are identical to those in H.B. 2 of the 134th G.A., As Passed by the House. See the [LSC Bill Analysis](#) for more details of these provisions.

(1) No provision.

(1) Creates the Ohio Residential Broadband Expansion Grant Program and the Ohio Broadband Expansion Program Authority to award program grants to fund the construction of broadband projects in unserved areas of the state.

(2) No provision.

(2) Requires DEV to adopt rules for the grant program including rules for an application form and application procedures and procedures for periodic program grant disbursements. Requires DEV, in consultation with the Authority, to establish a weighted scoring system to evaluate and select applications for program grants and make it available on its website.

(3) No provision.

(3) Requires DEV to publish certain grant program and application information on its website. Requires DEV to accept, receive, and review applications for program grants and send completed applications to the Authority for review and award of program grant money for eligible projects.

(4) No provision.

(4) Requires up to 30% of the program grant to be disbursed before project construction begins, up to 60% of the program grant to be disbursed periodically over the course of the project construction according to DEV rules, and the remaining portion to be disbursed not later than 60 days after notification that

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(5) No provision.

construction is complete.

(5) Requires a broadband provider to construct last mile broadband infrastructure after receiving a program grant award.

(6) No provision.

(6) Permits a board of county commissioners, by resolution, to request DEV to solicit applications from broadband providers for program grants for eligible projects in the municipal corporations and townships of the county.

(7) No provision.

(7) Permits a challenging provider to challenge, in writing, all or part of a completed application for a program grant not later than 65 days (or longer if an extension is granted) after the close of the submission period (or extension period).

(8) No provision.

(8) Permits a broadband provider to enter into an arrangement to designate video service provider fees remitted by the provider for contribution towards an eligible project’s broadband funding gap under certain circumstances.

(9) No provision.

(9) Permits a municipal corporation, county, or township to fund a portion of the broadband funding gap for an eligible project through a property tax assessment made by the municipal corporation, county, or township.

(10) No provision.

(10) Permits DEV to withhold payments for failure to meet at least the minimum broadband service speeds required under the bill until the speeds are achieved. Permits DEV to require the broadband provider to refund state and local government funds if the provider fails to cure the identified noncompliance.

(11) No provision.

(11) Requires each broadband provider that receives a program grant to submit progress and certain other reports.

(12) No provision.

(12) Requires the Authority to complete an annual report that evaluates the grant program’s success on DEV’s website and to

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(13) No provision.

provide the report to the Governor and the General Assembly by December 1 each year.

(13) Expands the use of electric cooperative easements for the provision of broadband service and creates a process for addressing damages to servient estates (land burdened by an easement).

(14) No provision.

(14) Establishes a process for granting broadband providers, telecommunication service providers, video service providers, and wireless service providers access to electric cooperatives pole facilities through pole attachments.

**Fiscal effect: The bill appropriates \$170.0 million in FY 2022 and \$20.0 million in FY 2023 under DPF Ohio Residential Broadband Expansion Grant Program Fund (Fund 5XU0) line item 195567, Residential Broadband Expansion Grants, to awards grants under the Ohio Residential Broadband Expansion Grant Program. See also DEVCD41 and OBMCD39.**

**DEVCD3 Minority Development Financing Advisory Board authority**

**R.C. 122.72, 122.73, 122.74, 122.78, 122.79, 122.82**

Clarifies, by modifying several cross-references, that the responsibility for oversight of the diesel emissions reduction grant program and the motion picture and theatre tax credit and several other tax credits rests with the Director of Development, and not the Minority Development Financing Advisory Board.

**Fiscal effect: None.**

**R.C. 122.72, 122.73, 122.74, 122.78, 122.79, 122.82**

Same as the Executive.

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

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**DEVCD5 Coal Research and Development Program**

**Section: 259.20**

Requires GRF appropriation item 195402, Coal Research and Development Program, to be used for the operating expenses of the Community Services Division in support of the Ohio Coal Development Office.

**Section: 259.20**

Same as the Executive.

**DEVCD6 Minority Business Development**

**Section: 259.20**

Requires GRF appropriation item 195405, Minority Business Development, to support the activities of the Minority Business Development Division, including providing grants to local nonprofit organizations to support economic development activities that promote minority business development, in conjunction with local organizations funded through GRF appropriation item 195454, Small Business and Export Assistance.

**Section: 259.20**

Same as the Executive.

**DEVCD7 Business Development Services**

**Section: 259.20**

Requires GRF appropriation item 195415, Business Development Services, to be used for the operating expenses of the Office of Strategic Business Investments and the regional economic development offices.

Earmarks \$1,800,000 in each of FY 2022 and FY 2023 for Development Projects, Inc. for various Department of Defense- and aerospace industry-related workforce economic development activities.

**Section: 259.20**

Same as the Executive.

Same as the Executive.

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**DEVCD8 Redevelopment Assistance**

**Section: 259.20**

Requires GRF appropriation item 195426, Redevelopment Assistance, to be used to fund the costs of administering energy, redevelopment, and other revitalization programs that DEV may implement, and allows the line item to be used to match federal grant funding.

**Section: 259.20**

Same as the Executive.

**DEVCD9 Technology Programs and Grants**

**Section: 259.20**

Requires GRF appropriation item 195453, Technology Programs and Grants, to be used for operating expenses incurred in administering the Ohio Third Frontier Programs and other technology focused programs that DEV may implement.

**Section: 259.20**

Same as the Executive.

**DEVCD10 Small Business and Export Assistance**

**Section: 259.20**

Allows GRF appropriation item 195454, Small Business and Export Assistance, to be used to provide a range of business assistance, including grants to local organizations to support economic development activities that promote small business development, entrepreneurship, and exports of Ohio's goods and services, in conjunction with local organizations funded through GRF line item 195405, Minority Business Development.

**Section: 259.20**

Same as the Executive.

Allows the line item to also be used to match grants from the U.S. Small Business Administration and other federal agencies.

Same as the Executive.

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**DEVCD11 Appalachia Assistance**

**Section: 259.20**

(1) Allows GRF appropriation item 195455, Appalachia Assistance, to be used for (A) the administrative costs of planning and liaison activities for the Governor's Office of Appalachia; (B) financial assistance to projects in Ohio's Appalachian counties; (C) support of the four local development districts; (D) payment of dues for the Appalachian Regional Commission; and (E) match of federal funding received from the Appalachian Regional Commission.

(2) Requires that programs funded through the appropriation item be identified and recommended by the local development districts and approved by the Governor's Office of Appalachia.

(3) Requires DEV to conduct compliance and regulatory review of the programs recommended by the local development districts, and allows moneys allocated under the appropriation item to be used to fund projects including, but not limited to, those designated by the local development districts as community investment and rapid response projects.

(4) Earmarks the following amounts from the line item to support four local development districts in each fiscal year: (A) \$170,000 to Ohio Valley Regional Development Commission, (B) \$170,000 to Ohio Mid-Eastern Government Association, (C) \$170,000 to Buckeye Hills - Hocking Valley Regional Development District, and (D) \$70,000 to Eastgate Regional Council of Governments. Requires the districts receiving this funding to use the funds for the implementation and administration of programs and duties under RC 107.21.

**Section: 259.20**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive, but increases the earmark under (D) for Eastgate Regional Council of Governments from \$70,000 to \$170,000.

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**DEVCD12 CDBG Operating Match**

**Section: 259.20**

Requires GRF appropriation item 195497, CDBG Operating Match, to be used as matching state funds for federal assistance received from the U.S. Department of Housing and Urban Development according to the requirements of the Community Development Block Grant Program.

**Section: 259.20**

Same as the Executive.

**DEVCD13 BSD Federal Programs Match**

**Section: 259.20**

Requires GRF appropriation item 195499, BSD Federal Programs Match, to be used as matching state funds for grants from the U.S. Department of Commerce, National Institute of Standards and Technology (NIST) Manufacturing Extension Partnership Program and Defense Logistics Agency Procurement Technical Assistance Program, and other federal agencies. Allows the appropriation item to be used for operating expenses of the Business Services Division.

**Section: 259.20**

Same as the Executive.

**DEVCD37 iBELIEVE**

No provision.

**Section: 259.20**

Specifies that GRF line item 195501, iBELIEVE, be used for the iBELIEVE Foundation to provide opportunities for Appalachian youth to develop twenty-first century skills, including leadership, communication, and problem-solving for college access and retention.

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**DEVCD14 Local Development Projects**

**Section: 259.20**

Makes the following earmarks from the appropriations to GRF line item 195503, Local Development Projects:

- (1) \$5,000,000 in each fiscal year for the Foundation for Appalachian Ohio;
- (2) Up to \$4,000,000 in each fiscal year for the GRIT Program, to be used by DEV and the Governor's Office of Appalachia to establish virtual workforce development centers and place un- and under-employed adults into jobs within 11 counties of the Ohio Valley Regional Development Commission's service territory. Allows up to \$800,000 in each fiscal year to be used for assessments and up to \$800,000 in each fiscal year to be used for operating costs. Allows the Governor's Office of Appalachia and DEV to establish other guidelines for the use of this line item;
- (3) Up to \$2,250,000 in FY 2022 for DEV, in coordination with DOH, to support stable housing initiatives for pregnant mothers and to improve maternal and infant health outcomes;
- (4) \$150,000 in each fiscal year for the Stark County Minority Business Association to work in partnership with the Canton Regional Chamber of Commerce to support a demonstration pilot program.
- (5) No provision.
- (6) No provision.

**Section: 259.20**

Same as the Executive, but makes the following changes to the earmarks:

- (1) Same as the Executive, but increases the earmark to \$10,000,000 in each fiscal year.
- (2) Same as the Executive.
- (3) Same as the Executive.
- (4) Same as the Executive.
- (5) \$300,000 in each fiscal year to support the Camp James A. Garfield Joint Military Training Center and the Youngstown Air Reserve Station.
- (6) \$300,000 in each fiscal year to Cleveland Neighborhood Progress for the Cleveland Chain Reaction Project.

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(7) No provision.

(7) \$500,000 in each fiscal year to the Center for Advanced Manufacturing and Logistics for workforce development, supply chain management, automation, research and development, and entrepreneurship to foster manufacturing and logistic industry jobs and company creation.

(8) No provision.

(8) \$1,000,000 in each fiscal year to the Lucas County Land Bank for the Lucas County Commercial Site Clean-Up Pilot Program to demolish vacant commercial or industrial buildings located in Lucas County. Requires a dollar-for-dollar match by any of the following entities: City of Toledo, Lucas County, Toledo-Lucas County Port Authority, Lucas County Land Bank, the municipality or township where the project is located, or any private entities or nonprofit organizations. Requires the program to prioritize the demolition of blighted or nuisance buildings at locations having the greatest negative impact on surrounding property values and locations that have the greatest potential for new construction or development.

(9) No provision.

(9) \$250,000 in each fiscal year to Fulton County or Fulton County Land Bank to demolish vacant commercial or industrial buildings located in Fulton County. Requires a dollar-for-dollar match by any of the following entities: Fulton County, the municipality or township where the project is located, or any private entities or nonprofit organizations. Requires the program to prioritize the demolition of blighted or nuisance buildings as described in (8) above.

(10) No provision.

(10) \$50,000 in FY 2022 to the Adams County Community Foundation.

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**DEVCD38 Ohio-Israel Agricultural Initiative**

No provision.

**Section: 259.20**

Requires GRF appropriation item 195537, Ohio-Israel Agricultural Initiative, to be used for the Ohio-Israel Agricultural Initiative and prohibits the appropriation from being used for travel and entertainment expenses incurred under the initiative.

**DEVCD15 Industry Sector Partnerships**

**Section: 259.20**

Requires GRF appropriation item 195553, Industry Sector Partnerships, to be used for the grant program described in R.C. 122.179.

**Section: 259.20**

Same as the Executive.

Reappropriates the unexpended, unencumbered balance of the appropriation in FY 2022 for the same purpose in FY 2023.

Same as the Executive.

**DEVCD39 Main Street Job Recovery Program**

No provision.

**Section: 259.20**

Requires GRF appropriation item 195566, Main Street Job Recovery Program, to be used for grants to nonprofit organizations to create permanent business development and employment opportunities targeted to low- and moderate-income individuals or individuals of the reentry population.

No provision.

Requires the grants to be awarded based on the following criteria: (1) number of businesses created and expanded, (2) number of jobs created for low- and moderate-income individuals, and (3) the amount of funds leveraged as a result of the program.

No provision.

Requires DEV to submit a written report describing the outcomes of the Main Street Job Recovery Program to the President of the Senate, the Speaker of the House of Representatives, the

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Minority Leader of the Senate, the Minority Leader of the House of Representatives, and the Legislative Service Commission no later than June 30 each year of the FY 2022-FY 2023 biennium.

**DEVCD16 Residential Broadband Expansion Grants**

**Section: 259.20**

Requires GRF appropriation item 195651, Residential Broadband Expansion Grants, to be used for grants to expand broadband service.

Allows up to \$2,000,000 in the biennium under the line item to be used for a statewide initiative to support providing behavioral health in schools through telehealth.

**Section: 259.20**

Same as the Executive.

Same as the Executive.

**DEVCD17 General Obligation bond debt service payments**

**Section: 259.25**

(1) Requires GRF appropriation item 195901, Coal Research and Development General Obligation Bond Debt Service, to be used to pay all debt service and related financing costs in FY 2022 and FY 2023 for obligations issued to fund the Coal Research and Development Program.

(2) Requires GRF appropriation item 195905, Third Frontier Research and Development General Obligation Bond Debt Service, to be used to pay all debt service and related financing costs in FY 2022 and FY 2023 for obligations issued to fund the Third Frontier Program.

(3) Requires GRF appropriation item 195912, Job Ready Site Development General Obligation Bond Debt Service, to be used to pay all debt service and related financing costs in FY 2022 and FY 2023 for obligations issued to fund the Job Ready Site Program.

**Section: 259.25**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

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**DEVCD18 Minority Business Bonding Fund**

**Section: 259.30**

(1) Permits the DEV Director, upon the recommendation of the Minority Development Financing Advisory Board, to pledge up to \$10.0 million in unclaimed funds in the FY 2022-FY 2023 biennium allocated to the Minority Business Bonding Program.

(2) Permits any transfer of unclaimed funds from the Unclaimed Funds Trust Fund (Fund 5430) to the Minority Bonding Fund (Fund 4490), but specifies that the transfer shall only occur after proceeds of the initial transfer of \$2.7 million authorized by the Controlling Board have been used for that purpose.

(3) Requires that any expenditures made to pay losses arising from the Minority Business Bonding Program be made from Fund 4490 appropriation item 195658, Minority Business Bonding Contingency in the Minority Business Bonding Fund, and appropriates such amounts.

**Section: 259.30**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

**DEVCD19 Business Assistance Program**

**Section: 259.30**

Requires Fund 4510 appropriation item 195649, Business Assistance Programs, to be used to cover the administrative expenses associated with the operation of loan incentives within the Office of Strategic Business Investments.

**Section: 259.30**

Same as the Executive.

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**DEVCD20 State Special Projects**

**Section: 259.30**

Permits the State Special Projects Fund (Fund 4F20) to be used for the deposit of funds from private utility companies and other miscellaneous state funds, and allows funds to be used to match federal funding and to support programs of the Community Services Division.

**Section: 259.30**

Same as the Executive.

**DEVCD21 Minority Business Enterprise Loan**

**Section: 259.30**

Requires Minority Business Enterprise Loan Fund (Fund 4W10) appropriation item 195646, Minority Business Enterprise Loan, to be used for awards under the Minority Business Enterprise Loan Program and to cover operating expenses of the Minority Business Enterprise Division. Requires all repayments from program to be credited to the Fund 4W10.

**Section: 259.30**

Same as the Executive.

**DEVCD22 Advanced Energy Loan Programs**

**Section: 259.30**

Requires Fund 5M50 appropriation item 195660, Advanced Energy Loan Programs, to be used to provide financial assistance to customers for eligible advanced energy projects for residential, commercial, and industrial businesses; local governments; educational institutions; nonprofits; and agriculture customers. Allows the line item to be used to match federal grant funding and to pay administrative costs of the program.

**Section: 259.30**

Same as the Executive.

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**DEVCD23 MBD Financial Assistance Fund**

**Section: 259.30**

Creates the MBD Financial Assistance Fund (Fund 5XH0) and permits the OBM Director on July 1, 2021, or as soon as possible thereafter, to transfer \$20,000,000 cash from the State Small Business Credit Initiative Fund (Fund 3FJ0) to Fund 5XH0.

Requires Fund 5XH0 appropriation item 195694, Micro-Enterprise Loan, to be used to operate the Minority Business Microloan Program.

Requires Fund 5XH0 appropriation item 195632, Women-Owned Business Loan, to be used to operate the Women-Owned Business Loan Program.

**Section: 259.30**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**DEVCD41 Residential Broadband Expansion Grants**

No provision.

No provision.

**Section: 259.30**

Requires Fund 5XU0 line item 195567, Residential Broadband Expansion Grants, to be used for grants under the Ohio Residential Broadband Expansion Grant Program established in R.C. 122.401.

Reappropriates the unexpended, unencumbered balance of the appropriation in FY 2022 for the same purpose in FY 2023.

**DEVCD42 Indoor Entertainment Venues**

No provision.

No provision.

**Section: 259.30**

Requires Fund 5XM0 appropriation item 195608, Indoor Entertainment Venues, to be used for grants to indoor entertainment venues impacted by the COVID-19 pandemic.

Requires grants to be awarded in amounts of \$10,000, \$20,000, and \$30,000 and awarded based on factors such as

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demonstrated loss of revenue due to canceled events or performances.

**DEVCD43 Bar and Restaurant Assistance**

No provision.

**Section: 259.30**

Requires Fund 5XM0 appropriation item 195677, Bar and Restaurant Assistance, to be used for grants to bars and restaurants that have been impacted by the COVID-19 pandemic.

No provision.

Requires grants to be awarded in amounts of \$10,000, \$20,000, and \$30,000 and awarded based on factors such as demonstrated loss of revenue and the number of employees that eligible bars and restaurants employ.

**DEVCD44 Lodging Industry Grants**

No provision.

**Section: 259.30**

Requires Fund 5XM0 appropriation item 195685, Lodging Industry Grants, to be used for grants to lodging industry businesses impacted by the COVID-19 pandemic.

No provision.

Requires grants to be awarded in amounts of \$10,000, \$20,000, and \$30,000 and awarded based on factors such as a demonstrated loss of revenue and occupancy rates.

**DEVCD45 New Business Relief Grant**

No provision.

**Section: 259.30**

Requires Fund 5XM0 appropriation item 195697, New Business Relief Grant, to be used for relief grants of \$10,000 for new businesses in this state opening after January 1, 2020.

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**DEVCD24 Volume Cap Administration**

**Section: 259.30**

Requires Fund 6170 appropriation item 195654, Volume Cap Administration, to be used for expenses related to the administration of the Volume Cap Program, and specifies that revenues received by the Volume Cap Administration Fund (Fund 6170) shall consist of application fees, forfeited deposits, and interest earned from the custodial account held by the Treasurer of State.

**Section: 259.30**

Same as the Executive.

**DEVCD25 Supportive Services Fund**

**Section: 259.40**

Permits the OBM Director on July 1, 2021 and July 1, 2022, or as soon as possible thereafter, to transfer up to \$2,000,000 from the State Special Projects Fund (Fund 4F20) to the Supportive Services Fund (Fund 1350).

**Section: 259.40**

Same as the Executive.

**DEVCD26 Development Services Operations**

**Section: 259.40**

Authorizes the Director of Development Services to assess DEV's divisions for the costs of central service operations, requires assessments to contain the characteristics of administrative ease and uniform application, and requires such payments to be credited to the Supportive Services Fund (Fund 1350) using an intrastate transfer voucher.

**Section: 259.40**

Same as the Executive.

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**DEVCD27 Development Services Reimbursable Expenditures**

**Section: 259.40**

Requires Fund 6850 appropriation item 195636, Development Services Reimbursable Expenditures, to be used for reimbursable costs. Specifies that revenues to the General Reimbursement Fund (Fund 6850) consist of moneys charged for administrative costs that are not central service costs and repayment of loans, including the interest thereon, made from the Water and Sewer Fund (Fund 4440).

**Section: 259.40**

Same as the Executive.

**DEVCD28 Capital Access Loan Program**

**Section: 259.50**

Requires Fund 5S90 appropriation item 195628, Capital Access Loan Program, to be used for operating, program, and administrative expenses of the Capital Access Loan Program, and requires program funds to be used to assist participating financial institutions in making program loans to eligible businesses that face barriers in accessing working capital and obtaining fixed-asset financing.

**Section: 259.50**

Same as the Executive.

Allows the OBM Director, with Controlling Board approval, to transfer of up to \$2,000,000 cash in each fiscal year from the Minority Business Enterprise Loan Fund (Fund 4W10) to the Capital Access Loan Fund (Fund 5S90).

Same as the Executive.

**DEVCD29 Innovation Ohio**

**Section: 259.50**

Requires Fund 7009 appropriation item 195664, Innovation Ohio, to be used for Innovation Ohio Program loan guarantees and loans pursuant to RC 166.12 to 166.16.

**Section: 259.50**

Same as the Executive.

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**DEVCD30 Research and Development**

**Section: 259.50**

Requires Fund 7010 appropriation item 195665, Research and Development, to be used for research and development purposes, including loans, pursuant to RC 166.17 to 166.21.

**Section: 259.50**

Same as the Executive.

**DEVCD31 Facilities Establishment**

**Section: 259.50**

(1) Specifies that Fund 7037 appropriation item 195615, Facilities Establishment, be used for the purposes of the Facilities Establishment Fund (Fund 7037) under Chapter 166. of the Revised Code.

**Section: 259.50**

(1) Same as the Executive.

(2) Permits the Controlling Board, notwithstanding R.C. 127.14 and R.C. 131.35, in the FY 2022-FY 2023 biennium to authorize expenditures, in excess of the amount appropriated under Fund 7037 for purposes consistent with Chapter 166. of the Revised Code. Appropriates the authorized amounts.

(2) Same as the Executive.

(3) Allows the transfer of cash, with Controlling Board approval, from Fund 7037, in the following amounts:

(3) Same as the Executive, but also makes the following change:

Up to \$3,500,000 cash in each fiscal year to the Business Assistance Fund (Fund 4510).

Same as the Executive.

Up to \$2,000,000 cash in each fiscal year to the Capital Access Loan Fund (Fund 5S90)

Same as the Executive.

Up to \$5,000,000 cash in each fiscal year to the Minority Business Enterprise Loan Fund (Fund 4W10)

Same as the Executive.

No provision.

\$8,000,000 cash in FY 2022 to the Rural Industrial Park Loan Fund (Fund 4Z60).

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**DEVCD32 Third Frontier Operating Costs**

**Section: 259.60**

Requires appropriation items 195686 and 195620 to be used for Third Frontier Program operating expenses under RC 184.10 to 184.20.

Restricts expenses paid from line item 195686 to costs related to the administration of projects funded from the Third Frontier Research and Development Fund (Fund 7011), and expenses paid from line item 195620 to costs related the administration of projects funded from the Third Frontier Research & Development Taxable Bond Project Fund (Fund 7014).

**Section: 259.60**

Same as the Executive.

Same as the Executive.

**DEVCD33 Third Frontier Program funding for research and development projects**

**Section: 259.60**

Requires appropriation items 195687 and 195692 to be used to fund selected projects, which may include the internship programs. Specifies that eligible costs are the costs of the projects to which the Third Frontier Research and Development Fund (Fund 7011) and the Research and Development Taxable Bond Project Fund (Fund 7014) are to be applied.

**Section: 259.60**

Same as the Executive.

**DEVCD34 Transfers of appropriations supporting the Third Frontier Program**

**Section: 259.60**

Permits OBM to approve written requests from DEV for the transfer of appropriations between appropriation items 195687 and 195692 based upon Third Frontier Program awards recommended by the Third Frontier Commission.

Authorizes DEV to request that OBM reappropriate any unexpended, unencumbered balance of the FY 2022 appropriations to line items 195687 and 195692 for the same

**Section: 259.60**

Same as the Executive.

Same as the Executive.

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purposes in FY 2023. Allows OBM to request additional information to evaluate the requests before making the cash transfers. Reappropriates the cash transfer amounts approved by OBM in FY 2023.

**DEVCD35 HEAP Weatherization**

**Section: 259.70**

Allows up to 25% of the federal funds credited to the Home Energy Assistance Block Grant Fund (Fund 3K90) to be spent from appropriation item 195614, HEAP Weatherization, to be used to provide home weatherization services as determined by DEV.

**Section: 259.70**

Same as the Executive.

**DEVCD36 Ohio Incumbent Workforce Job Training Fund**

**Section: 259.80**

Requires the DEV Director, in consultation with the Treasurer of State, on July 1, 2021, or as soon as possible thereafter, to certify to the OBM Director the amount of bond proceeds collected under Chapter 3366. of the Revised Code in the semiannual period beginning January 1, 2021, and ending June 30, 2021.

Requires the OBM Director to transfer the amount of cash equal to the certified amount from the fund designated by the Treasurer of State to receive the bond proceeds to the Ohio Incumbent Workforce Job Training Fund (Fund 5HR0).

**Section: 259.80**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**DDDCD1 Technology First Task Force and technology first policy**

**R.C. 5123.025, 5123.026, Section 261.160**

Declares that it is the policy of the state to provide individuals with developmental disabilities with access to innovative technology solutions and requires the Ohio Department of Developmental Disabilities (ODODD) to coordinate with other state agencies to implement the policy.

Requires the ODODD Director to establish, in coordination with other state agencies, the Technology First Task Force.

Earmarks up to \$1,000,000 in FY 2022 in GRF appropriation item 322509, Community Supports and Rental Assistance, to be used to increase access to innovative technology for individuals with developmental disabilities in accordance with the Technology First initiative. Reappropriates the unencumbered, unexpended balance of this earmark at the end of FY 2022 for the same purpose in FY 2023.

**R.C. 5123.025, 5123.026, Section 261.160**

Same as the Executive.

Same as the Executive.

Same as the Executive, but increases the earmark to \$1,500,000 in FY 2022.

**DDDCD2 Developmental centers services and cost recovery**

**R.C. 5123.034**

Permits an ODODD developmental center to provide services to (1) individuals with developmental disabilities who reside in the community in which the developmental center (DC) is located and (2) providers who provide services to these individuals.

Permits ODODD to develop a method for recovering costs associated for providing these services.

**Fiscal effect: ODODD is allowed to develop a cost recovery method for any services a DC chooses to provide .**

**R.C. 5123.034**

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**DDDCD3 Ohio Developmental Disabilities Council**

**R.C. 5123.35**

Updates citations to federal law regarding the creation and operation of the Ohio Developmental Disabilities Council.

**Fiscal effect: None.**

**R.C. 5123.35**

Same as the Executive.

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

**DDDCD5 Release of records and reports by county boards of developmental disabilities**

**R.C. 5123.89, 5126.044**

Adds an exception to the general requirement that a certificate, application, record, or report that directly or indirectly identifies a resident or former resident of an institution for persons with intellectual disabilities be kept confidential for when disclosure is needed for a guardianship proceeding.

Adds two new exceptions to the general prohibition against the release of a record or report maintained by a county developmental disabilities (DD) board or an entity under contract with a county DD board if the release is requested by: (1) a probate court pursuant to a guardianship proceeding; (2) ODODD for the purposes of a proceeding for admission to an institution for persons with intellectual disabilities or to comply with a court order regarding a person's competence.

**Fiscal effect: None.**

**R.C. 5123.89, 5126.044**

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**DDDCD21 Medicaid rates for ICF/IID services**

R.C. 5124.01, 5124.101, 5124.15, 5124.151, 5124.152, 5124.17, 5124.19, 5124.191, 5124.21, 5124.23, 5124.29, 5124.30, 5124.38-5124.41, 5124.45, 5124.46, 5168.60, 5168.61, Repealed: 5124.171, 5124.195, 5124.196, 5124.197, 5124.198, 5124.199, 5124.211, 5124.231, 5124.28; Section 261.150

Eliminates an obsolete formula used to determine Medicaid rates for intermediate care facilities for individuals with intellectual disabilities (ICF/IID) services.

Provides that the mean FY 2022 and FY 2023 Medicaid rates for ICFs/IID in peer group 1, peer group 2, peer group 3, peer group 4, and peer group 5 cannot exceed \$350.87.

Requires that if the indirect guarantee percentage changes during a fiscal year, the franchise permit fee rate must be adjusted so as not to exceed the indirect guarantee percentage.

**Fiscal effect: The provision holds the statewide average ICF rate at the FY 2021 level. As ICF/IID rates are done prospectively, it is difficult to determine the total impact.**

R.C. 5124.01, 5124.101, 5124.15, 5124.151, 5124.152, 5124.17, 5124.19, 5124.191, 5124.21, 5124.23, 5124.29, 5124.30, 5124.38-5124.41, 5124.45, 5124.46, 5168.60, 5168.61, Repealed: 5124.171, 5124.195, 5124.196, 5124.197, 5124.198, 5124.199, 5124.211, 5124.231, 5124.28; Section 261.150

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

**DDDCD4 County DD boards annual cost reports**

R.C. 5126.05, 5126.131, 5126.12 (repealed)

Eliminates a duplicative provision of law requiring county boards of developmental disabilities to submit annual cost reports to ODODD.

Permits, rather than requires, ODODD, or an entity designated by ODODD, to audit annual cost reports submitted by a regional council or county DD boards.

Specifies that such an audit must be conducted utilizing methodology approved by the United States Centers for

R.C. 5126.05, 5126.131, 5126.12 (repealed)

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

Medicare and Medicaid Services.

**Fiscal effect: Since ODODD is allowed to audit annual reports instead of required to do so, it is possible that there could be a reduction in audit costs.**

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

**DDDCD7 Waiver allocation plan**

**R.C. 5126.054, 5123.046 (repealed), 5126.055, 5126.056**

Eliminates a requirement that each county DD board submit to ODODD for approval an annual plan, and instead requires each county board to annually submit to ODODD both of the following:

- (1) An annual waiver allocation projection that contains the projected number of individuals to whom the board intends to provide home and community-based services based on available funding as projected in the board's annual five-year projection report;
- (2) Assurances that the county DD board employs or contracts with both a business manager and a Medicaid services manager, or that the county board has entered into an agreement with another county DD board that employs or contracts with both a business manager and a Medicaid services manager.

**Fiscal effect: None.**

**R.C. 5126.054, 5123.046 (repealed), 5126.055, 5126.056**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

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

**DDDCD6 Employment of business manager**

**R.C. 5126.121, (repealed)**

Eliminates law that permits a county DD board to receive a subsidy from ODODD for employing a business manager.

**Fiscal effect: None. ODODD does not believe that there has ever been a subsidy for this purpose.**

**R.C. 5126.121, (repealed)**

Same as the Executive.

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

Executive

In House Finance

**DDDCD8 Special Olympics**

**Section: 261.20**

Requires GRF appropriation item 320411, Special Olympics, be distributed to the Special Olympics of Ohio.

**Section: 261.20**

Same as the Executive.

**DDDCD9 Developmental Disabilities Facilities Lease-Rental Bond Payments**

**Section: 261.30**

Requires ODODD to use GRF appropriation item 320415, Developmental Disabilities Facilities Lease Rental Bond Payments, to meet all payments pursuant to leases and agreements made under state law regarding capital facilities.

**Section: 261.30**

Same as the Executive.

Specifies that these appropriations are the source of funds pledged for bond service charges on obligations issued for certain capital facilities.

Same as the Executive.

**DDDCD22 Part C Early Intervention**

No provision.

**Section: 261.35**

Earmarks \$1,000,000 in each fiscal year in GRF line item 322421, Part C Early Intervention, to be used to contract with the Cleveland Sight Center, the Cincinnati Association for the Blind and Visually Impaired, and the Sight Center of Northwest Ohio to provide early intervention special instruction services and family support to children under the age of three years old with blindness or low vision.

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**DDDCD10 Multi-System Youth**

**Section: 261.40**

Permits a portion of GRF appropriation item 322422, Multi-System Youth, to be used to provide a subsidy to eligible county DD boards for the provision of respite services and other services and supports for youth with complex or multi-system needs.

Specifies that the ODODD Director must establish: the total amount available for the subsidy, a formula for distributing the subsidy, and the eligibility requirements that must be satisfied to receive the subsidy.

**Section: 261.40**

Same as the Executive.

Same as the Executive.

**DDDCD11 Employment First Initiative**

**Section: 261.50**

Requires that GRF appropriation item 322508, Employment First Initiative, be used to increase employment opportunities for individuals with developmental disabilities through the existing Employment First Initiative.

Requires the ODODD Director in each fiscal year to transfer from GRF appropriation item 322508, to the Opportunities for Ohioans with Disabilities Agency (OOD), an amount agreed upon by the ODODD Director and the OOD Executive Director to support the Employment First Initiative and requires that the transfer be made via an intrastate transfer voucher.

Requires OOD to use the funds transferred as state matching funds to obtain available federal grant dollars for vocational rehabilitation services, and requires that any federal match dollars received by OOD be used for the initiative.

Requires the ODODD Director and the OOD Executive Director to enter into an interagency agreement that will specify the

**Section: 261.50**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

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responsibilities of each agency under the initiative, and specifies that OOD must retain responsibility for eligibility determination, order of selection, plan approval, plan amendment, and release of vendor payments.

Requires that the remainder of GRF appropriation item 322508 be used to develop a long term, sustainable system that places individuals with developmental disabilities in community employment.

**Fiscal effect: Potential gain in federal vocational rehabilitation (VR) dollars to OOD in each fiscal year depending upon the amount that is transferred to OOD.**

Same as the Executive.

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

**DDDCD12 Community Supports and Rental Assistance**

**Section: 261.60**

Allows the ODODD Director to use GRF appropriation item 322509, Community Supports and Rental Assistance, to provide funding to county DD boards for rental assistance to individuals with developmental disabilities receiving home and community based services under certain circumstances and individuals with developmental disabilities who enroll in a Medicaid waiver component providing home and community-based services after receiving preadmission counseling.

Requires the ODODD Director to establish a methodology for determining the amount and distribution of the funding to county DD boards for rental assistance.

**Section: 261.60**

Same as the Executive.

Same as the Executive.

Executive

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**DDDCD13 Medicaid Services**

**Section: 261.70**

Requires GRF appropriation item 653407, Medicaid Services, to be used for the following: (1) to fund home and community-based services; (2) to implement the requirements of the agreements settling the consent decrees in Sermak v. Manuel and Martin v. Strickland; (3) ICF/IID services; and (4) other programs identified by the ODODD Director.

**Section: 261.70**

Same as the Executive.

**DDDCD14 Operating and Services**

**Section: 261.80**

Earmarks \$100,000 in each fiscal year in DPF Fund 5GEO appropriation item 320606, Central Office Operating Expenses, be provided to the Ohio Center for Autism and Low Incidence to establish a lifespan autism hub to support families and professionals.

**Section: 261.80**

Same as the Executive.

**DDDCD15 Community Social Service Programs**

**Section: 261.90**

Allows a portion of FED Fund 3250 appropriation item 322612, Community Social Service Programs, to be used by the Early Intervention Services Advisory Council for the following purposes, in addition to other necessary and allowed uses of funds:

- (1) Conduct forums and hearings;
- (2) Reimburse council members for reasonable and necessary expenses, including child care expenses for parent representatives, for attending council meetings and performing council duties;

**Section: 261.90**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

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(3) Pay compensation to a council member if the member is not employed or must forfeit wages from other employment when performing official council business;

(3) Same as the Executive.

(4) Hire staff; and

(4) Same as the Executive.

(5) Obtain the services of professional, technical, and clerical personnel as necessary to carry out the performance of its lawful functions.

(5) Same as the Executive.

Specifies that council members must otherwise serve without compensation or reimbursement.

Same as the Executive.

**DDDCD16 County board share of waiver services**

**Section: 261.100**

Requires the ODODD Director to establish a methodology to be used in FY 2022 and FY 2023 to estimate the quarterly amount each county DD board is to pay of the nonfederal share of home and community-based services for which the county board is responsible.

**Section: 261.100**

Same as the Executive.

Requires the ODODD Director to provide written notice of the amount owed by each county DD board for each quarter and also specify when the payment is due.

Same as the Executive.

**Fiscal effect: Potential administrative costs to establish the methodology.**

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

Executive

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**DDDCD17 Withholding of funds owed ODODD**

**Section: 261.110**

Permits ODODD to withhold any amount due to a county DD board if the county DD board does not fully pay any amount owed to ODODD by the due date established by ODODD. Allows the ODODD Director to transfer cash to any other fund used by ODODD in an amount equal to the amount owed to ODODD that the county DD board did not pay. Specifies that transfers under this section must be made using an intrastate transfer voucher.

**Fiscal effect: Any impact will depend on how many county DD boards do not pay in full amounts owed.**

**Section: 261.110**

Same as the Executive.

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

**DDDCD18 ODODD innovative pilot projects**

**Section: 261.120**

Permits the ODODD Director to authorize the continuation or implementation of innovative pilot projects that are likely to assist in promoting the objectives of state law governing ODODD and county DD boards.

Requires the ODODD Director, before authorizing a pilot project, to consult with entities interested in the issue of developmental disabilities, including the Ohio Provider Resource Association, the Ohio Association of County Boards of Developmental Disabilities, the Ohio Health Care Association/Ohio Centers for Intellectual Disabilities, the Values and Faith Alliance, and ARC of Ohio.

Specifies that the ODODD Director may not authorize a pilot project to be implemented in a manner that would cause the state to be out of compliance with any requirements for a program funded in whole or in part with federal funds.

**Section: 261.120**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

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**DDDCD19 Nonfederal share of ICF/IID services**

**Section: 261.130**

Requires the ODODD Director to pay the nonfederal share of a claim for ICF services using funds otherwise allocated to county DD boards if (1) Medicaid covers the services, (2) the services are provided to a Medicaid recipient who is eligible for the services and who does not occupy a bed in the ICF that used to be included in the Medicaid-certified capacity of another ICF certified before June 1, 2003, (3) the services are provided by an ICF whose Medicaid certification was initiated or supported by a county DD board, and (4) the provider has a valid Medicaid provider agreement for the time the services are provided.

Requires the ODODD Director to use certain funds from GRF appropriation item 653407, Medicaid Services, to pay any claims.

**Section: 261.130**

Same as the Executive.

Same as the Executive.

**DDDCD20 Payment rates for homemaker/personal care services provided to qualifying enrollees**

**Section: 261.140**

Provides that, for the first 12 months of the biennium that homemaker/personal care services are provided to a qualifying Individual Options (IO) Waiver Program enrollee, the Medicaid payment rate for each 15 minutes of services provided to the qualifying enrollee be 52 cents higher than the Medicaid payment rate for each 15 minutes of such services provided to an IO enrollee who is not a qualifying enrollee.

Specifies that portions of GRF appropriation item 653407, Medicaid Services, and FED Fund 3A40 appropriation item 653654, Medicaid Services, are to be used to pay the Medicaid payment rate determined for routine homemaker/personal care services provided to qualifying IO enrollees.

**Section: 261.140**

Same as the Executive.

Same as the Executive.

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Fiscal effect: This provision is a continuation of current policy. The fiscal impact depends on service utilization and the number of individuals who qualify for the increased rate.

Fiscal effect: Same as the Executive.

DDDCD23 Payment rates for waiver adult day care services

No provision.

Section: 261.170

Requires ODODD to use \$5,000,000 in each fiscal year to increase the payment rates during FY 2022 and FY 2023 for home and community-based services waiver adult day care services provided by Medicaid-funded and state-funded providers.

No provision.

Requires ODODD to establish a methodology for calculating the rate increase.

Fiscal effect: The bill appropriates a total of \$5.0 million in each fiscal year for this purpose. Of this amount, about \$1.7 million in FY 2022 and \$1.8 million in FY 2023 is appropriated in GRF line item 653407, Medicaid Services. The remaining approximate \$3.3 million in FY 2022 and \$3.2 million in FY 2023 is appropriated in FED Fund 3A40 line item 654654, Medicaid Services.

Executive

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School Funding

EDUCD153 Direct funding of state scholarship programs

No provision.

R.C. 3310.08, 3310.41, 3310.51, 3310.54, 3310.56, 3313.979, Section 265.210

Replaces the current law mechanism that finances state scholarships awarded under the performance-based EdChoice Scholarship Program, Autism Scholarship Program, and Jon Peterson Special Needs Scholarship Program through a deduction of the foundation aid of the student's resident school district with direct state payments using state core foundation funding. Makes a similar change for the Cleveland Scholarship Program, which is currently financed by both a deduction of the Cleveland Municipal School District's state foundation aid and direct state payments.

**Fiscal effect: Scholarship payments for these programs are estimated to total \$397.4 million in FY 2022 and \$424.0 million in FY 2023.**

Executive

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**EDUCD62 Community school funding**

**Section: 265.230**

Specifies all of the following with respect to state aid payments for community schools: (1) maintains the FY 2019 dollar amounts used to calculate per-pupil deductions from school districts and transfers to community schools for FY 2022 and FY 2023, (2) specifies that the per-pupil amounts deducted and paid to community schools for targeted assistance and economically disadvantaged funds, which are computed based on an amount calculated for the student's resident district, must be the same amounts deducted and paid for FY 2019, (3) specifies that the per-pupil amounts deducted and paid to a community school that accepts responsibility to transport its students must be the same amount deducted and paid for FY 2019, and (4) requires ODE to pay each community school graduation and third-grade reading bonuses using a formula amount of \$6,020.

No provision.

No provision.

(1) No provision.

**R.C. 3314.08, 3314.085, 3314.089, 3314.0810, 3314.091, Section 265.215**

Replaces the Executive provisions by making the following changes to the calculation of operating funding for community schools:

Replaces the current law mechanism that finances payments to community schools through a deduction of the foundation aid of the community school student's resident school district with direct state payments.

Replaces the uniform per-pupil "formula amount" (currently, \$6,020) used to calculate the opportunity grant for community schools with a variable per-pupil base cost, using the same five components for the base cost that are calculated for traditional school districts, with all of the average salaries and costs within the base cost computation calculated using data from FY 2018 (see EDUCD139), but with the following changes:

(1) For purposes of the school's teacher cost component, does not require a minimum of special teachers funded;

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(2) No provision.

(2) Calculates the school’s student support base cost as the product of (a) the school’s enrollment and (b) the per-pupil statewide average student support base cost for all city, local, and exempted village school districts;

(3) No provision.

(3) Calculates the school’s leadership and accountability base cost as the product of (a) the school’s enrollment and (b) the per-pupil statewide average leadership and accountability base cost for all traditional school districts;

(4) No provision.

(4) Calculates the school’s building leadership and operations base cost as the product of (a) the school’s enrollment and (b) the per-pupil statewide average building leadership and operations base cost for all city, local, and exempted village school districts; and

(5) No provision.

(5) Provides the athletic co-curricular activities base cost component to the school if it is either a member of an organization that regulates interscholastic athletics or has teams in at least three different sports that participate in an interscholastic league, and calculates this component as the product of (a) the school’s enrollment and (b) the per-pupil statewide average athletic co-curricular activities base cost for all city, local, and exempted village school districts.

No provision.

Replaces the per-pupil dollar amounts for each of the categories of special education students and English learner students with weights that are multiplied by the statewide average base cost per pupil (see EDUCD143 and EDUCD145).

No provision.

Replaces the per-pupil dollar amounts for each of the categories of career-technical education students with weights that are multiplied by the statewide average career-technical base cost per pupil (see EDUCD146).

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No provision.

Increases the base per pupil amount for disadvantaged pupil impact aid from \$272 to \$422 and multiplies this amount by the school's "economically disadvantaged index" instead of the index for the student's resident school district (the school's "economically disadvantaged index" is equal to the square of the quotient of the percentage of the school's students who are economically disadvantaged divided by the statewide percentage of economically disadvantaged students in all public schools).

No provision.

Eliminates community school payments for targeted assistance, K-3 literacy funds, and the third grade reading and graduation performance bonuses.

No provision.

Provides a phase-in of a community school's funding components described above that is substantially similar to the phase-in of a school district's foundation funding, except all components are subject to the general phase-in percentage for school districts (see EDUCD148).

No provision.

Maintains current law regarding the payments for internet- and computer-based community schools (e-schools), requiring payment of the base cost per pupil, special education funds, and career-technical education funds.

**Fiscal effect: In FY 2021, transfers of state aid to community schools are estimated to be about \$921.1 million. The graduation bonus, which is directly paid (not deducted from the resident district) amounts to an additional \$1.2 million for FY 2021 (the third grade reading bonus is not paid in FY 2021 due to the suspension of the spring 2020 state tests).**

**Fiscal effect: Community school payments are estimated to total \$869.6 million in FY 2022 and \$895.8 million in FY 2023.**

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**EDUCD139 Traditional school districts – base cost**

	<b>R.C. 3317.011, 3317.018, 3317.02</b>
No provision.	Replaces the uniform per-pupil "formula amount" (currently, \$6,020) with a variable per-pupil base cost computed for each school district, which is generally computed as follows:
No provision.	Specifies that a district's base cost is made up of the following components: (1) teacher base cost, (2) student support base cost, (3) district leadership and accountability base cost, (4) building leadership and operations base cost, and (5) athletic co-curricular activities base cost. Calculates these components using various inputs, such as statewide average staff and teacher salary data, district-paid insurance costs, district spending data, and certain pupil-to-staff ratios.
No provision.	Specifies that the average salaries and costs within the base cost computations are calculated using data from FY 2018.
No provision.	Uses a district's base cost enrolled ADM (see EDUCD138) for those factors of the base cost computation which are paid on a per-pupil basis.
No provision.	Prescribes a unique base cost per pupil for traditional school district that is equal to the district's base cost divided by the district's base cost enrolled ADM.
No provision.	Specifies that the "statewide average base cost per pupil" is equal to the following:
(1) No provision.	(1) For FY 2022, the sum of the aggregate base cost calculated for all traditional school districts in the state for that fiscal year divided by the sum of the base cost enrolled ADMs of all traditional school districts in the state for that fiscal year;

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(2) No provision.

(2) For fiscal years 2023 through 2027, the amount calculated for FY 2022; and

(3) No provision.

(3) For FY 2028 and for each fiscal year thereafter, the sum of the aggregate base cost calculated for all traditional school districts in the state for that fiscal year divided by the sum of the base cost enrolled ADMs of all traditional school districts in the state for that fiscal year.

No provision.

Calculates the "statewide average career-technical base cost per pupil" in substantially the same manner as the statewide average base cost per pupil except that the calculations are based on the base cost of joint vocational school districts (see EDUCD61).

**Fiscal effect: The base cost, including state and local shares, amounts to an estimated \$10.9 billion in each fiscal year, with the estimated statewide average base cost per pupil being \$7,202 and the statewide average career-technical base cost per pupil being \$8,334.**

EDUCD154 Career awareness and exploration funds

**R.C. 3317.014, 3314.089, 3317.023, 3326.39**

No provision.

Establishes a career awareness and exploration funds payment (outside of the school funding formula) to traditional districts, JVSDs, and community and STEM schools in an amount equal to a district or school's enrolled ADM (see EDUCD138) times \$2.50 for FY 2022, \$5 for FY 2023, \$7.50 for FY 2024, or \$10 for FY 2025 and each fiscal year thereafter.

No provision.

Requires a district's or school's career awareness and exploration funds to be transferred to the lead district of the career-technical planning district (CTPD) to which the district belongs.

No provision.

Requires each lead district of a CTPD to disperse career awareness and exploration funds to districts and schools

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No provision.

receiving services from the CTPD that provide plans for the use of those funds that are consistent with the CTPD’s plan that is on file with ODE.

No provision.

Specifies that career awareness and exploration funds must be spent only for certain purposes.

Permits ODE to deny payment of these funds to any district that ODE determines is using the funds for other purposes.

**Fiscal effect: The bill earmarks \$4.2 million in FY 2022 and \$8.4 million in FY 2023 from GRF appropriation item 200545, Career-Technical Education Enhancements (see EDUCD52).**

**EDUCD140 Traditional school districts – per-pupil local capacity amount**

No provision.

**R.C. 3317.017**

Replaces the state share index, the current law formula component used to equalize payments based upon district capacity to raise local revenues, with a per-pupil local capacity amount for each district based on a district’s base cost enrolled ADM (see EDUCD138), property valuation, and income. Determines a district’s per-pupil local capacity amount as follows:

No provision.

Calculates a district’s "per-pupil local capacity percentage," by doing the following:

(1) No provision.

(1) Ranking all districts using each district’s ratio of the district’s median federally adjusted gross income (FAGI) for the most recent tax year for which data is available and the statewide median FAGI for the most recent tax year for which data is available, from the highest ratio to the lowest ratio;

(2) No provision.

(2) If the district’s ratio is less than the ratio of the district with the 40th highest quotient but greater than 1.0, specifying that the district’s "per-pupil local capacity percentage" is equal to a

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(3) No provision.

percentage between 2.25% and 2.5% that is calculated based on a sliding scale;

(3) If the district's ratio is less than or equal to 1.0, specifying that the district's "per-pupil local capacity percentage" is equal to the district's ratio times 2.25%; and

(4) No provision.

(4) If the district's ratio is greater than or equal to the ratio of the district with the 40th highest quotient, specifying that the district's "per-pupil local capacity percentage" is equal to 2.5%.

No provision.

Specifies that a district's per-pupil local capacity amount is equal to the sum of the following three factors, which are calculated using the district's base cost enrolled ADM:

(1) No provision.

(1) Valuation per pupil, which is calculated by multiplying the per-pupil local capacity percentage by 60% of the minimum of (a) the average valuation for the three most recent tax years for which data is available and (b) the district's taxable value for the most recent tax year for which data is available;

(2) No provision.

(2) FAGI per pupil, which is calculated by multiplying the per-pupil local capacity percentage by 20% of the minimum of (a) the average of the total federal adjusted gross income of the district's residents for the three most recent tax years for which data is available and (b) the total federal adjusted gross income of the district's residents for the most recent tax year for which data is available; and

(3) No provision.

(3) Adjusted FAGI per pupil, which is calculated by multiplying the per-pupil local capacity percentage by 20% of the per-pupil amount of the product of (a) the median federal adjusted gross income of the district's residents for the most recent tax year for which data is available and (b) the number of state tax returns filed by taxpayers residing in the district for the most recent tax

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year for which data is available.

**Fiscal effect: The statewide average per-pupil local capacity amount is estimated at about \$4,121 in FY 2022 and \$4,457 in FY 2023.**

**EDUCD149 Traditional school districts – temporary transitional aid (guarantee)**

R.C. 3317.019

No provision.

Guarantees, for FY 2022 and FY 2023, each district a total amount of foundation funding equal to its "funding base" (see EDUCD148).

No provision.

Guarantees, for FY 2024 and for each fiscal year thereafter, each district a per-pupil amount of foundation funding equal to the district's "guaranteed funding" for the third preceding fiscal year divided by the average of the district's enrolled ADM for the third, fourth, and fifth preceding fiscal years. (For this purpose, a district's "guaranteed funding" is, for FY 2021, the district's "funding base" and, for each fiscal year thereafter, the foundation funding guaranteed under the bill's provisions.)

No provision.

During the general phase-in, requires that, if a district has a decrease in incoming open enrollment students between one fiscal year and the next that equals the greater of 20 students or a 10% decrease in open enrollment students, its guaranteed funding must be reduced by an amount equal to the statewide average base cost per pupil times the reduction in the number of students in excess of that prescribed minimum decrease.

**Fiscal effect: The statewide total for temporary transitional aid is estimated to be \$71.6 million in FY 2022 and \$177.8 million in FY 2023.**

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**EDUCD138 Enrolled ADM and base cost enrolled ADM**

No provision.

**R.C. 3317.02, conforming changes in numerous R.C. sections**  
 Modifies how students are counted for school funding purposes by replacing "formula ADM," which counts students in the district in which they reside, with "enrolled ADM," which counts students in the district in which they are educated.

No provision.

Specifies that a district's "base cost enrolled ADM" is equal to the greater of (1) the district's enrolled ADM for the prior fiscal year or (2) the average of the district's enrolled ADM for the three prior fiscal years.

**Fiscal effect: In FY 2020, statewide formula ADM for traditional school districts was 1.66 million full-time equivalent (FTE) students. In contrast, enrolled ADM for traditional districts in FY 2020 was 1.51 million FTE students, a difference of about 149,000 students (-9.0%). Districts whose student count decreases as a result of the bill would, all else equal, look wealthier on a per-pupil basis, which may lead to reduced funding from the state.**

**EDUCD141 Traditional school districts – state share of the base cost and state share percentage**

No provision.

**R.C. 3317.022, 3317.017**  
 Replaces the current law calculation of the Opportunity Grant, generally calculated as the district's formula ADM times the formula amount times the district's state share index, with a district's "state share," which is equal to the following:

No provision.

If the district's per-pupil local capacity amount divided by the district's base cost per pupil is greater than 95%, the district's base cost per pupil times 5% times the district's enrolled ADM (see EDUCD138);

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No provision.

Otherwise, the district’s enrolled ADM times the difference between the district’s base cost per pupil and the district’s per-pupil local capacity amount.

No provision.

Specifies that the district’s "state share percentage" is equal to the district’s state share divided by the district’s aggregate base cost (this percentage is used in the calculation of certain formula components).

**Fiscal effect: The statewide total state share calculated by formula is estimated to be \$4.7 billion in FY 2022 and \$4.4 billion in FY 2023.**

EDUCD142 Traditional school districts – targeted assistance

No provision.

**R.C. 3317.022, 3317.0217, 3317.0218**

Replaces the current law computations of targeted assistance and capacity aid with two main elements: (1) a wealth amount based on a district’s weighted wealth per pupil and (2) a capacity amount based on a district’s aggregate weighted wealth. Creates a supplemental tier of targeted assistance for lower wealth districts whose enrolled ADM (see EDUCD138) is less than 88% of its total ADM for FY 2019, based on a scaled amount between \$75 and \$750 per pupil. For additional details, please see the [LSC Bill Analysis for H.B. 1 of the 134th General Assembly, As Introduced](#) on page 9, 10, and 15.

**Fiscal effect: The statewide total targeted assistance wealth and capacity amounts calculated by the formula is estimated to be roughly \$1.0 billion in each fiscal year. The total supplemental tier of targeted assistance is estimated to be \$56.4 million in each fiscal year.**

Executive

In House Finance

**EDUCD143 Traditional school districts – special education additional aid**

No provision.

**R.C. 3317.022, 3317.013, 3317.0214, 3317.0215,**

Makes the following changes to the calculation of special education additional aid:

(1) No provision.

(1) Replaces the per-pupil dollar amounts for each of the six categories of special education students (\$1,578, \$4,005, \$9,622, \$12,841, \$17,390, \$25,637, respectively) with multiples, also referred to as "weights," (0.2435, 0.6179, 1.4845, 1.9812, 2.6830, 3.9554, respectively) that are multiplied by the statewide average cost per pupil; and

(2) No provision.

(2) Equalizes the funding using the district’s state share percentage instead of its state share index under current law (see EDUCD141).

No provision.

Sets aside 10% of a district’s aggregate special education funds for catastrophic costs (see EDUCD60).

**Fiscal effect: The statewide total special education additional aid calculated by the formula is estimated to be \$766.0 million in FY 2022 and \$746.4 million in FY 2023.**

**EDUCD144 Traditional school districts – disadvantaged pupil impact aid**

No provision.

**R.C. 3317.022, 3317.02, 3317.25**

Makes the following changes to the calculation of economically disadvantaged funds, renamed "disadvantaged pupil impact aid":

(1) No provision.

(1) Increases the base per-pupil amount from \$272 to \$422; and

(2) No provision.

(2) Makes a conforming change in recognition of the new formula to the calculation of the economically disadvantaged index (used to scale the base per-pupil amount based on a district's concentration of poverty), but continues to include

Executive

In House Finance

No provision.

community school and STEM school students who are economically disadvantaged when calculating the statewide percentage of economically disadvantaged students.

Adds certain initiatives for which disadvantaged pupil impact aid must be spent, including those for which student wellness and success funds may be spent under current law.

No provision.

Requires a district to develop a plan for utilizing its disadvantaged pupil impact aid in coordination with both of the following:

(1) No provision.

(1) A board of alcohol, drug, and mental health services; and

(2) No provision.

(2) One of the following: an educational service center (ESC), a county board of developmental disabilities, a community-based mental health treatment provider, a board of health of a city or general health district, a county department of job and family services, a nonprofit organization with experience serving children, or a public hospital agency.

No provision.

Requires a district’s annual report of the initiatives on which its disadvantaged pupil impact aid was spent to include the amount of money that was spent on each initiative, and specifies that this report must be submitted to ODE through the Education Management Information System (EMIS).

**Fiscal effect: The statewide total disadvantaged pupil impact aid calculated by the formula is estimated to be \$620.5 million in each fiscal year.**

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**EDUCD145 Traditional school districts – English learner funds**

<p>No provision.</p> <p>(1) No provision.</p> <p>(2) No provision.</p> <p>(3) No provision.</p> <p>No provision.</p>	<p><b>R.C. 3317.022, 3317.016</b></p> <p>Makes the following changes to the calculation of English learner funds:</p> <p>(1) Modifies the students included in categories two and three of English learner students to consist of students who have been enrolled for more than 180 days until they successfully achieve proficiency on the assessments and students who have achieved proficiency for two successive school years, respectively;</p> <p>(2) Replaces the per-pupil dollar amounts for each of the three categories of English learners (\$1,515, \$1,136, \$758, respectively) with weights (0.2104, 0.1577, 0.1053, respectively) that are multiplied by the statewide average base cost per pupil (see EDUCD139).</p> <p>(3) Equalizes the funding using the district’s state share percentage instead of its state share index under current law (see EDUCD141).</p> <p>Specifies that English learner funds must be spent only for services for English learners.</p> <p><b>Fiscal effect: The statewide total English learner funds calculated by the formula is estimated to be \$36.1 million in FY 2022 and \$35.6 million in FY 2023. Reduces school district flexibility in spending state foundation aid.</b></p>
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**EDUCD120 Traditional school districts - gifted funds and reports**

<p>No provision.</p>	<p><b>R.C. 3317.022, 3317.051, 3324.05, 3324.09</b></p> <p>Makes the following changes to the calculation of gifted funds:</p>
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(1) No provision.

(1) Increases the per-pupil amount for gifted identification funds from \$5.05 to \$24, but uses a district's enrolled ADM (see EDUCD138) for grades K-6, instead of the district's formula ADM to calculate the funds;

(2) No provision.

(2) Modifies the calculation of the number of gifted intervention specialist units from one unit for every 1,100 students in a district's gifted unit ADM (the number of students in the district's formula ADM minus the number of students that reside in the district but attend a community or STEM school) to one unit for every 140 gifted students enrolled in grades K-8 and one unit for every 140 gifted students enrolled in grades 9-12 (maintains the minimum of 0.3 units that applies under current law);

(3) No provision.

(3) Increases the salary associated with each gifted intervention specialist and coordinator unit from \$37,370 to \$85,776 for gifted coordinator units, \$89,378 for gifted intervention specialist units for students in grades K-8, and \$80,974 for gifted intervention specialist units for students in grades 9-12;

(4) No provision.

(4) Establishes new funding for gifted referrals at \$2.50 per pupil;

(5) No provision.

(5) Establishes new funding for gifted professional development based on per pupil amounts of \$7 for FY 2022, \$14 for FY 2023, \$21 for FY 2024, or \$28 for FY 2025 (gifted professional development funds are not paid after FY 2025) and the greater of (a) the number of gifted students enrolled in the district and (b) 10% of the district's enrolled ADM; and

(2) No provision.

(6) Equalizes all gifted funding elements according to a district's state share percentage (EDUCD141) instead of providing a state share of those elements that is effectively 100% under current law (that is, the state share index is not currently applied to gifted funding elements).

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No provision.

Requires a school district to spend the gifted funds it receives through the school funding formula on the identification of gifted students, gifted coordinator services, gifted intervention specialist services, other service providers approved by ODE, and gifted professional development.

No provision.

Requires ODE, if it determines that a district is not in compliance with the spending requirements, to reduce the district's foundation funding payments by the amount not spent in accordance with the requirements.

No provision.

Requires each district to submit, as part of its annual report to ODE regarding the identification of gifted students required by current law, the number of students receiving gifted services in each category of gifted students.

No provision.

Requires ODE's annual report of each district's expenditures of gifted funding (as required under continuing law) to also include the amount of gifted funding received by each district.

No provision.

Requires ODE to publish the following by October 31 each year, using data submitted by school districts:

(1) No provision.

(1) Services offered by districts to students identified as gifted in each of the K-3, 4-8, and 9-12 grade bands; and

(2) No provision.

(2) The number of licensed gifted intervention specialists and coordinators employed or contracted by each district.

No provision.

Requires ODE to audit each district's gifted service numbers in the same manner it audits each district's gifted identification numbers under current law.

No provision.

Requires, rather than permits as under current law, ODE to reduce a district's foundation funding if the district is not in compliance with existing requirements regarding identification

Executive

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No provision.

of gifted students and the reporting requirement regarding the services provided to gifted students.

Requires ODE's annual report of each district's expenditures of gifted funding (as required under continuing law) to also include the amount of gifted funding received by each district.

**Fiscal effect: The statewide total gifted funds calculated by the formula is estimated to be \$83.7 million in FY 2022 and \$79.2 million in FY 2023. Reduces school district flexibility in spending state foundation aid. Increases ODE and school district administrative workload.**

EDUCD146 Traditional school districts – career-technical education funds

No provision.

**R.C. 3317.022, 3317.014**

(1) No provision.

Makes the following changes to the calculation of career-technical education funds:

(1) Replaces the per-pupil dollar amounts for each of the five categories of career-technical education students (\$5,192, \$4,921, \$1,795, \$1,525, \$1,308, respectively) with weights (0.6230, 0.5905, 0.2154, 0.1830, 0.1570, respectively) that are multiplied by the statewide average career-technical base cost per pupil (see EDUCD139);

(2) Replaces the per-pupil dollar amount for career-technical education associated services funds (\$245) with a weight (0.0294) that is multiplied by the statewide average career-technical base cost per pupil.

(3) Equalizes the funding using the district’s state share percentage instead of its state share index under current law (see EDUCD141).

(2) No provision.

(3) No provision.

Executive

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**Fiscal effect: The statewide total career-technical education funds and associated services funds calculated by the formula is estimated to be \$54.3 million in FY 2022 and \$53.7 million in FY 2023.**

**EDUCD147 Traditional school districts – eliminated funding components**

No provision.

**R.C. 3317.022, Repealed: 3317.0215, 3317.0216**

Eliminates the K-3 literacy funds component, which is based on a district's K-3 ADM and per-pupil amounts of \$193 (equalized by the state share index) and \$127 (unequalized).

No provision.

Eliminates the performance bonuses, which are two components based on school district four-year graduation rates and third grade reading proficiency rates.

**Fiscal effect: In FY 2019, the last year in which the current formula was operational, the calculated amounts for K-3 literacy funds, before the application of the formula's gain cap, totaled \$111.7 million while the calculated amounts for the performance bonuses totaled \$31.0 million.**

**EDUCD148 Traditional school districts – application of phase-in**

No provision.

**R.C. 3317.022, 3317.02, Sections 265.215 and 265.220**

Phases in most of a district's foundation funding payments over a period of time to be determined by the General Assembly. Specifies a "general phase-in percentage" of 16.67% for FY 2022 and 33.33% for FY 2023 and a "phase-in percentage for disadvantaged pupil impact aid" of 0% for FY 2022 and 14% for FY 2023.

No provision.

Specifies that it is the intent of the General Assembly that the general phase-in occurs over the course of no more than six fiscal years. Specifies that the phase-in percentage for disadvantaged pupil impact aid equals the general phase-in

Executive

In House Finance

No provision.

percentage for FY 2024 and each fiscal year thereafter.

Calculates the phase-in of a district’s foundation funding (before application of the guarantee) as follows:

(1) No provision.

(1) Determine the district’s "funding base," which equals the district’s FY 2020 foundation funding under current law (excluding base and "other" transportation funding and the current law transportation supplement) prior to any state budget reductions ordered by the Governor, after adjusting for transfers for (a) students attending community and STEM schools (other than those for transportation), (b) students receiving state scholarships, and (c) students open enrolling;

(2) No provision.

(2) Determine the district's "general funding base," which is equal to the district's "phase-in funding base" minus the district's FY 2020 economically disadvantaged funds adjusted for transfers as described above;

(3) No provision.

(3) Determine the sum of the district’s state core foundation funding components that are subject to the general phase-in (the district’s state share of the base cost, targeted assistance, special education funds, English learner funds, gifted funds, career-technical education funds, and career-technical associated services funds under the formula);

(4) No provision.

(4) Compute the difference between the district’s "general funding base" and the sum of the district’s state core foundation funding components that are subject to the general phase-in;

(5) No provision.

(5) Multiply that difference by the district’s general phase-in percentage to determine the general phase-in amount;

(6) No provision.

(6) Determine the district's "disadvantaged pupil impact aid funding base," which is equal to the district's FY 2020 economically disadvantaged funds adjusted for transfers as

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(7) No provision.

described above;

(7) Compute the difference between the district's "disadvantaged pupil impact aid funding base" and the district's disadvantaged pupil impact aid;

(8) No provision.

(8) Multiply that difference by the district's phase-in percentage for disadvantaged pupil impact aid to determine the disadvantaged pupil impact aid phase-in amount; and

(9) No provision.

(9) Add the district's general phase-in amount, disadvantaged pupil impact aid phase-in amount, and "funding base" to determine the district's foundation funding (before application of the guarantee).

**Fiscal effect: The total statewide foundation funding after the application of the phase-in, including components outside the phase-in (transportation and supplemental targeted assistance), is estimated to be \$7.08 billion in FY 2022 and \$7.15 billion in FY 2023.**

EDUCD155 Special education transportation

No provision.

R.C. 3317.024

Changes the method used to determine a district's payment for the approved cost of transporting eligible students with disabilities whom it is impossible or impractical to transport by regular school bus from a method determined through rules adopted by the State Board of Education to an amount, determined in statute, that is equal to the actual costs incurred when transporting those students multiplied by the greater of the district's state share percentage (see EDUCD141) or 29.17% for FY 2022, 33.33% for FY 2023, 37.5% for FY 2024, 41.66% for FY 2025, 45.83% for FY 2026, and 50% for FY 2027 and for each fiscal year thereafter.

Executive

In House Finance

No provision.

Requires the State Board of Education to establish the deadline for each district to report its actual costs for transporting eligible students with disabilities whom it is impossible or impractical to transport by regular school bus, and specifies that costs reported by each district or ESC must be subject to periodic, random audits by ODE.

**Fiscal effect: The bill increases the earmark for special education transportation payments from GRF appropriation item 200502, Pupil Transportation, by \$57.0 million in FY 2022 and \$63.0 million in FY 2023 (see EDUCD29).**

**EDUCD77 Payment for school district with nuclear plant in its territory**

**R.C. 3317.029, (Repealed)**

Repeals the law that requires ODE, for each of FYs 2019, 2020, and 2021, to make an additional payment to a school district with (1) a nuclear power plant in its territory and (2) a total taxable value of public utility personal property for tax year 2017 that is at least 50% less than that value for tax year 2016.

**Fiscal effect: None. The provision applies only through FY 2021.**

**R.C. 3317.029, (Repealed)**

Same as the Executive.

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

**EDUCD30 Traditional school districts - student transportation funding**

**R.C. 3317.0212**

Makes the following changes to the calculation of regular transportation funding:

(1) Revises the computation of a traditional school district's "qualifying ridership," which is used to calculate its state transportation funding, to equal the greater of the average number of qualifying riders counted in the morning or counted in the afternoon during the first full week of October that the district is in session with students in attendance, instead of the average number of qualifying riders who are provided school bus

**R.C. 3317.0212, 3317.019, 3317.024, 3301.0714**

Same as the Executive, but makes the following changes:

(1) Same as the Executive, but (a) removes the specification that a district's qualifying ridership is determined during the first full week of October "that the district is in session with students in attendance" and (b) includes preschool students and students who live less than one mile away from school in the district's qualifying rider count;

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service during the first full week of October.

(2) No provision.

(2) Applies a weight of 1.5 for community and STEM school students and a weight of 2.0 for nonpublic school students when calculating a district's cost for the number of students transported used in the base transportation formula;

(3) No provision.

(3) Increases the state share of the base transportation formula from the greater of 25% or the district's state share index to the greater of the district's state share percentage (see EDUCD141) or 29.17% for FY 2022, 33.33% for FY 2023, 37.5% for FY 2024, 41.66% for FY 2025, 45.83% for FY 2026, and 50% for FY 2027 and for each fiscal year thereafter;

(4) No provision.

(4) Creates an efficiency adjustment based on the district's demonstration of efficiency by transporting more than a target number of students per bus, calculated based on the district's base transportation funding times a percentage that increases from 0% to 15% as the district's efficiency increases;

(5) No provision.

(5) Modifies the transportation supplement for low density school districts by calculating density based on a district's qualifying riders, instead of total ADM, and qualifying for the supplement districts with a density less than 28 riders per square mile, instead of less than 50 per square mile; and

No provision.

(6) Guarantees, for fiscal years 2022 and 2023, that each district's regular transportation funding does not fall below an amount equal to the sum of the district's base transportation funding, transportation supplement, and "other" transportation funding for FY 2020 prior to any state budget reductions ordered by the Governor.

No provision.

Requires the State Board of Education to establish the deadline for each district to report its actual costs for transporting eligible

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No provision.

**Fiscal effect: Increases school district administrative workload to conduct a second daily count during the designated count week and report it to ODE (under current law, qualifying riders are counted once daily during the designated count week and the five-day average is reported to ODE). State transportation funding to school districts may increase beginning in FY 2024 if the second count results in a higher number of qualifying riders. There is no fiscal effect on state transportation aid for the FY 2022-FY 2023 biennium, as the budget suspends the formula for these years and instead provides for districts with the same amount of transportation funding as they received for FY 2019 (see EDUCD81).**

students with disabilities whom it is impossible or impractical to transport by regular school bus, and specifies that costs reported by each district or ESC must be subject to periodic, random audits by the Department.

Requires each district to report the average number of students riding on school buses routed to community schools, STEM schools, and nonpublic schools to the Department of Education through the Education Management Information System (EMIS).

**Fiscal effect: Same as the Executive, but the provision requiring a second count begins to affect transportation funding immediately in conjunction with the implementation of the new funding formula. The statewide total regular transportation funds calculated by the formula is estimated to be \$534.6 million in FY 2022 and \$552.6 million in FY 2023.**

EDUCD159 Preschool special education funding

No provision.

**R.C. 3317.0213**

Makes changes to the calculation of preschool special education funding in recognition of the new school funding formula by replacing (1) the state share index with the state share percentage (see EDUCD141) and (2) the applicable special education dollar amount with the applicable special education weight times the statewide average base cost per pupil (see EDUCD139 and EDUCD143).

Executive

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**Fiscal effect: The bill increases the amount allocated for preschool special education payments from GRF appropriation item 200540, Special Education Enhancements, by \$24 million in FY 2022 and by \$29 million in FY 2023 (the increased funding amounts are mainly designed to lift the proration of the payments that has been typically applied in recent years to avoid exceeding the appropriation).**

**EDUCD83 Student wellness and success funding**

**R.C. 3317.0219, 3314.088, 3317.163, 3317.26, 3326.42, Sections 265.323 and 265.234**

Modifies the formula for calculating student wellness and success funds and enhancement funds for city, local, exempted village, and joint vocational school districts, community schools, and STEM schools as follows:

Requires ODE to use the five-year estimates published by the Census Bureau in the 2015-2019 American Community Survey, rather than the most recent American Community Survey, when computing each city, local, and exempted village school district's percentage of resident children with family incomes below 185% of the federal poverty guidelines (for purposes of grouping them into quintiles that determine per-pupil funding amounts).

Requires ODE to use the number of students enrolled in the district or school for FY 2022, instead of the preceding year's count, to calculate student wellness and success funds and enhancement funds for FY 2022.

Increases the per-pupil amounts used to calculate student wellness and success funds for city, local, and exempted village school districts as follows:

**R.C. 3317.0219, (Repealed), Also Repealed: 3314.088, 3317.163, 3317.26, 3326.42**

Replaces the Executive provision with a provision that repeals the requirement for ODE to pay student wellness and success funds and enhancement funds to school districts, community schools, and STEM schools.

No provision.

No provision.

No provision.

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(1) For a district in the highest poverty quintile, \$457 for FY 2022 and \$562 for FY 2023 (from \$250 for FY 2020 and \$360 for FY 2021);

(1) No provision.

(2) For a district in the second highest poverty quintile, \$368 for FY 2022 and \$452 for FY 2023 (from \$200 for FY 2020 and \$290 for FY 2021);

(2) No provision.

(3) For a district in the third highest poverty quintile, \$197 for FY 2022 and \$242 for FY 2023 (from \$110 for FY 2020 and \$155 for FY 2021);

(3) No provision.

(4) For a district in the fourth highest poverty quintile, \$89 for FY 2022 and \$109 for FY 2023 (from \$50 for FY 2020 and \$70 for FY 2021); and

(4) No provision.

(5) For a district in the lowest poverty quintile, \$38 for FY 2022 and \$47 for FY 2023 (from \$20 for FY 2020 and \$30 for FY 2021).

(5) No provision.

Increases the minimum amount of student wellness and success funds each school district, site-based community school, and STEM school will receive to \$45,720 for FY 2022 and \$56,160 for FY 2023 (from \$25,000 for FY 2020 and \$36,000 for FY 2021).

No provision.

Maintains the base per-pupil amount of \$75 used to calculate student wellness and success enhancement funds for FY 2022 and FY 2023 (these funds are paid to city, local, and exempted village school districts that received supplemental targeted assistance funding for FY 2019).

No provision.

Increases the payment of student wellness and success funds for e-schools to \$45,720 for FY 2022 and \$56,160 for FY 2023 (from \$25,000 for FY 2020 and \$36,000 for FY 2021).

No provision.

Guarantees that each district and school receives at least the same amount of student wellness and success funds and

No provision.

Executive

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enhancement funds in FY 2022 and FY 2023 as it received in the previous fiscal year. Requires that these guarantee funds be spent in the same manner as other student wellness and success funds and that ODE make the guarantee payment not later than February 28 of the respective fiscal year.

Requires ODE to distribute any remaining funds from DPF appropriation item 200604, Student Wellness and Success, in each fiscal year through a methodology determined by ODE in consultation with OBM not later than February 28 of that fiscal year.

Changes the list of initiatives for which student wellness and success funds and enhancement funds may be spent, as follows:

(1) Specifies that mental health services and physical health services may include telehealth services;

(2) Adds culturally appropriate, evidence-based or evidence-informed prevention education, including youth-led programming and social and emotional learning curricula to promote mental health and prevent substance use and suicide;

(3) Adds programs that connect students to community resources, including City Connects (permitted under current law), Communities in Schools, or other similar programs;

(4) Removes professional development regarding the provision of trauma-informed care and professional development regarding cultural competencies.

No provision.

Replaces the Executive provision with a provision that repeals the spending requirements for student wellness and success funds and enhancement funds, but incorporates the current law initiatives on which these funds may be spent within the spending requirements for disadvantaged pupil impact aid (see EDUCD144).

(1) No provision.

(2) No provision.

(3) No provision.

(4) No provision.

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Increases the number of community partners with which districts and schools must coordinate the spending of student wellness and success funds and enhancement funds from one to two, one of which must be either an alcohol, drug, and mental health services board or a community-based mental health treatment or prevention provider.

**Fiscal effect: The bill appropriates \$500 million in FY 2022 and \$600 million in FY 2023 from DPF Fund 5VSO appropriation item 200604, Student Wellness and Success (which is supported by cash transfers from the GRF), to support the payments (see EDUCD84).**

Replaces the Executive provision with a provision that repeals the requirement for districts and schools to coordinate the spending of student wellness and success funds and enhancement funds with a community partner, but incorporates a similar provision into the spending requirements for disadvantaged pupil impact aid (see EDUCD144).

**Fiscal effect: The bill maintains the Executive appropriation in item 200604, but redirects its purpose to paying disadvantaged pupil impact aid under the House's new formula and portions of the state share of the base cost that are attributable to the staffing cost for the student wellness and success component of the base cost.**

EDUCD156 School bus purchase grants

No provision.

R.C. 3317.071

Establishes a program to distribute bus purchasing grants of not less than \$45,000 to traditional school districts for the purpose of replacing the oldest and highest mileage buses in the state assigned to routes.

No provision.

Requires ODE to annually collect age, mileage, and vehicle condition data from districts through its transportation data collection system.

**Fiscal effect: The bill appropriates \$45 million in each fiscal year from GRF appropriation item 200503, Bus Purchase Allowance, to support the grants (see EDUCD137).**

Executive

In House Finance

**EDUCD157 Transportation collaboration grants**

No provision.

**R.C. 3317.072**

Establishes a program to award transportation collaboration grants of no more than \$10,000 each fiscal year to traditional school districts for efforts that lead to shared resource management, routing consolidation, regional collaboration, or other activities that have the potential to reduce transportation operating costs. Establishes the Transportation Collaboration Fund to be used for this purpose.

**Fiscal effect: The bill earmarks \$250,000 in each fiscal year from GRF appropriation item 200502, Pupil Transportation, to support the grants (see EDUCD29).**

**EDUCD55 Educational service centers funding**

**Section: 265.360**

Sets the per-pupil state payment amount in each fiscal year to \$26 for high-performing ESCs and \$24 for all other ESCs and, if necessary, requires ODE to prorate the payment amounts to fit the earmark for state payment of ESCs.

**R.C. 3317.11**

Replaces the Executive provision with a provision that codifies and computes each ESC's state payment, subject to a phase-in, using a formula that provides tiered funding based on the ESC's student count as follows: (1) if the ESC has a student count of 5,000 or less, a lump sum of \$356,250; (2) if the ESC has a student count greater than 5,000 but less than or equal to 35,000, the lump sum amount specified above, plus a per-pupil payment of \$24.72 for each student above 5,000 in the ESC's student count; or (3) if the ESC has a student count greater than 35,000, the lump sum amount specified above, plus a per pupil payment of \$24.72 for each student above 5,000 in the ESC's student count, plus an additional per pupil payment for each student above 35,000 in the ESC's student count.

No provision.

Phases in each ESC's funding under this new formula over a period of time to be determined by the General Assembly, and

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No provision.

specifies that an ESC's general phase-in percentage equals the same general phase-in percentage for FY 2022 and FY 2023 as for school districts (16.67% for FY 2022 and 33.33% for FY 2023).

Calculates the phase-in of each ESC's funding for a fiscal year by (1) determining the ESC's "funding base," which equals the amount paid to the ESC for FY 2020, (2) computing the difference between the ESC's funding base and the amount computed for the ESC for a given fiscal year as described above, (3) multiplying that difference by the general phase-in percentage for that fiscal year, and (4) adding that product to the ESC's funding base to determine its funding for that fiscal year.

Establishes a moratorium on additional school districts joining ESCs during FY 2022 and FY 2023.

No provision.

**Fiscal effect: The bill earmarks \$40 million in each fiscal year for state funding of ESCs (see EDUCD60).**

**Fiscal effect: Increases the earmark for state funding of ESCs to \$42.5 million in FY 2022 and \$45.0 million in FY 2023.**

**EDUCD61 Joint vocational school district funding**

**Section: 265.225, 265.215**

**R.C. 3317.16, 3317.012, 3317.014, 3317.162, Sections 265.215, 265.220, and 265.225**

Suspends the use of the current law foundation aid formula for JVSDs for FY 2022 and FY 2023 and, instead, provides every JVSD with the same amount of foundation aid as the district received for FY 2019.

Replaces the Executive provision with provisions that implement a new funding formula for joint vocational school districts (JVSDs) that is substantially similar to that proposed for traditional school districts, including the phase-in and guarantee (see EDUCD139 and EDUCD143 through EDUCD150), with the following changes:

(1) No provision.

(1) Replaces the "special teacher" cost in the base cost computation with the "cost for teachers providing health and physical education, instruction regarding employability and soft skills, development and coordination and internships and job

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(2) No provision.

placements, career-technical student organization activities, pre-apprenticeship and apprenticeship coordination, and any assessment related to career-technical education, including any nationally recognized job skills or end-of-course assessment," but calculates the cost in the same manner;

(2) Does not specify a minimum for the number of staff members for the staffing cost for student wellness and success for the district in the base cost computation;

(3) No provision.

(3) Replaces the cost computations for academic and athletic co-curricular activities in the base cost computation, combines them into one cost computation for "career-technical curriculum specialists and coordinators, career assessment and program placement, recruitment and orientation, student success coordination, analysis of test results, development of intervention and remediation plans and monitoring of those plans, and satellite program coordination," and calculates this cost as the district's base cost enrolled ADM (see EDUCD138) multiplied by the sum of the per-pupil academic co-curricular costs and the per-pupil athletic co-curricular costs for traditional school districts; and

(4) No provision.

(4) Calculates a JVSD's state share using a 1/2 mill charge-off times the lesser of the district's three-year average valuation or most recent valuation.

**Fiscal effect: Allocates \$307.9 million in each of FY 2022 and FY 2023 for foundation aid to JVSDs.**

**Fiscal effect: Total foundation funding for JVSDs is estimated to be \$344.1 million in FY 2022 and \$365.2 million in FY 2023.**

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**EDUCD158 Funding for county boards of development disabilities**

No provision.

**R.C. 3317.20**

Makes changes to the calculation of state funding for county board of developmental disabilities educating school-age children in recognition of the new school funding formula by replacing (1) the state share index with the state share percentage (see EDUCD141), (2) the formula amount with the statewide average base cost per pupil, and (3) the applicable special education dollar amount with the applicable special education weight times the statewide average base cost per pupil (see EDUCD139 and EDUCD143).

**Fiscal effect: The bill increases the amount earmarked from GRF appropriation item 200540, Special Education Enhancements, for payments to county boards by \$4 million in each fiscal year (see EDUCD51).**

**EDUCD78 Recommendations for compensating districts with certain valuation losses**

**R.C. 3317.27, (Repealed)**

Repeals the law that requires ODE to annually recommend to the General Assembly a structure to compensate each city, local, exempted village, and joint vocational school district that experiences at least a 50% decrease in public utility personal property valuation from one year to the next for a percentage of the effect that decrease has on the district's state funding.

**Fiscal effect: Minimal decrease in ODE's administrative workload.**

**R.C. 3317.27, (Repealed)**

Same as the Executive.

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

Executive

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**EDUCD152 School Funding Oversight Commission**

No provision.

**R.C. 3317.60**

Creates the 19-member School Funding Oversight Commission to oversee the implementation of the new K-12 formula funding provisions in the bill, analyze and make recommendations regarding appropriate adjustments to the formula, and review and analyze the findings of any of the education studies that are prepared under current law.

**Fiscal effect: May increase the state's administrative costs.**

**EDUCD63 STEM school funding**

**Section: 265.235**

Specifies all of the following with respect to state aid payments for STEM schools: (1) maintains the FY 2019 dollar amounts used to calculate per-pupil deductions from school districts and transfers to STEM schools for FY 2022 and FY 2023; (2) specifies that the per-pupil amounts deducted and paid to STEM schools for targeted assistance and economically disadvantaged funds, which are computed based on an amount calculated for the student's resident district, must be the same amounts deducted and paid for FY 2019; and (3) requires ODE to pay each STEM school graduation and third-grade reading bonuses using a formula amount of \$6,020.

**Fiscal effect: In FY 2021, transfers of state aid to STEM schools are estimated to be about \$28.4 million. The graduation bonus, which is directly paid (not deducted from the resident district), amounts to an additional \$172,000 for FY 2021 (no STEM school qualified for a third grade reading bonus for FY 2021).**

**R.C. 3326.33, 3326.39, 3326.43, Section 265.215**

Replaces the Executive provisions with provisions that make changes to the calculation of operating funding for STEM schools that are substantially similar to those described for community schools (see EDUCD62).

**Fiscal effect: STEM school payments are estimated to total \$27.6 million in FY 2022 and \$28.2 million in FY 2023.**

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**EDUCD80 Operating funding for FY 2022 and FY 2023**

**Section: 265.215**

Suspends most school funding payments under R.C. Chapter 3317., including foundation aid to school districts (see EDUCD81) and JVSJs (see EDUCD61), but requires ODE to continue to make some specified payments under that chapter, including (1) certain foundation aid adjustments; (2) special education transportation reimbursements, (3) auxiliary services, (4) nonpublic school administrative cost reimbursement; (5) preschool special education; (6) special education catastrophic cost reimbursements; (7) special education for school-age children at county developmental disabilities boards and institutions, and (8) student wellness and success funds (see EDUCD83).

No provision. (Replaced by provisions that, in general, phase in the school funding formula proposed in H.B. 1 of the 134th General Assembly. The main new formula Compare Doc items are EDUCD138 through EDUCD150, EDUCD30, EDUCD120, and EDUCD61.)

Requires ODE to use the state share index or state share percentage computed for a district for FY 2019 for purposes of computing FY 2022 and FY 2023 amounts for payments, other than foundation aid, for which the state share index or state share percentage is a factor.

No provision.

Specifies that, for purposes of open enrollment, College Credit Plus, and any other payments for which the “formula amount” is used, the formula amount for FY 2022 and FY 2023 is \$6,020 (the formula amount for FY 2019).

No provision.

Specifies that the special education catastrophic cost threshold for FY 2022 and FY 2023 is \$27,375 for students in categories two through five special education ADM and \$32,850 for students in category six special education ADM.

No provision.

Requires, for the purpose of making school funding payments (1) school districts and ESCs to continue reporting student

No provision.

Executive

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enrollment data and (2) the Tax Commissioner to continue to reporting property valuation and receipts for school districts, as prescribed by current law.

**EDUCD81 Traditional school district funding**

**Section: 265.220, 265.215**

Suspends the use of the current law foundation aid formula for city, local, and exempted village school districts for FY 2022 and FY 2023 and, instead, provides every school district with the same amount of foundation aid as the district received for FY 2019.

No provision. (Replaced by provisions that, in general, phase in the school funding formula proposed in H.B. 1 of the 134th General Assembly. The main new formula Compare Doc items are EDUCD138 through EDUCD150, EDUCD30, and EDUCD120.)

Requires ODE, in FY 2022 and FY 2023, to make an additional payment to each school district with at least 50 students that experienced a positive average annual percentage change in its enrollment between FY 2016 and FY 2019, calculated as follows: (that percentage change for the district X 100) X (\$30 X the number of students enrolled in the district in FY 2019).

No provision.

**Fiscal effect: Allocates \$8.07 billion in each of FY 2022 and FY 2023 for foundation aid for traditional school districts (prior to any deductions and transfers) and an additional \$23 million in each fiscal year for the enrollment growth supplement from SLF Fund 7017 appropriation item 200636, Enrollment Growth Supplement (see EDUCD98).**

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**EDUCD150 Traditional school districts – transition supplement**

No provision.

**Section: 265.225**

Requires ODE to pay a formula transition supplement in FY 2022 and FY 2023 to guarantee that a school district's total foundation funding in those years does not fall below its combined funding in FY 2021 from (1) foundation aid after any state budget reductions ordered by the Governor and after adjusting for transfers for (a) students attending community and STEM schools, (b) students receiving state scholarships, and (c) students open enrolling; (2) student wellness and success funds and enhancement funds; and (3) the enrollment growth supplement.

**Fiscal effect: The statewide total for the transition formula supplement is estimated to be \$58.5 million in FY 2022 and \$43.1 million in FY 2023.**

**EDUCD82 Funding adjustment for career-technical education students**

**Section: 265.227**

Requires ODE, in the case of a city, local, or exempted village school district (traditional school district) that provided a career-technical education (CTE) program in FY 2019 but entered into an agreement to become a member of a JVSD that provides that CTE program beginning in FY 2020, to adjust the amounts paid to those districts for FY 2022 and FY 2023 to account for the decrease in students served by the traditional school district and the increase in students served by the JVSD. Specifies that the adjustment equals the amount of CTE funds paid to the traditional school district for FY 2019, minus the CTE funds deducted from the district for community and STEM school students for FY 2019.

No provision. (Replaced by provisions that, in general, phase in the school funding formula proposed in H.B. 1 of the 134th General Assembly. See EDUCD61 and EDUCD146.)

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Prohibits ODE from increasing the aggregate amount of foundation aid paid to traditional school districts and JVSDs when making this adjustment.

No provision.

**Fiscal effect: The provision only applies to Hamilton City School District and Butler Tech JVSD. The amount of the adjustment is about \$750,000 in each fiscal year, the same amount as in FY 2020 and FY 2021.**

**EDUCD32 Power plant valuation adjustment**

**Section: 265.237**

**Section: 265.237**

Requires ODE to make an additional payment to school districts that have at least one power plant in their territory and that experience at least a 10% decrease in public utility tangible personal property (PUTPP) value between tax year (TY) 2017 and the preceding tax year (e.g., TY 2021, for purposes of the FY 2022 payment) or between the preceding tax year and the second preceding tax year (e.g., between TY 2020 and TY 2021, for purposes of the FY 2022 payment).

Same as the Executive.

Calculates the payment for an eligible district generally based on a recomputation of the district’s FY 2019 foundation aid using the preceding year’s total taxable valuation (instead of the three-year average valuation used to determine funding for FY 2019) and the change in local property taxes between TY 2017 and the preceding tax year.

Same as the Executive.

Requires ODE to make payments for FY 2022 in June 2022, and payments for FY 2023 in June 2023.

Same as the Executive.

**Fiscal effect: The bill earmarks \$7 million in each of FY 2022 and FY 2023 from GRF appropriation item 200550, Foundation Funding, to make the payments (see EDUCD60).**

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

Executive

In House Finance

**EDUCD68 Foundation and transitional aid funding reimbursement**

**Section: 265.430**

Specifies that no school district for which a reduction was made in its reported formula ADM for FY 2005 based on community school enrollment reports and, accordingly, for which a reduction was made in its foundation or transitional aid funding for FY 2005, FY 2006, or FY 2007, has a legal right to reimbursement for that reduction in funding except as expressly provided in a final court judgment or a settlement agreement executed on or before June 1, 2009.

**Fiscal effect: None.**

**Section: 265.430**

Same as the Executive.

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

**EDUCD58 Flexible funding for families and children**

**Section: 265.440**

Permits school districts, community schools, STEM schools, JVSDs, ESCs, and county DD boards that receive state aid to transfer portions of their allocations to a flexible funding pool created by a county family and children first council to support the provision of services to families and children.

**Fiscal effect: None.**

**Section: 265.440**

Same as the Executive.

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

**EDUCD124 Pilot program funding for dropout recovery e-schools**

No provision.

(1) No provision.

**Section: 610.04, 610.05**

Amends Section 5 of H.B. 123 of the 133rd General Assembly to do the following:

(1) Extend to FY 2022 and FY 2023 the pilot program established for FY 2021 to provide additional funding on a per-pupil basis for certain internet- or computer-based community schools (e-schools) operating dropout prevention and recovery programs for students in grades 8-12;

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(2) No provision.

(2) Require that an e-school must have participated in the program for FY 2021 to be eligible for FY 2022 and FY 2023; and

(3) No provision.

(3) Delay the deadline for ODE's report on the program from December 31, 2021, to December 31, 2023.

**Fiscal effect: The bill earmarks \$2.5 million in each fiscal year from GRF appropriation item 200550, Foundation Funding, to support the pilot program (see EDUCD60).**

Community Schools

**EDUCD6 Community school sponsor evaluations**

**R.C. 3314.016**

Specifies that a sponsor rated "exemplary" for the two most recent years the sponsor was evaluated, instead of for at least two consecutive years, may take advantage of certain sponsor incentives.

**R.C. 3314.016**

Same as the Executive.

Specifies that a sponsor rated "exemplary" or "effective" for the three most recent years in which the entity was evaluated, instead of for at least three consecutive years, need to be evaluated by ODE once every three years.

Same as the Executive.

**Fiscal effect: None apparent. The provisions clarify that the various incentives are based on the most recent years in which an entity was evaluated given that an exception to annual evaluations exists for certain higher performing sponsors.**

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

**EDUCD3 Community school funds elimination**

**R.C. 3314.30, (Repealed), 3314.31 (Repealed)**

Eliminates the Community School Revolving Loan Fund and the Community School Security Fund, the latter of which was created to accept payment of funds borrowed from the Revolving Loan Fund.

**R.C. 3314.30, (Repealed), 3314.31 (Repealed)**

Same as the Executive.

Executive

In House Finance

**Fiscal effect: None. Both funds, created in FY 2003, were never used and have no cash balance.**

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

**EDUCD57 Community school operation from residential facilities**

**Section: 265.410**

Permits a community school that was open for operation as of May 1, 2005, to operate from certain institutions, foster homes, group homes, or other residential facilities.

**Section: 265.410**

Same as the Executive.

**Fiscal effect: None.**

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

**Educator Provisions**

**EDUCD91 Disciplinary actions for educator licenses**

**R.C. 2953.25, 3314.101, 3319.151, 3319.31, 3319.311, 3319.221, 3319.40, 3319.99, 3326.081, 3328.18, 5153.176; Section 803.10**

**R.C. 2953.25, 3314.101, 3319.151, 3319.31, 3319.311, 3319.221, 3319.40, 3319.99, 3326.081, 3328.18, 5153.176; Section 803.10**

Eliminates a provision prohibiting the State Board of Education from refusing to issue a license because of a criminal record unless the refusal is in accord with the limits and requirements that were recently enacted by H.B. 263 of the 133rd General Assembly.

Same as the Executive.

Expands the grounds for automatic denial or revocation of a license to include (1) judicial finding of eligibility for intervention in lieu of conviction for certain offenses and (2) conspiracy to commit, attempt to commit, or complicity in committing certain offenses.

Same as the Executive.

Specifies that a judicial finding of eligibility for intervention in lieu of conviction for those criminal offenses that are not grounds for automatic revocation or denial of licenses may still be used as a reason for the State Board to deny, suspend, revoke, or limit a license.

Same as the Executive.

Executive

In House Finance

Prohibits a court, when issuing a certificate of qualification for employment, from granting an individual relief from collateral sanctions for licensure action taken by the State Board for specified criminal offenses.

Same as the Executive.

Permits the State Board to deny, suspend, revoke, or limit a license if the applicant engages in an immoral act, incompetence, negligence, or conduct that is unbecoming of the teaching profession, rather than unbecoming to the applicant's "position."

Same as the Executive.

Requires the Superintendent of Public Instruction to inactivate the license of a school employee under investigation for an alleged violation of specified offenses who is suspended from all duties that require the care, custody, or control of a child.

Same as the Executive.

Permits the State Board to conduct disciplinary investigations without the Attorney General and removes a requirement that information received during the investigation be expunged within two years if no disciplinary action was taken.

Same as the Executive.

Permits a school district or school in Ohio or another state to request any report of misconduct that ODE has received regarding an individual under consideration for employment by the district or school and establishes a protocol for that release of information.

Same as the Executive.

Specifies that, for the purposes of mandatory denial or revocation, the definition of "license" include registrations issued to unlicensed individuals to teach in a high performing school district and those licensed through other boards to provide pupil services.

Same as the Executive.

Adds trafficking in persons to the list of offenses to revoke or deny teacher licensure, including collateral sanctions employment certificates.

Same as the Executive.

Executive

In House Finance

Specifies that the amendments to teacher licensure disciplinary actions are remedial in nature and apply to any proceeding, investigation, or citation involving an applicant for an initial license, that, as of the act's effective date, has not reached final disposition, including all available appeals.

Same as the Executive.

**Fiscal effect: May, on balance, decrease the administrative costs of ODE’s Office of Professional Conduct, as most provisions are expected to increase the efficiency with which alleged educator misconduct is investigated and disciplinary actions are processed and adjudicated. In addition, some future cases may be resolved administratively, instead of through litigation. However, the provision requiring ODE to provide the contents of any report of misconduct it has received may increase administrative costs since it will be a new service.**

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

**EDUCD94 Employment of contractors**

**R.C. 3319.0812, 3314.03, 3326.11, 3328.24**

**R.C. 3319.0812, 3314.03, 3326.11, 3328.24**

Requires that any contractor that is providing services to a public school, chartered nonpublic school, or county board of developmental disabilities must hold a license that the individual would be required to hold if employed directly. Requires the district or school to obtain licensure verification from the contractor’s employer prior to commencing services.

Same as the Executive.

**Fiscal effect: May increase license fee revenue to the Teacher Certification and Licensure Fund (Fund 4L20), used by ODE to process license applications and administer the teacher disciplinary process. May increase the administrative workload of school districts and other public schools to obtain licensure verification.**

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

Executive

In House Finance

**EDUCD93 Teach for America licenses**

**R.C. 3319.227**

Requires the Superintendent of Public Instruction to inactivate a resident educator license issued to a Teach for American participant if the participant resigns or is dismissed from the program prior to its completion. Specifies that this inactivation does not constitute suspension or revocation and that an opportunity for a hearing is not required.

**Fiscal effect: Minimal.**

**R.C. 3319.227**

Same as the Executive.

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

**EDUCD4 Career-technical educator license requirements**

**R.C. 3319.229**

Qualifies an individual holding a certificate of high school equivalence, in addition to an individual holding a high school diploma as under current law, for a two-year initial career-technical workforce development educator license or a five-year advanced career-technical workforce development educator license.

**Fiscal effect: May provide school districts with a greater pool of individuals to teach career-technical education courses.**

**R.C. 3319.229**

Same as the Executive.

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

**EDUCD92 Assisting individuals in obtaining school employment**

**R.C. 3319.318, 3314.03, 3326.11, 3328.24**

Prohibits a "school representative" from knowingly assisting another individual in obtaining school or county board of developmental disabilities employment if the individual knows or has reasonable cause to believe that the individual has committed a sex offense involving a student.

**Fiscal effect: Minimal.**

**R.C. 3319.318, 3314.03, 3326.11, 3328.24**

Same as the Executive.

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

Executive

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**EDUCD95 Pre-employment applications and screening**

**R.C. 3319.393**

Requires each public and chartered nonpublic school to include a written notice on all employment applications explaining that any person knowingly making a false statement on the application is guilty of falsification, which is a first degree misdemeanor.

Requires each public and chartered nonpublic school to consult ODE's "educator profile" database before making hiring decisions and permits the district or school to consult with the Office of Professional Conduct to determine whether an applicant has been subject to a disciplinary report.

Permits a district or school to offer conditional employment to an individual pending the completion of the screening process and permits termination of employment if the process uncovers an absolute bar offense.

Permits each public or nonpublic school to require an applicant or volunteer to undergo additional background checks in addition to the criminal records checks already required under continuing law.

**Fiscal effect: May increase the administrative workload of school districts and other public schools if they do not already have such procedures in place. Many school districts and other public schools may already comply with some portion of the bill's pre-employment screening requirements or carry out the bill's optional activities. The cost for optional procedures will depend on district or school implementation decisions.**

**R.C. 3319.393**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**EDUCD96 Review of personnel files**

**R.C. 3319.394, 3314.03, 3326.11, 3328.24**

Requires each public and chartered nonpublic school to review the personnel file of an employee against whom a complaint of misconduct is filed to determine if related instances are contained in the file.

Establishes a protocol for reviewing and sending personnel files of a current or former employee to a different public or chartered nonpublic school regarding that employee's application, whereby the school that receives the request must either (1) send that file to the requestor within 20 business days of receiving the request or (2) if the school determines it is not possible to send the file within 20 business days, promptly notify the requestor and indicate the reason the information cannot be sent within that time.

**Fiscal effect: May increase the administrative workload of school districts and other public schools if they do not already have such procedures in place.**

**R.C. 3319.394, 3314.03, 3326.11, 3328.24**

Same as the Executive.

Same as the Executive.

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

**EDUCD97 Victim counseling**

**R.C. 3319.47**

Permits public and chartered nonpublic schools to provide counseling to victims of sexual harassment or sexually-related conduct.

**Fiscal effect: Permissive.**

**R.C. 3319.47**

Same as the Executive.

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

Executive

In House Finance

**EDUCD21 School counselor standards**

**R.C. 3319.61**

Requires the Educator Standards Board to include knowledge of the career-technical credit transfer program (Career-Technical Assurance Guide, or CTAG) into the Board's standards for school counselors (CTAG is a result of criteria, policies, and procedures established by the Chancellor of Higher Education under current law to ensure transfer of credit for career-technical courses "without unnecessary duplication or institutional barriers").

**Fiscal effect: Minimal.**

**R.C. 3319.61**

Same as the Executive.

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

**EDUCD109 Computer science education licensure**

**Section: 610.10, 610.11 (amending Section 733.61 of H.B. 166 of the 133rd General Assembly), R.C. 3319.236**

Specifies that, for the purposes of computer science licensure or endorsements, a "computer science course" is any course reported in EMIS as a computer science course.

Extends through the 2022-2023 school year a current law exemption for the 2019-2020 and 2020-2021 school years that generally permits school districts, community schools, and STEM schools to have an individual who does not hold a license or endorsement to teach computer science to nevertheless teach computer science courses, provided that individual meets other prescribed licensure and professional development requirements.

**Fiscal effect: May provide school districts and community and STEM schools with a greater pool of individuals to teach computer science courses in the 2021-2022 and 2022-2023 school years.**

**Section: 610.10, 610.11 (amending Section 733.61 of H.B. 166 of the 133rd General Assembly), R.C. 3319.236**

Same as the Executive, but specifies that a "computer science course" also must be aligned with computer science standards adopted by the State Board of Education.

Same as the Executive.

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

Early Childhood

Executive

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**EDUCD22 Montessori preschool payments**

**R.C. 3314.06**

Eliminates the requirement that ODE pay the formula amount (currently \$6,020) for each student under age four admitted to a Montessori preschool operated by a community school and, instead, prohibits such a school from receiving state community school funds for students under age five. Continues to permit community schools to operate Montessori preschools.

**Fiscal effect: None. The only school that previously took advantage of this provision is now closed. H.B. 166 of the 133rd General Assembly earmarked \$100,000 in each of FY 2020 and FY 2021 from GRF appropriation item 200550, Foundation Funding, to make the payments.**

**R.C. 3314.06**

Same as the Executive.

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

**EDUCD47 Early Childhood Education**

**Section: 265.20**

Continues the GRF-funded early childhood education program at school districts, JVSDs, ESCs, community schools sponsored by an exemplary sponsor, chartered nonpublic schools, and licensed childcare providers that meet at least the third highest tier of the "Step Up to Quality Program" established in R.C. 5104.29 for children who are at least four years old but not yet eligible for kindergarten, and whose families earn not more than 200% of the federal poverty guidelines. Permits providers that have remaining funding after awards are made for eligible four year-olds to seek approval from ODE to consider qualified three-year-olds eligible for funding.

Earmarks up to 2% of GRF appropriation item 200408, Early Childhood Education, to be used by ODE for program support and technical assistance. Requires ODE to distribute the

**Section: 265.20**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

remainder to pay the costs of early childhood programs that serve eligible children, first to existing providers that received early childhood education funds in the previous fiscal year and the balance to new eligible providers or to existing providers to serve more eligible children or for purposes of program expansion, improvement, or special projects to promote quality and innovation.

Requires ODE to distribute new or remaining funds to serve more eligible children where there is a need, as determined by ODE, and specifies that such funds be distributed based on community economic disadvantage, limited access to high quality preschool or childcare services, and demonstration of high quality preschool services as determined by ODE using new metrics developed pursuant to Ohio's Race to the Top-Early Learning Challenge Grant.

Same as the Executive.

Requires awards to providers be distributed on a per-pupil basis and that per-pupil funding be sufficient to provide eligible children with services for a standard early childhood schedule, defined as a minimum of 12.5 hours per week, for the minimum school year.

Same as the Executive.

Requires ODE to conduct an annual survey of each provider to determine whether the provider charges families tuition or fees, the amount the families are charged relative to family income levels, and the number of families and students charged.

Same as the Executive.

Specifies the following for participating programs: (1) prohibits development and administration costs from exceeding 15% of the cost of each program, (2) requires maintenance of fiscal records, (3) requires implementation of a corrective action plan, when needed, (4) requires certain qualifications for teachers, (5) requires alignment of curriculum to the early learning content

Same as the Executive.

Executive

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standards, (6) requires documentation and reporting of child progress, (7) requires adherence to early learning program standards, (8) requires certain child or program assessments, (9) requires charging a fee, based on a sliding scale, to families who earn more than the 200% of the federal poverty guidelines, (10) requires participation in the Step Up to Quality program, (11) requires providers who are highly rated to comply with the requirements under the Step Up to Quality system, and (12) requires providers who are not highly rated to meet certain qualifications.

Requires eligible expenditures to be claimed each fiscal year to help meet the state's TANF maintenance of effort requirement and requires the Superintendent of Public Instruction and the Director of Job and Family Services to enter into an interagency agreement to fulfill this requirement including developing reporting guidelines for these expenditures.

Same as the Executive.

Requires ODE and the Department of Job and Family Services to continue to align the application process, program eligibility, funding, attendance policies, and attendance tracking for early childhood programs in both agencies.

Same as the Executive.

Requires ODE to provide an annual report regarding early childhood education programs and the early learning program standards.

Same as the Executive.

**Fiscal effect: The bill appropriates \$68.1 million in both FY 2022 and 2023 to GRF appropriation item 200408 for early childhood education programs, including an earmark of 2% for ODE's administrative costs.**

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

Other Education Provisions

Executive

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**EDUCD73 Dyslexia diagnostic assessments**

**R.C. 3301.079, 3313.608**

Requires that diagnostic assessments for grades K-3 in reading, except for the kindergarten readiness assessment (KRA), and any comparable reading skill assessment tool approved by ODE for grades K-3 for the Third Grade Reading Guarantee include a sufficient number of certain items to identify students who may need further measures to determine if the student has dyslexia.

Requires the vendor of such assessments to share information with schools regarding performance on identification items related to dyslexia and provide a summary of such information to ODE.

Permits any K-3 diagnostic assessment adopted by the State Board of Education, except for the KRA, to be used to meet the current law requirement to administer a "tier one" dyslexia screening beginning in the 2022-2023 school year.

**Fiscal effect: May increase ODE's assessment system costs. GRF funds in appropriation item 200437, Student Assessment, may be used to update and develop diagnostic assessments (see EDUCD26).**

**R.C. 3301.079, 3313.608**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

**EDUCD105 Computer science standards and curriculum**

**R.C. 3301.079**

Requires ODE to update the standards and model curriculum for computer science in grades K-12 within one year of the bill's effective date.

**R.C. 3301.079**

Same as the Executive.

Executive

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Fiscal effect: May increase ODE's administrative costs. The executive budget appropriates \$3.9 million in each fiscal year in GRF appropriation item 200427, Academic Standards, to develop and disseminate academic content standards and model curriculum (see EDUCD25).

Fiscal effect: Same as the Executive.

EDUCD132 Nationally standardized college admission assessment

No provision.

R.C. 3301.0712

Eliminates the requirement for high school students to take a nationally standardized college admission assessment beginning with the class of 2026 (currently, the prescribed test is either the ACT or SAT). Requires the assessment to continue to be offered to all 11th grade students in the spring of each school year but specifies that participation is voluntary.

Fiscal effect: May decrease the state's cost for the tests by up to \$1.9 million annually beginning in FY 2025 (when the class of 2026 are juniors). The actual amount of any decrease will depend on the number of students who voluntarily take the test. The maximum annual savings of \$1.9 million is based on a participation rate of 60%, the percentage of Ohio high school students who go directly to college according to the Pell Institute, and the state's current cost per test. However, the participation rate likely will be higher since students may plan to defer enrollment in college but still would be interested in taking one of the tests at state expense. Generally, for every 1% decrease in participation, the state's costs for the tests are projected to decrease by about \$49,000 each fiscal year.

Executive

In House Finance

**EDUCD79 Kindergarten assessment administration windows**

**R.C. 3301.0715, 3313.608**

Adjusts the period of time in which a school must administer the kindergarten readiness assessment (KRA) and the kindergarten reading skills assessment (for the Third Grade Reading Guarantee) to July 1 through the 20th day of instruction of the school year (from July 1 through November 1 under current law).

**Fiscal effect: None apparent, but may provide less flexibility for school districts in administering the assessments (the intent is to ensure that the assessments more accurately reflect children’s preparedness for kindergarten).**

**R.C. 3301.0715, 3313.608**

Same as the Executive.

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

**EDUCD23 Obsolete reports, plans, or recommendations**

**R.C. 3301.0724, (Repealed), 3311.741, 3313.488, 3313.603, 3314.013, 3314.017, Also Repealed: 3301.122, 3301.46, 3301.922, 3313.901, 3314.033, 3314.30, 3314.37**

Repeals the following reports, plans, and recommendations that are out of date, expired, no longer have data available, or for which other reporting mechanisms exist:

(1) An annual report regarding aggregate spending on specified compensation components for the previous school year for teachers and other school employees employed by each school district.

(2) A ten-year strategic plan developed by the Superintendent of Public Instruction that is aligned with the strategic plan developed for higher education (due December 1, 2009).

(3) A plan proposing a standard method and form for documenting high school transcripts, credit transfer and articulation, and any electronic clearing house for student transcript transfer developed jointly by ODE and the Chancellor

**R.C. 3301.0724, (Repealed), 3311.741, 3313.488, 3313.603, 3314.013, 3314.017, Also Repealed: 3301.122, 3301.46, 3301.922, 3313.901, 3314.033, 3314.30, 3314.37**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

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of Higher Education (due April 30, 2009).

(4) An annual report regarding participation by public and chartered nonpublic schools screening students for body mass index and weight status.

(4) Same as the Executive.

(5) A report evaluating the Cleveland Municipal School District’s performance (due November 15, 2017).

(5) Same as the Executive.

(6) A monthly report for each month that a school district is unable to meet its expenses.

(6) Same as the Executive.

(7) A report that analyzes student performance data to determine if there are mitigating factors that warrant extending graduation qualification exemptions for students who entered 9th grade between July 1, 2010 and July 1, 2016 (due December 1, 2015).

(7) Same as the Executive.

(8) A plan for accelerating the modernization of the career-technical education curriculum (to be presented July 1, 1990, with annual progress reports issued through FY 2000).

(8) Same as the Executive.

(9) Standards for operation of internet- or computer-based community schools, also known as e-schools (due July 1, 2012).

(9) Same as the Executive.

(10) Study committee recommendations regarding community schools that primarily serve students enrolled in dropout prevention and recovery programs that offer blended learning, portfolio learning, and credit flexibility (due April 17, 2020).

(10) Same as the Executive.

(11) Recommendations regarding the standards governing the operation of e-schools and other educational courses delivered by electronic media (due September 30, 2003).

(11) Same as the Executive.

(12) An annual report regarding the adequacy of moneys on hand in the Community School Revolving Loan Fund (see EDUCD3).

(12) Same as the Executive.

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(13) A five-year research and development initiative to collect and analyze data with which to improve community school dropout prevention and recovery programs, known as the ISUS Institutes (initiative ended on June 30, 2013).

(13) Same as the Executive.

**Fiscal effect: None.**

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

**EDUCD104 Computer science education - state plan**

**R.C. 3301.23**

Requires ODE, in consultation with the Chancellor of Higher Education to establish a committee to develop a state plan for primary and secondary computer science education.

**R.C. 3301.23**

Same as the Executive.

Requires the committee to consider various information related to computer science education, including best practices, challenges, demographic data of computer science students, benchmarks to create a sustainable supply of computer science teachers, a requirement to complete a computer science course in order to graduate, and establishment of a work-based learning pilot program.

Same as the Executive.

Requires the committee to include the following in the state's plan (1) an examination of the challenges that prevent school districts from offering computer science courses, (2) a requirement that ODE collect data on existing computer science courses offered in the state, and to post it on ODE's website, and (3) any findings the committee deems appropriate.

Same as the Executive.

Requires the committee to complete the plan not later than one year after the bill's effective date and to post it on its website.

Same as the Executive.

**Fiscal effect: May increase the administrative expenses of ODE and the Department of Higher Education to support the committee and the development of the state plan.**

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

Executive

In House Finance

**EDUCD107 Computer science education - online course offered by education provider**

**R.C. 3301.231**

Requires ODE, in consultation with computer science stakeholders, to establish a program to provide high school students with access to online computer science courses and to solicit and review proposals from educational providers to offer those courses.

Requires ODE to approve a proposal only if (1) each course included in it is high-quality, rigorous, and aligned with the State Board of Education's computer science standards and model curriculum (see EDUCD105) and (2) a student may earn high school credits toward the state's minimum curriculum requirements under continuing law in each course included in the proposal.

Requires ODE to determine a method to calculate and make payments to educational providers for the courses using deductions from a district's or school's foundation payments. Specifies that the method must be similar to the College Credit Plus (CCP) Program under continuing law.

**Fiscal effect: Potentially increases deductions of school district and other public school state foundation aid. As a point of reference, the formula for CCP payments calculates per-credit hour amounts that correspond to certain methods of course delivery and instruction, based on the per-pupil formula amount (currently, \$6,020) used in the state foundation aid formula. The current default rate for CCP courses delivered online is \$167 per credit hour (((\$6,020 x 0.83) / 30). May increase ODE's administrative costs to implement the program.**

**R.C. 3301.231**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**EDUCD106 Computer science education - requirement to offer computer science courses**

**R.C. 3301.232, 3314.03, 3326.11**

Requires that students enrolled in a school district, community school, or STEM school generally have the option to enroll in computer science courses approved by ODE, either through a course offered by the student’s district or school or a course approved by ODE that is offered by an education provider (see EDUCD107). Phases-in the requirement starting with students in grades 11 or 12 for the 2022-2023 school year; extending to students enrolled in grades 9 or 10 beginning with the 2023-2024 school year, and extending to students enrolled in grades K-8 beginning with the 2024-2025 school year (students in grades K-8 must be offered an age-appropriate general education course that incorporates CS principles offered by the district or school).

Requires a district or school to offer computer science or integrated courses as described above, but permits a district or school to submit to the Superintendent of Public Instruction a request for a waiver for up to five years from that requirement with respect to students enrolled in a particular school building.

Requires each district or school to annually submit to ODE data reporting the number of students enrolled in computer science courses, the types of such courses, and to disaggregate the types by course code and whether the courses are offered by the district or a provider.

**R.C. 3301.232, 3314.03, 3326.11**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**Fiscal effect: Increases costs for school districts and other public schools to incorporate computer science courses into the curriculum, the amount of which will depend on local implementation decisions and the extent that such courses are not offered currently (the course waiver, if granted, may provide some flexibility in how quickly a district or school must meet the requirement). May also increase district and school administrative costs to report additional data.**

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

**EDUCD108 Computer science education - annual report**

**R.C. 3301.233**

Requires ODE, in consultation with the Chancellor of Higher Education, to issue an annual report on computer science education that contains specified information on computer science courses and teachers in public schools and undergraduate students studying computer science in college.

**R.C. 3301.233**

Same as the Executive.

**Fiscal effect: May increase ODE and the Department of Higher Education's administrative costs to produce the report.**

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

**EDUCD133 Career Promise Academy**

No provision.

**R.C. 3302.043, Section 812.20**

Requires ODE to establish the Career Promise Academy Summer Demonstration Pilot Program to provide one grant to an eligible city school district to operate a career promise academy in the summers of 2021 and 2022 to provide students entering ninth grade who are at risk of not qualifying for a high school diploma with prescribed literacy, academic preparedness, and life skills instruction and internship or mentoring experiences.

No provision.

Specifies that an eligible school district is a city school district that has persistently low ratings on the state report card and is not subject to an academic distress commission.

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No provision.

Requires ODE to adopt guidelines and procedures to operate the pilot program and the criteria used to approve a proposal, including requirements with respect to the length of the program each summer (four and five consecutive weeks, respectively), the maximum number of students that may participate in each summer (75), and data reporting; a method to determine student eligibility; a description of the instruction and internship or mentoring experiences that students will receive; and agreements with the district's business advisory council, other organizations and businesses, and at least one institution of higher education with respect to internship or mentoring activities.

No provision.

Makes the provision effective immediately when the bill becomes law.

**Fiscal effect: The bill earmarks \$250,000 in each fiscal year from FED Fund 3HS0 appropriation item 200640, Federal Coronavirus School Relief, to support the Career Promise Academy Demonstration Pilot Program (see EDUCD134).**

EDUCD118 Interscholastic athletics

No provision.

**R.C. 3313.5315, 3313.5316 (Repealed)**

Reinstates the limit (lifted in 2019) on participation of international students with U.S. F-1 visas in K-12 interscholastic athletics to only those who attend a school that began operating a dormitory on its campus prior to 2014.

No provision.

Repeals the requirement (enacted in 2019) that school districts, interscholastic conferences, and organizations that regulate interscholastic athletics have uniform transfer rules for public and nonpublic schools.

**Fiscal effect: None.**

Executive

In House Finance

**EDUCD76 School district health curriculum - effects of vaping**

**R.C. 3313.60**

Requires school districts to include instruction on the harmful effects and legal restrictions against the use of electronic smoking devices (vaping) in its health education curriculum, in addition to the instruction on the harmful effects and legal restrictions against the use of drugs of abuse, alcoholic beverages, and tobacco required under current law.

**Fiscal effect: A school district may incur minimal costs to update health curriculum if it does not already provide this instruction. However, various learning modules and curriculum resources can generally be found online at no cost.**

**R.C. 3313.60**

Same as the Executive.

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

**EDUCD130 Advanced standing programs**

No provision.

**R.C. 3313.6013**

Specifies that a public or chartered nonpublic school’s presentation of information to its students on advanced standing programs (as required under continuing law) be done at least annually.

**Fiscal effect: No more than minimal.**

**EDUCD101 Graduation requirements - alternative demonstrations of competency**

**R.C. 3313.61, 3313.618; conforming change in 3301.0714**

Makes the following changes to the alternative demonstrations of competency that a student may use to demonstrate math and English language arts competency in order to qualify for a high school diploma, if the student is unable to attain a competency score on the Algebra I and English Language Arts II end-of-course exams:

**R.C. 3313.61, 3313.618; conforming change in 3301.0714**

Same as the Executive.

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(1) Specifies that a student may use a remediation-free score on the ACT or SAT as an alternative demonstration of competency in a subject area in which a student did not attain a competency score. Specifies that, for alternative demonstrations of competency in English Language Arts II, a student must be remediation-free in the subjects of English and reading on the ACT or SAT.

(1) Same as the Executive.

(2) Requires a student to earn a cumulative score of proficient or higher on three or more state technical assessments in order to use those assessments as a "foundational" option when using alternative demonstrations of competency, instead of earning a score of proficient or higher on three state technical

(2) Same as the Executive.

(3) Clarifies that an apprenticeship used as a "foundational" option must be registered with the Ohio State Pre-Apprenticeship Council and that a pre-apprenticeship used as a "foundational" option must align with standards established under continuing law.

(3) Same as the Executive.

(4) Qualifies a student with an individualized education program (IEP) for a high school diploma without demonstrating math and English language arts competency, provided that:

(4) Same as the Executive.

(a) The student's IEP specifically exempts the student from that requirement;

(a) Same as the Executive.

(b) The student takes the required Algebra I and English Language Arts II end-of-course exams or alternate math or English language arts assessments and fails to attain the required scores on them;

(b) Same as the Executive.

(c) The student's district or school offered, and the student received, remedial support in each area the student didn't attain the established score;

(c) Same as the Executive.

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(d) The student retook each exam or assessment for which the student did not attain a required score and still did not attain that score.

(d) Same as the Executive.

(5) Specifies obtaining a state-issued license for practice in a vocation that requires an examination is one of the "foundational" options that a student might use to help qualify for a high school diploma after failing to obtain a competency score on a retake of an end-of-course examination.

(5) Same as the Executive.

**Fiscal effect: May result in more students graduating on time. According to ODE, these changes mainly clarify issues that were not addressed when the graduation requirements were modified in H.B. 166 of the 133rd General Assembly.**

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

**EDUCD74 Graduation requirements - FAFSA requirement**

**R.C. 3313.618, 3313.619**

Requires public and chartered nonpublic school students to complete the Free Application for Federal Student Aid (FAFSA) to qualify for a high school diploma, unless either:

No provision.

(1) The student's parent or guardian has submitted a written letter, in a manner prescribed by ODE, to the student's district or school stating that the student will not complete and submit the FAFSA; or

(1) No provision.

(2) The district or school makes a record, in a manner prescribed by ODE, describing the circumstances that make it impossible or impracticable for the student to complete the FAFSA.

(2) No provision.

**Fiscal effect: Minimal.**

Executive

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**EDUCD99 Graduation requirements - chartered nonpublic schools**

**R.C. 3313.618, 3313.619**

Specifies that students enrolled in chartered nonpublic schools that use a nationally standardized assessment (ACT or SAT) to meet state testing requirements under continuing law may demonstrate math and English language arts competency for the purposes of qualifying for a high school diploma by attaining a remediation-free score in English, math, and reading on that assessment. Clarifies that such students are not required to take the Algebra I or English language arts II end-of-course exams.

Clarifies that chartered nonpublic school students do not have to meet the requirements to demonstrate math and English language arts competency and earn state diploma seals to qualify for a high school diploma, if they are enrolled in a school that administers an alternative assessment approved by ODE, in lieu of the end-of-course exams or the nationally standardized assessment (ACT or SAT). Expressly states that those students must complete the new FAFSA requirement, unless they meet one of the exemptions prescribed for that requirement (see EDUCD74).

Requires chartered nonpublic schools offer remedial support to any student that fails to attain a competency score in any of Algebra I or English language arts II end-of-course exams (public schools already have to offer such support).

**Fiscal effect: None.**

**R.C. 3313.618, 3313.619**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

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**EDUCD100 Graduation requirements - students transferring into public and chartered nonpublic schools**

**R.C. 3313.618, 3313.6114**

Requires, generally, transfer students who, in the prior school year, were homeschooled or attended an out-of-state or non-chartered, nonpublic school, to comply with continuing law's requirements to demonstrate competency and earn state diploma seals.

Exempts, for the purposes of demonstrating competency in math and English language arts, such students who transfer in 12th grade and fail to attain a competency score on the Algebra I or English Language Arts II end-of-course exams from having to retake that exam prior to using alternative demonstrations of competency.

Permits such students who attained the equivalent of a "B" or higher in American history and American government courses, a specified science course, or an "appropriate" technology course, as determined by the student's district or school, prior to enrolling in an Ohio public or chartered nonpublic high school to use those grades to satisfy the requirements of the Citizenship state diploma seal, the Science state diploma seal, or the Technology state diploma seal.

**Fiscal effect: May result in more students graduating on time. According to ODE, these changes mainly clarify issues that were not addressed when the graduation requirements were modified in H.B. 166 of the 133rd General Assembly.**

**R.C. 3313.618, 3313.6114**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

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**EDUCD20 Graduation requirements - industry-recognized credentials**

**R.C. 3313.6113**

Requires the Superintendent of Public Instruction's committee regarding industry-recognized credentials and licenses to assign a point value for each credential and to establish the total number of points necessary to earn a high school diploma under continuing law.

**Fiscal effect: None. Appears to codify current practice.**

**R.C. 3313.6113**

Same as the Executive.

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

**EDUCD102 Graduation requirements - diploma seals**

**R.C. 3313.6114**

Makes the following changes to the system of diploma seals a student may use to qualify for a high school diploma:

(1) Permits a student to use a final course grade equivalent to a "B" or higher in an American history course or an American government course to qualify for the Citizenship state diploma seal, in addition to scores on the relevant end-of-course exams, scores on relevant AP or IB exams, or final course grades equivalent to a "B" or higher in relevant College Credit Plus (CCP) courses as under continuing law.

(2) Permits a student to use a final course grade equivalent to a "B" or higher in specified science courses to qualify for the Science state diploma seal, in addition to scores on the relevant end-of-course exams, scores on relevant AP or IB exams, or final course grades equivalent to a "B" or higher in relevant CCP courses as under continuing law.

(3) Permits a student with an IEP and significant cognitive disabilities who is administered alternative assessments in accordance with continuing law to qualify for the Citizenship state diploma seal or the Science state diploma seal by attaining

**R.C. 3313.6114**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

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scores established by the State Board of Education on the alternate assessments in social studies or science.

(4) Qualifies for an industry-recognized credential diploma seal a student who obtains a state-issued license for practice in a vocation that requires an examination, in addition to a student who earns an industry-recognized credential as under continuing law. Specifies that the industry-recognized credential must be at least equal to the total number of points established by the Superintendent of Public Instruction's committee.

(5) Requires guidelines for a locally-defined state diploma seal developed by a district or school to include a method to give a transfer student a proportional amount of credit for any progress made toward completing that state seal at the district or school from which the student transfers.

**Fiscal effect: May result in more students graduating on time. According to ODE, these changes mainly clarify issues that were not addressed when the graduation requirements were modified in H.B. 166 of the 133rd General Assembly.**

(4) Same as the Executive.

(5) Same as the Executive.

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

**EDUCD131 Adult Diploma Pilot Program age eligibility**

No provision.

**R.C. 3313.902**

Lowens the minimum age to participate in the Adult Diploma Pilot Program from 22 to 20.

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**Fiscal effect: Expands the number of adults eligible for the program, which may increase amounts paid to eligible institutions approved for the program. If the funding available for the program in GRF appropriation item 200572, Adult Education Programs, is insufficient to make payments to participating institutions, the bill authorizes a transfer of appropriation from GRF appropriation item 200550, Foundation Funding, to item 200572 under certain conditions (see EDUCD33).**

**EDUCD128 Ohio Code-Scholar Pilot Program**

**R.C. 3313.905**

No provision.

Requires Southern State Community College (SSCC) to establish and maintain the five-year Ohio Code-Scholar Pilot Program to support technical workforce needs.

No provision.

Requires SSCC, by July 31, 2021, to appoint a program coordinator to oversee the pilot program, responsible for the following:

(1) No provision.

(1) Forming a coalition and acting as the liaison between SSCC and the coalition to develop the pilot program;

(2) No provision.

(2) Collaborating with the coalition to develop a curriculum for grades 7-12 for the pilot program that focuses on industry standards in the field of computer sciences, including coding;

(3) No provision.

(3) Submitting an annual report to SSCC regarding the program's progress and implementation;

(4) No provision.

(4) Determining the manner by which the pilot program will recruit school districts and other participants from eligible counties for the fall of 2021;

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(5) No provision.

(5) Developing a structured timeline for the pilot program to operate over the five-year period, with full administration beginning in the fall of 2022;

(6) No provision.

(6) Determining the manner in which to incorporate the College Credit Plus Program within the pilot program;

(7) No provision.

(7) Collaborating with the department, advisor, and instructor appointed by SSCC to develop an articulation system for credits earned under the pilot program, and align them into a for-credit program at SSCC; and

(8) No provision.

(8) Acting as fiscal operator of the pilot program and overseeing the use of any funds appropriated by the General Assembly.

No provision.

Requires SSCC and the program coordinator to submit a full report and any legislative recommendations to the General Assembly regarding the outcomes of the pilot program at the end of the five-year period.

**Fiscal effect: The bill earmarks \$240,000 in each fiscal year from GRF appropriation item 200545, Career-Technical Education Enhancements, to support the program (see EDUCD52).**

**EDUCD5 Auxiliary services funds**

**R.C. 3317.024, Section 265.170**

Permits all chartered nonpublic schools, instead of only nonreligious affiliated schools, to elect to receive auxiliary service funds directly from ODE instead of through the local public school district.

Requires religiously affiliated chartered nonpublic schools that elect to receive payments directly from ODE to submit an affidavit certifying the funds will be used for a permissible purpose under continuing law.

**R.C. 3317.024, Section 265.170**

Same as the Executive.

Same as the Executive.

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Requires a chartered nonpublic school choosing direct payment for the 2021-2022 and 2022-2023 school years to notify ODE and the school district in which it is located by July 31, 2021, instead of the normal date by which such elections such occur - April 1 of each odd-numbered year.

Same as the Executive.

**Fiscal effect: Minimal.**

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

**EDUCD114 Cheating on assessments**

**R.C. 3319.151, 3319.99**

Prohibits a person from taking a number of specified actions that assist a student in cheating on an assessment, including obtaining prior knowledge of the assessment's contents.

**R.C. 3319.151, 3319.99**

Same as the Executive.

Permits the State Board of Education to take appropriate action (license suspension, revocation, or limitation) against a school employee who assists a student in cheating on an assessment after conducting an investigation, instead of a one-year suspension for specifically revealing test content as under current law.

Same as the Executive.

**Fiscal effect: Some disciplinary cases handled by ODE's Office of Professional Conduct may be disposed of more quickly with the greater disciplinary flexibility provided while some future cases may be avoided with the additional clarity regarding prohibited behavior.**

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

**EDUCD87 STEM schools - STEM Committee membership, grants, and recommendations**

**R.C. 3326.02, 3326.03, 3326.05 (Repealed)**

Permits the Superintendent of Public Instruction, the Chancellor of Higher Education, and the Director of Development to appoint designees to participate in STEM Committee business on their behalf.

**R.C. 3326.02, 3326.03, 3326.05 (Repealed)**

Same as the Executive.

**Executive**

**In House Finance**

Repeals the requirement that the STEM Committee award grants to STEM schools.

Same as the Executive.

Repeals the authority for the STEM Committee to make recommendations to the General Assembly and the Governor for the training of STEM educators.

Same as the Executive.

**Fiscal effect: None.**

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

**EDUCD85 STEM schools - designation, renewal, and revocation**

**R.C. 3326.03, 3326.032, 3326.04, 3326.07, 3326.08, 3326.51**

**R.C. 3326.03, 3326.032, 3326.04, 3326.07, 3326.08, 3326.51**

Eliminates the authority for a JVSD or an ESC to apply for designation as a STEM or STEAM school.

Same as the Executive.

Eliminates the authority for a career center to receive a STEM or STEAM school equivalent designation.

Same as the Executive.

Eliminates the authority for city, local, and exempted village school districts, community schools, and chartered nonpublic schools to apply for grants to support the operation of STEM programs of excellence.

Same as the Executive.

Permits JVSDs and ESCs to apply for distinction as a STEM program of excellence, provided they satisfy requirements similar to the requirements for proposals for STEM schools.

Same as the Executive.

Specifies that STEM school designations, STEM school equivalent designations, and distinctions as STEM programs of excellence are effective for five years unless revoked.

Same as the Executive.

Specifies that, if the STEM committee finds that a school is not in compliance as part of the reapplication process or as part of a review during the five-year effective period, it must require the school to develop and implement a one-year corrective action plan. Permits the STEM Committee to review schools and programs before the end of the five years and revoke a

Same as the Executive.

**Executive**

**In House Finance**

designation or distinction if it determines a school or program is not in compliance.

Requires the STEM Committee to revoke a school's designation or distinction if the school fails to implement the corrective action plan within one year and to order an independent STEM school to cease operations if its designation is revoked.

**Fiscal effect: Minimal.**

Same as the Executive.

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

**EDUCD88 STEM schools - grade offerings**

**R.C. 3326.03**

Permits a STEM school to submit amended proposals to the STEM Committee in order to offer additional grade levels.

**Fiscal effect: Permissive.**

**R.C. 3326.03**

Same as the Executive.

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

**EDUCD103 STEM schools - proposal requirements**

**R.C. 3326.03**

Requires the proposal for a STEM school or STEM school equivalent to include evidence:

- (1) That the school will exhibit school-wide cultural strategies reflecting innovation, an entrepreneurial spirit, inquiry, and collaboration with individual accountability;
- (2) That the school will offer a rigorous, diverse, integrated, and problem-based or project-based, rather than only project-based, curriculum with the goal to prepare students for post-secondary learning experiences, rather than to prepare students for college;
- (3) That the school's curriculum emphasizes the use of design-thinking as a school-wide approach;
- (4) That the school's curriculum provides opportunities for students to engage in personalized learning, rather than

**R.C. 3326.03**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

**Executive**

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emphasizes personalized learning and teamwork skills;

(5) That the school will participate in regular STEM focused professional development and share knowledge of best practices, rather than utilize an established capacity to capture and share knowledge for best practices and innovative professional development with the Ohio STEM Learning Network or its successor; and

(6) In the case of a STEM school equivalent, that the community school or chartered nonpublic school has established partnerships with institutions of higher education and businesses, as well as arts organizations if the proposal is for a STEAM school equivalent (existing law already requires this for STEM and STEAM schools).

Eliminates the requirement for a proposal to include evidence that the school's curriculum incorporates scientific inquiry and technological design.

**Fiscal effect: None.**

(5) Same as the Executive.

(6) Same as the Executive.

Same as the Executive.

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

**EDUCD89 STEM schools - performance-based pay for teachers**

**R.C. 3326.111, (Repealed)**

Repeals the requirement that STEM schools receiving a grant under the federal Race to the Top Program must pay teachers based on performance.

**Fiscal effect: None. The Race to the Top Program last awarded grants in 2013.**

**R.C. 3326.111, (Repealed)**

Same as Executive.

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

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**EDUCD86 STEM schools - state achievement assessments**

**R.C. 3326.14**

Repeals a provision that permits a student enrolled in the 9th grade or below in a STEM school to take any of the five Ohio Graduation Tests when those tests are administered.

**Fiscal effect: None. The Ohio Graduation Tests were last required for those students who graduated in 2018.**

**R.C. 3326.14**

Same as the Executive.

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

**EDUCD90 STEM schools - written assurances**

**R.C. 3326.23**

Exempts a STEM school that is governed and controlled by a city, local, or exempted village school district from the annual requirement of providing written assurances to ODE that it is in compliance with various requirements.

**Fiscal effect: Minimal decrease in administrative responsibilities for school districts that operate STEM schools.**

**R.C. 3326.23**

Same as the Executive.

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

**EDUCD113 Transportation of community and nonpublic school students - transportation when schools are open**

**R.C. 3327.01**

Requires a school district to provide transportation services to students it is required to transport who are enrolled in a community or chartered nonpublic school if that school is open for instruction, even if the district's schools are not open for instruction (but maintains a general exception regarding transporting such students on the weekend).

**Fiscal effect: None. School districts currently transport such students on days the district is not in session pursuant to an Ohio Attorney General's opinion (OAG 83-096).**

**R.C. 3327.01**

Same as the Executive.

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

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**EDUCD160 Transportation - student delivery and pick-up times**

No provision.

**R.C. 3327.01**

Requires school districts, ESCs, and private school transportation contractors to make a good faith effort to "deliver" students enrolled in preschool through twelfth grades to their respective public and nonpublic schools no sooner than 30 minutes prior to the beginning of school and to be available to pick them up no later than thirty minutes after the close of their respective schools each day.

**Fiscal effect: None.**

**EDUCD72 Transportation for community and chartered nonpublic school students - transportation plans**

**R.C. 3327.016, conforming change in R.C. 3313.48**

Requires a community school or chartered nonpublic school to establish start and end times for the school year by June 1 of the prior school year and provide them to each district expected to be responsible for transporting its students.

Requires each district to use the start and end times to develop a transportation plan, including transportation routes and schedules, by July 1 for community or nonpublic school students the district is required by law to transport. Requires each district to develop a transportation plan for any student who enrolls in a community or nonpublic school after June 1, within 14 calendar days of receiving a request for transportation services from the student's parent or guardian.

Requires, for a district with 20 or more community or chartered nonpublic schools located in the district's territory, the ESC that has a service agreement with that district or, in the absence of an agreement, the ESC with the most territory in the district's county, to convene a meeting of the district and the community

**R.C. 3327.016, conforming change in R.C. 3313.48**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

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or chartered nonpublic schools to coordinate transportation services. Requires the district and each community and chartered nonpublic school to provide the ESC with any information deemed necessary and requires the ESC to approve a transportation plan not later than July 15 of that school year.

Prohibits a transportation plan from resulting in a student arriving more than one hour before the school's start time or being picked up from school more than one hour after the school's end time.

**Fiscal effect: May increase the administrative costs of school districts and community schools to develop student transportation plans, though districts are currently required to provide transportation to community and nonpublic schools within their district. Greater coordination may create the potential for cost savings associated with more efficient bus routes. May also provide flexibility and potential cost savings for districts in providing transportation services if current practice is to drop off and pick up nonpublic and community school students closer to bell times. However, community school costs may increase if a school must provide supervision to students earlier or later than current practice.**

Same as the Executive.

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

**EDUCD110 Transportation for community and nonpublic school students - limit on use of mass transit**

**R.C. 3327.017**

Prohibits a district from providing transportation services via a mass transit system to community or chartered nonpublic students in grades K-8 unless the district enters into an agreement with the school authorizing it.

Requires a district that elects to provide transportation services via a mass transit system to students in grades 9-12 to do both of the following:

**R.C. 3327.017**

Same as the Executive.

Same as the Executive, but makes the following changes:

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(1) Enter into a contract with the mass transit system specifying each student is transported on a vehicle and route designed for fare-paying passengers and students;

(1) No Provision.

(2) Ensure the student's route does not require more than one transfer.

(2) Same as the Executive.

**Fiscal effect: Potential increase in administrative costs to develop or amend contracts with mass transit systems to the extent such contracts are not already in place and review mass transit routes for students. Effects on district transportation costs appear limited. In FY 2020, five districts accounted for nearly all of the students transported by mass transit statewide: Akron City School District (CSD), Cincinnati CSD, Cleveland Municipal School District, Dayton CSD, and Toledo CSD. Of these districts, all but Cleveland limited public transit to high school students. Cleveland’s policy appears to provide students in grades 7-12 with the option of receiving public transit bus passes for travel to and from school.**

**Fiscal effect: Same as the Executive, but eliminates the bill's potential increase in administrative costs regarding contracts with mass transit systems.**

EDUCD161 Contracts to operate school buses to assist local governments or nonprofit organizations

No provision.

R.C. 3327.018

Permits a school district to contract, in writing, with a public or private not-for-profit agency, group, or organization, with a municipal corporation or other political subdivision or agency of the state, or with an agency of the federal government to assist the agency, group, organization, or political subdivision in the fulfillment of its legitimate activities and in times of emergency, subject to certain specified conditions.

**Fiscal effect: Permissive.**

Executive

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**EDUCD111 Payment in lieu of transportation**

**R.C. 3327.02**

Sets a deadline by which a school district, or a community school that has accepted responsibility to provide transportation, must make a determination whether to provide payment in lieu of transportation for a student: 30 calendar days prior to the district's or school's first day of instruction or, in the case of a student who enrolls later, within 14 days after the student's enrollment.

Authorizes a superintendent to make a determination regarding payment in lieu, but requires that the determination be formalized at the next meeting of the school district board of education or community school governing authority.

Requires a board or governing authority to issue a letter to a student's parent, guardian, or other person in charge of the student and to the State Board of Education with a detailed description of the reasons for which the payment in lieu determination was made.

**Fiscal effect: Minimal.**

**R.C. 3327.02**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

**EDUCD112 Monitoring of transportation services compliance**

**R.C. 3327.021**

Requires ODE to monitor a school district's compliance with its current and proposed new responsibilities to provide transportation services (see EDUCD72 and EDUCD110).

Requires ODE, if it determines that a school district has been noncompliant with providing transportation services for a consistent or prolonged period, to deduct from the district's payment for student transportation the total daily amount of that payment, as computed by ODE, for each day the district is

**R.C. 3327.021**

Same as the Executive.

Same as the Executive.

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not in compliance.

Specifies that ODE's monitoring of transportation services compliance and deductions of payments for noncompliance does not affect a school district's authority to provide a parent payment in lieu of transportation in accordance with continuing law.

Same as the Executive.

**Fiscal effect: May increase ODE's administrative costs.**

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

**EDUCD59 P-Tech model of education pilot program**

**Section: 265.205**

Requires ODE and the Department of Higher Education (DHE) to jointly create a P-Tech model of education pilot program to be implemented in up to three public schools through a partnership between an eligible school, a state institution of higher education, or a nonprofit institution of higher education, and one or more businesses offering employment in skilled occupations.

**Section: 265.205**

Same as the Executive.

Requires ODE and DHE to jointly issue a request for proposals from interested schools and select three eligible schools based on certain criteria. Requires ODE to award each selected school up to \$150,000 in FY 2022 to fund start-up and planning costs and up to an additional \$150,000 in FY 2023 to implement the model and deliver programming to students.

Same as the Executive, but decreases the maximum award for each school to \$70,000 in each fiscal year.

Specifies that credit hour and duration limitations for students participating in College Credit Plus Program do not apply to students participating in the P-Tech model of education.

Same as the Executive.

Requires ODE and DHE to evaluate the progress of grant recipients in planning, implementing, and sustaining the model and requires grant recipients to report to the Departments any data or information necessary for the evaluation. The

Same as the Executive.

Executive

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Departments must report their findings by December 31, 2022.

Specifies that an eligible school district or other public school must continue to receive state aid for each student participating in the pilot program who continues to be enrolled in high school courses after the student's twelfth grade year for up to two school years. Permits any state institution of higher education that enrolls a student participating in the pilot program to include the student in the calculations used to determine its state share of instruction funds.

Same as the Executive.

Specifies that the model provides a STEM-focused curriculum for students beginning in the ninth grade for up to six years, during which students may dually enroll in high school and college courses at no cost to the student and earn a high school diploma and an associate degree, prioritizes enrolling student populations who have been historically underrepresented in college and skilled occupations, and gives students hiring priority for available jobs upon completion of the program, among other features.

Same as the Executive.

**Fiscal effect: The bill earmarks \$450,000 in each fiscal year from GRF appropriation item 200545, Career-Technical Education Enhancements, to support the pilot program (see EDUCD52).**

**Fiscal effect: Same as the Executive, but reduces the earmark to \$210,000 in each fiscal year.**

**EDUCD66 School district participation in National Assessment of Education Progress**

**Section: 265.380**

Expresses the General Assembly's intention that Ohio school districts participate in the administration of the National Assessment of Education Progress (NAEP). Requires each school and school district selected to participate.

**Section: 265.380**

Same as the Executive.

Executive

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**Fiscal effect: Minimal cost for districts chosen to participate. Federal funding is provided for coordination of the state's participation in NAEP.**

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

**EDUCD67 Use of volunteers**

**Section: 265.420**

Authorizes ODE to use the services of volunteers to accomplish any of the purposes of ODE.

**Section: 265.420**

Same as the Executive.

Authorizes the Superintendent of Public Instruction to reimburse volunteers for necessary expenses in accordance with state guidelines and to designate volunteers as state employees for the purposes of motor vehicle accident liability insurance and for indemnification from liability incurred in the performance of their duties.

Same as the Executive.

**Fiscal effect: Potential cost savings for ODE if they can utilize volunteers for purposes which they would otherwise need to hire additional employees. This is a continuation of current law.**

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

**EDUCD17 Private Treatment Facility Project**

**Section: 265.450**

Establishes procedures by which Ohio youth who have been assigned to a participating residential treatment center are enrolled in an approved educational program in or near the facility.

**Section: 265.450**

Same as the Executive.

Lists the participating residential treatment centers as (1) private residential treatment facilities that have contracted with the Department of Youth Services to provide services and which are paid through appropriation item 470401, RECLAIM Ohio, (2) Abraxas, in Shelby, (3) Paint Creek, in Bainbridge, and (4) F.I.R.S.T., in Mansfield.

Same as the Executive.

**Executive**

**In House Finance**

Requires that the school district responsible for tuition for a residential child pay the tuition to the provider of the educational programs.

Same as the Executive.

Prohibits a district from including the youth in the district's average daily membership (ADM).

Same as the Executive.

Requires that ODE track the utilization of funds and monitor the program for educational accountability.

Same as the Executive.

**Fiscal effect: In addition to the tuition payment, the bill earmarks \$700,000 in each fiscal year from GRF appropriation item 200550, Foundation Funding, for the Private Treatment Facility Project (see EDUCD60).**

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

**EDUCD69 Partnerships with business community**

**Section: 265.460**

**Section: 265.460**

Specifically permits the Superintendent of Public Instruction to form partnerships with Ohio's business community to implement initiatives that connect students with the business community to increase student engagement and job readiness. Requires that, if a partnership is formed, the initiatives do all of the following:

Same as the Executive.

(1) Support the career connection learning strategies included in model curriculum developed by the State Board of Education and workforce development entities.

(1) Same as the Executive.

(2) Provide an opportunity for students to earn high school credit or to meet curriculum requirements in accordance with the State Board's plan on subject area competency.

(2) Same as the Executive.

(3) Inform the development of student success plans for students who are at-risk of dropping out of school.

(3) Same as the Executive.

Executive

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**Fiscal effect: Permissive increase in administrative responsibilities for ODE to form the partnerships and assist in the development of partnership initiatives. This is a continuation of current law.**

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

**EDUCD125 College Credit Plus study**

No provision.

**Section: 265.500**

Requires ODE, in consultation with the Department of Higher Education (DHE), to produce a report by January 1, 2023, concerning the cost-effectiveness of the College Credit Plus Program for secondary schools and participants, as well as whether participants save money on college tuition and reduce the amount of time to degree completion.

**Fiscal effect: Increases the administrative responsibilities of ODE and DHE.**

**EDUCD71 Academic distress commissions**

**Section: 265.520**

Prohibits the Superintendent of Public Instruction from establishing new academic distress commissions (ADCs) for the 2021-2022 and 2022-2023 school years. Specifies this provision has no effect on existing ADCs.

**Section: 265.520**

Same as the Executive.

**Fiscal effect: None apparent. No school district not currently subject to an ADC appears to be in danger of receiving three consecutive "F" overall report card grades (the trigger for creating a new ADC) during the prescribed period (i.e., the earliest a new ADC could be established under current law would be in the 2023-2024 school year based on report card grades in recent years).**

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

Executive

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EDUCD119 Education studies

No provision.

Section: 610.12, 610.13

Amends Sections 4 to 7 of S.B. 310 of the 133rd General Assembly to make the following changes regarding several education studies that must be submitted by December 31, 2022:

No provision.

Adds to the existing study of economically disadvantaged students requirements to (1) evaluate and determine the essential types and amounts of resources needed to provide economically disadvantaged students the emotional, social, and academic services necessary to ensure for success and (2) evaluate and revise the current definition of "economically disadvantaged student."

No provision.

Adds to the existing study of preschool education requirements to include (1) the cost effectiveness of continuing the existing multiple provider system, (2) ways in which the existing system may be better coordinated and cost effective, and (3) alternative ways in which the state can supply high quality preschool, especially for economically disadvantaged students.

No provision.

Changes the existing study of incentives for rural districts serving identified gifted children as follows:

(1) No provision.

(1) Requires development of recommendations for such a program for school districts in all areas where minority and economically disadvantaged students are underrepresented in gifted identification and performance;

(2) No provision.

(2) Requires the recommendations to be for an incentive program for the applicable school districts to identify and provide services to students identified as gifted (rather than an incentive program for districts in rural areas that provide services to students identified as gifted as under current law); and

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(3) No provision.

(3) Requires the study’s findings to include recommendations for funding and staffing needs, professional development, parental education, and use of community resources.

No provision.

Adds the newly created School Funding Oversight Commission (see EDUCD152) to the list of recipients for the current studies of economically disadvantaged students, preschool education, special education, ESCs, English learners, the cost to educate e-school students, the cost to operate community schools, the inventory of state budget line items providing funding services to children, and the study of transportation of community school and nonpublic school students.

**Fiscal effect: S.B. 310 of the 133rd General Assembly appropriated \$3 million in FY 2021 from lottery profits to fund the required education studies.**

Appropriation Language

**EDUCD7 Operating Expenses**

**Section: 265.20**

Specifies that a portion of GRF appropriation item 200321, Operating Expenses, be used by ODE to provide matching funds under 20 U.S.C. 2321, which pertains to federal career and technical education assistance to the states.

**Section: 265.20**

Same as the Executive.

**EDUCD8 Information Technology Development and Support**

**Section: 265.30**

Specifies that GRF appropriation item 200420, Information Technology Development and Support, be used to support the development and implementation of information technology solutions designed to improve the performance and services provided by ODE.

**Section: 265.30**

Same as the Executive.

**Executive**

**In House Finance**

Permits this appropriation to also be used to support data-driven decision-making and differentiated instruction and to communicate academic content standards and curriculum models through the Internet.

Same as the Executive.

**EDUCD38 School Management Assistance**

**Section: 265.50**

Specifies that GRF appropriation item 200422, School Management Assistance, be used by ODE to provide fiscal technical assistance and in-service education for school district management personnel and to administer, monitor, and implement the fiscal caution, fiscal watch and fiscal emergency provisions of the Revised Code.

**Section: 265.50**

Same as the Executive.

**EDUCD24 Policy Analysis**

**Section: 265.60**

Specifies the following regarding GRF appropriation item 200424, Policy Analysis:

**Section: 265.60**

Same as the Executive.

Requires it to be used to support a system of administrative and statistical education information to be used for policy analysis.

Same as the Executive.

Permits a portion to be used to maintain a longitudinal database to assess the impact of policies and programs on Ohio's education and workforce development systems.

Same as the Executive.

Permits a portion to be used to develop and implement an evidence-based clearinghouse to support school improvement strategies as part of the Every Student Succeeds Act.

Same as the Executive.

Permits it to be used to purchase or contract for the development of software systems or contract for policy studies that will assist in the provision and analysis of policy-related information.

Same as the Executive.

Executive

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**EDUCD44 Ohio Educational Computer Network**

**Section: 265.70**

Specifies that GRF appropriation item 200426, Ohio Educational Computer Network, be used to maintain a system of information technology throughout Ohio and to provide technical assistance for such system. Makes the following earmarks:

(1) Up to \$9,686,658 in each fiscal year to support connection of all public school buildings and participating chartered nonpublic schools to the state's education network, to each other, and to the Internet.

(2) Up to \$4,843,329 in each fiscal year to support the activities of designated information technology centers and to monitor and support the quality of data submitted to ODE.

Specifies that the remainder of the appropriation be used to support a network of uniform and compatible computer-based information and instructional systems, the teacher student linkage/roster verification process, and the electronic sharing of student records and transcripts between entities.

**Section: 265.70**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

Same as the Executive.

**EDUCD25 Academic Standards**

**Section: 265.80**

Specifies that GRF appropriation item 200427, Academic Standards, be used to develop and communicate to school districts academic content standards and curriculum models and to develop professional development programs and other tools on the new content standards and model curriculum.

Requires ODE to utilize educational service centers in the development and delivery of professional development programs on content standards and model curriculum.

**Section: 265.80**

Same as the Executive.

Same as the Executive.

Executive

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**EDUCD26 Student Assessment**

**Section: 265.90**

Earmarks up to \$2,760,000 of GRF appropriation item 200437, Student Assessment, in each fiscal year for costs associated with the state's early learning assessment work and diagnostic assessments.

Earmarks up to \$543,168 in each fiscal year to reimburse low-income students for a portion of the costs associated with Advanced Placement tests.

Specifies that the remainder of the appropriation be used to develop, field test, print, distribute, score, report results, and support other associated costs of required state assessments. Permits ODE to use the funds to update and develop certain diagnostic assessments for students in grades K-3.

Authorizes the transfer in each fiscal year of unexpended and unencumbered GRF appropriations within ODE to GRF appropriation item 200437, Student Assessment, if the Superintendent of Public Instruction and the OBM Director determine that additional funds are needed to fully fund the assessments.

**Section: 265.90**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

**EDUCD27 Accountability/Report Cards**

**Section: 265.100**

Requires a portion of GRF appropriation item 200439, Accountability/Report Cards, in each fiscal year to be used to train district and regional specialists and district educators in the use of the value-added progress dimension and data as it relates to improving student achievement. Requires a portion of this funding to be provided to educational service centers to support training and professional development.

**Section: 265.100**

Same as the Executive.

**Executive**

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Specifies that the remainder of the appropriation be used to incorporate a statewide value-added progress dimension into performance ratings for school districts and develop an accountability system that includes the preparation and distribution of school report cards, funding and expenditure accountability reports, the development and maintenance of teacher value-added reports, the teacher student linkage/roster verification process, and the performance management section of ODE's website.

Same as the Executive.

**EDUCD45 Child Care Licensing**

**Section: 265.100**

Requires GRF appropriation item 200442, Child Care Licensing, to be used to license and inspect preschool and school-age child care programs.

**Section: 265.100**

Same as the Executive.

**EDUCD28 Education Management Information System**

**Section: 265.110**

Specifies that GRF appropriation item 200446, Education Management Information System, be used to improve the Education Management Information System (EMIS) and makes the following earmarks:

(1) Up to \$400,000 in each fiscal year to support grants to information technology centers to provide professional development opportunities to district and school personnel related to EMIS.

**Section: 265.110**

Same as the Executive.

(1) Same as the Executive.

(2) Up to \$725,000 in each fiscal year to be distributed to information technology centers for costs related to processing, storing, and transferring data for the effective operation of EMIS.

(2) Same as the Executive.

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Specifies that the remainder be used to develop and support data definitions and standards outlined in the EMIS guidelines, to implement recommendations of the EMIS Advisory Council and the Superintendent, to enhance data quality assurance practices, and to support responsibilities related to school report cards and value-added progress dimension calculations.

Same as the Executive.

**EDUCD9 Educator Preparation**

**Section: 265.120**

Makes the following earmarks of GRF appropriation item 200448, Educator Preparation:

- (1) Up to \$339,783 in each fiscal year for ODE to monitor and support Ohio's State System of Support under federal law.
- (2) Up to \$67,957 in each fiscal year to support the Educator Standards Board and various school reforms.
- (3) \$2,000,000 in each fiscal year to support Teach for America.
- (4) \$1,000,000 in each fiscal year for the Bright New Leaders for Ohio Schools Program.
- (5) \$200,000 in each fiscal year to support FASTER Saves Lives training for selected school staff.
- (6) \$1,000,000 in each fiscal year to support professional development grants to educational service centers to train educators and related personnel in models of prevention of risky or harmful behaviors.
- (7) No provision.

**Section: 265.120**

Same as the Executive, but makes the following changes:

- (1) Same as the Executive.
- (2) Same as the Executive.
- (3) Same as the Executive.
- (4) Same as the Executive.
- (5) Same as the Executive.
- (6) Same as the Executive.
- (7) Up to \$250,000 in each fiscal year to support the SmartOhio Financial Literacy Program at the University of Cincinnati.

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(8) No provision.

(8) \$250,000 in each fiscal year to support regionally tailored professional development and strategic training for teachers in STEM fields through the PAST Foundation's STEM Educator Professional Development Collaborative.

(9) No provision.

(9) \$100,000 in each fiscal year to The Childhood League Center to provide intensive early intervention and educational services in Franklin County, to support the Play and Language for Autistic Youngsters (PLAY) Project in underserved counties, and to provide services and training for providers and families. Requires ODE to conduct a study concerning the results of the PLAY Project and submit a report of its findings by July 1, 2022.

(10) Permits the remainder to be used for implementation of teacher and principal evaluation systems, including incorporation of student growth as a metric in those systems, and teacher value-added reports.

(10) Same as the Executive.

Permits the recipients of grants awarded from this line item under H.B. 166 of the 133rd General Assembly to support high school teachers receiving credentialing to teach College Credit Plus courses to use the awards for expenses incurred through June 30, 2023.

Same as the Executive.

**EDUCD10 Community Schools and Choice Programs**

**Section: 265.130**

Permits GRF appropriation item 200455, Community Schools and Choice Programs, to be used to operate school choice programs.

**Section: 265.130**

Same as the Executive.

Permits a portion of the appropriation in each fiscal year to be used by ODE for developing and conducting training sessions for sponsors and prospective sponsors of community schools and other schools participating in school choice programs.

Same as the Executive.

Executive

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**EDUCD116 STEM Initiatives**

No provision.

**Section: 265.135**

Specifies that GRF appropriation item 200457, STEM Initiatives, be distributed to the Educational Service Center of the Western Reserve for a pilot project that supports innovative STEM initiatives for middle school students in Ashtabula, Cuyahoga, Geauga, Lake, Portage, and Trumbull counties affiliated with the Alliance for Working Together.

No provision.

Requires the initiatives to provide middle school students with early access to programming, engineering design, and problem-solving skills.

No provision.

Requires the Educational Service Center of the Western Reserve to submit a report that describes the progress of the pilot project by July 31, 2022.

**EDUCD48 Education Technology Resources**

**Section: 265.140**

Makes the following earmarks to GRF appropriation item 200465, Education Technology Resources:

**Section: 265.140**

Same as the Executive.

(1) Up to \$2,500,000 in each fiscal year for the Union Catalog and InfOhio Network.

(1) Same as the Executive.

(2) Up to \$1,778,879 in each fiscal year to provide grants to educational television stations working with partner education technology centers to provide public schools with instructional resources and services. Specifies that priority be given to resources and services aligned with state academic content standards. Specifies that such resources and services be based upon the advice and approval of ODE, based on a formula developed in consultation with educational television stations

(2) Same as the Executive.

Executive

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and educational technology centers.

Specifies that the remainder be used to support the training, technical support, guidance, and assistance with compliance reporting to school districts and public libraries applying for federal E-Rate funds; for oversight and guidance of school district technology plans; for support to district technology personnel; and for support of the development, maintenance, and operation of a network of computer-based information and instructional systems.

Same as the Executive.

**EDUCD49 Industry-Recognized Credentials High School Students**

**Section: 265.145**

Makes the following earmarks to GRF appropriation item 200478, Industry-Recognized Credentials High School Students:

(1) Up to \$8,000,000 in each fiscal year to support payments to public schools whose students earn an industry-recognized credential or receive a journeyman certification. Requires the educating entity to inform students in career-technical education courses that lead to an industry-recognized credential about the opportunity to earn the credentials. Requires ODE, the Department of Higher Education, and the Governor's Office of Workforce Transformation (OWT) to develop a reimbursement schedule. Requires the educating entity to pay for the cost of the credential. Specifies that the educating entity may claim reimbursement up to six months after the student has graduated from high school. Requires ODE to prorate the payments if the amount appropriated is insufficient.

**Section: 265.145**

Same as the Executive.

(1) Same as the Executive.

(2) Up to \$12,500,000 in each fiscal year to establish and operate the Innovative Workforce Incentive Program (IWIP), which will pay public schools \$1,250 for each qualifying credential earned

(2) Same as the Executive.

Executive

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by a student attending the school. Requires OWT to develop a list of credentials that qualify for the program. Requires ODE to prorate the payments if the amount appropriated is insufficient.

**EDUCD29 Pupil Transportation**

**Section: 265.150**

Makes the following earmarks to GRF appropriation item 200502, Pupil Transportation:

- (1) Up to \$838,930 in each fiscal year for training school bus drivers and enrolling them in the retained applicant fingerprint database.
- (2) No provision.
- (3) Up to \$60,469,220 in each fiscal year for special education transportation reimbursements to school districts and county DD boards.

Specifies that the remainder of the appropriation be used for pupil transportation formula payments (see EDUCD81).

Requires a school district, if a parent, guardian, or other person in charge of a pupil accepts the offer of payment in lieu of providing transportation, to pay that parent, guardian, or other person at least \$250 and not more than the amount determined by ODE as the average cost of pupil transportation for the previous school year. Permits the payment to be prorated if the time period involved is only a part of the school year.

**Section: 265.150**

Same as the Executive, but makes the following changes:

- (1) Same as the Executive.
  - (2) \$250,000 in each fiscal year to fund transportation collaboration grants (see EDUCD157).
  - (3) Same as the Executive, but increases the earmark to \$117,469,220 in FY 2022 and \$123,469,200 in FY 2023 and makes conforming changes in recognition of the House's proposed school funding formula (see EDUCD80 and EDUCD155).
- Same as the Executive, but makes conforming changes in recognition of the House's proposed school funding formula (see EDUCD81 and EDUCD30).
- Same as the Executive.

Executive

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**EDUCD137 Bus Purchase Allowance**

No provision.

**Section: 265.155**

Specifies that GRF appropriation item 200503, Bus Purchase Allowance, be used to distribute bus purchasing grants to traditional school districts (see EDUCD156).

**EDUCD50 School Lunch Match**

**Section: 265.160**

Specifies that GRF appropriation item 200505, School Lunch Match, be used to provide matching funds to obtain federal funds for the school lunch program.

Permits any remaining appropriation to be used to partially reimburse school buildings required to have a school breakfast program.

**Section: 265.160**

Same as the Executive.

Same as the Executive.

**EDUCD11 Auxiliary Services**

**Section: 265.170**

Earmarks up to \$2,600,000 in each fiscal year of GRF appropriation item 200511, Auxiliary Services, for nonpublic school student participation in the College Credit Plus Program.

Specifies that the remainder of the appropriation be used for auxiliary services for chartered nonpublic schools.

**Section: 265.170**

Same as the Executive.

Same as the Executive.

**EDUCD12 Nonpublic Administrative Cost Reimbursement**

**Section: 265.180**

Specifies that GRF appropriation item 200532, Nonpublic Administrative Cost Reimbursement, be used to reimburse chartered nonpublic schools for their administrative costs associated with maintaining their state charter.

**Section: 265.180**

Same as the Executive.

**Executive**

**In House Finance**

Permits the reimbursements to be up to \$446 per student, notwithstanding the statutory cap of \$360 per student

Same as the Executive.

**EDUCD51 Special Education Enhancements**

**Section: 265.190**

Makes the following earmarks to GRF appropriation item 200540, Special Education Enhancements:

(1) Up to \$33,000,000 in each fiscal year to fund special education and related services for school-age children at county DD boards and state institutions.

(2) Up to \$1,350,000 in each fiscal year for parent mentoring programs.

(3) Up to \$3,000,000 in each fiscal year for school psychology interns.

(4) Up to \$3,500,000 in each fiscal year to be transferred to the Opportunities for Ohioans with Disabilities Agency via an intrastate transfer voucher. Requires the transferred funds to be used as state matching funds to draw down available federal funding for vocational rehabilitation services. Specifies that funding be used to hire vocational rehabilitation counselors to provide transition services for students with disabilities. Requires the agencies to enter into an interagency agreement to specify the responsibilities of each agency under the program.

(5) Up to \$2,000,000 in each fiscal year to be used to build capacity to deliver a regional system of training, support, coordination, and direct service for secondary transition services for students with disabilities beginning at age 14.

**Section: 265.190**

Same as the Executive, but makes the following changes:

(1) Same as the Executive, but increases the earmark to \$37,000,000 in each fiscal year and makes conforming changes in recognition of the House's proposed school funding formula (see EDUCD80 and EDUCD158).

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

**Executive**

**In House Finance**

Specifies that the remainder of the appropriation be used to distribute preschool special education funding for school districts and state institutions. Requires funded entities to adhere to Ohio's early learning program standards, to participate in the Step Up to Quality program, to document child progress using research-based indicators, and to report results annually.

Same as the Executive, but makes conforming changes in recognition of the House's proposed school funding formula (see EDUCD80 and EDUCD159).

**EDUCD52 Career-Technical Education Enhancements**

**Section: 265.200**

Makes the following earmarks to GRF appropriation item 200545, Career-Technical Education Enhancements:

- (1) No provision.
- (2) Up to \$2,563,568 in each fiscal year to fund secondary career-technical education at correctional institutions, the School for the Deaf, and the State School for the Blind. Notwithstanding the statutory unit funding formula and specifies that the funding be distributed using a grant-based methodology.
- (3) Up to \$2,686,474 in each fiscal year to fund competitive expansion grants to tech prep consortia.
- (4) Up to \$3,000,850 in each fiscal year to support existing High Schools That Work (HSTW) sites, develop and support new sites, fund technical assistance, and support regional centers and middle school programs.
- (5) Up to \$600,000 in each fiscal year to fund the Agriculture 5th Quarter Project.
- (6) Up to \$450,000 in each fiscal year to fund the P-Tech Model of Education Pilot Program (see EDUCD59).

**Section: 265.200**

Same as the Executive, but makes the following changes to the earmarks:

- (1) Up to \$4,200,000 in FY 2022 and up to \$8,400,000 in FY 2023 for career awareness and exploration funds (see EDUCD154).
- (2) Same as the Executive.
- (3) Same as the Executive.
- (4) Same as the Executive.
- (5) Same as the Executive.
- (6) Same as the Executive, but decreases the earmark to up to \$210,000 in each fiscal year.

**Executive**

**In House Finance**

(7) No provision.

(7) Up to \$240,000 in each fiscal year to support the Ohio Code-Scholar Pilot Program (see EDUCD128).

(8) Up to \$550,000 in each fiscal year to support career planning and reporting through the OhioMeansJobs website.

(8) Same as the Executive.

(9) Earmarks \$150,000 in each fiscal year for the Ohio ProStart school restaurant program.

(9) Same as the Executive, but increases the earmark to \$250,000 in each fiscal year.

**EDUCD60 Foundation Funding**

**Section: 265.210**

Makes the following earmarks to GRF appropriation item 200550, Foundation Funding:

**Section: 265.210**

Same as the Executive, but makes the following changes:

(1) Up to \$40,000,000 in each fiscal year for additional state aid to school districts, JVSDs, and community and STEM schools for special education students exceeding specified catastrophic cost thresholds.

(1) Replaces the Executive provision with a provision that sets aside up to \$95.4 million in FY 2022 and up to \$93.5 million in FY 2023 of the formula aid allocated to school districts, JVSDs, community schools, and STEM schools for those payments (see EDUCD143).

(2) Up to \$3,800,000 in each fiscal year to fund gifted education units at ESCs. Specifies that the distribution of gifted education funds to ESCs is based on the unit methodology used prior to FY 2010.

(2) Same as the Executive.

(3) Up to \$40,000,000 in each fiscal year to fund the state reimbursement of ESCs (see EDUCD55).

(3) Same as the Executive, but increases the earmark to up to \$42,500,000 in FY 2022 and up to \$45,000,000 in FY 2023.

(4) Up to \$3,500,000 in each fiscal year to be distributed to ESCs through a grant process for school improvement initiatives and for the provision of technical assistance to schools and districts as required by federal law.

(4) Same as the Executive.

(5) Up to \$7,000,000 in each fiscal year for payments to guarantee funding for certain school districts experiencing loss

(5) Same as the Executive.

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due to decreases in public utility tangible personal property tax valuation (see EDUCD32).

(6) Up to \$26,400,000 in each fiscal year to support school choice programs.

(7) Up to \$23,501,887 in each fiscal year of the foundation aid allocated to the Cleveland Municipal School District for the Cleveland Scholarship and Tutoring Program. Earmarks, of that amount, up to \$1,000,000 in each fiscal year for the district to provide tutorial assistance.

(8) Up to \$2,000,000 in each fiscal year for home-instructed students to participate in the College Credit Plus Program.

(9) An amount to fund foundation aid payments for JVSs (see EDUCD61).

(10) Up to \$700,000 in each fiscal year for the private treatment facility project (see EDUCD17).

(11) An amount to pay college-preparatory boarding schools the per pupil boarding amount.

(12) A portion in each fiscal year to pay community schools and STEM schools the amount calculated for the graduation and third-grade reading bonuses (see EDUCD62 and EDUCD63).

(13) No provision.

(6) Same as the Executive, but reduces the earmark to up to \$2,000,000 in each fiscal year and specifies that the funds be used for administration of school choice programs.

(7) Same as the Executive, but increases the earmark to up to \$47,901,887 in each fiscal year and allocates this amount directly from item 200550 instead of through a deduction of the Cleveland Municipal School District's foundation aid (thereby funding the entirety of the program directly instead of through a combination of a deduction and direct state payments supported by (6) above (see EDUCD153)).

(8) Same as the Executive, but increases the earmark to up to \$3,000,000 in each fiscal year.

(9) Same as the Executive, but makes conforming changes in recognition of the House's proposed school funding formula (see EDUCD61 and EDUCD80).

(10) Same as the Executive.

(11) Same as the Executive.

(12) Replaces the Executive provision with a provision that provides an amount to (directly) pay foundation aid for community and STEM schools in accordance with the House's proposed school funding formula (see EDUCD62 and EDUCD63).

(13) An amount to (directly) pay scholarships under the Autism, Jon Peterson Special Needs, and performance-based EdChoice scholarship programs (see EDUCD153).

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(14) Up to \$1,760,000 in each fiscal year for duties and activities related to the establishment of academic distress commissions. Permits a portion of the funds to be used by ODE to provide support and assistance to an academic distress commission and the districts subject to an academic distress commission.

(14) Same as the Executive.

(15) Up to \$1,500,000 in each fiscal year to support the Ohio STEM Network to expand free STEM programming, to create regional STEM supports for underserved student populations, and to support the STEM school designation process.

(15) Same as the Executive.

(16) No provision.

(16) Up to \$2,500,000 in each fiscal year to make supplemental payments to dropout prevention and recovery e-schools participating in the supplemental funding pilot program (see EDUCD124). Requires ODE to prorate payments if the amount is insufficient.

Specifies that the remainder be used to distribute to city, local, and exempted village school districts the amounts calculated for foundation aid (see EDUCD81).

Same as the Executive, but makes conforming changes in recognition of the House's proposed school funding formula (see EDUCD81).

Specifies that GRF appropriation items 200502, Pupil Transportation, 200540, Special Education Enhancements, and 200550, Foundation Funding, other than specific set-asides, are to fund state formula aid obligations. Provides that ODE seek approval from the OBM Director to transfer funds among these items, or other GRF appropriation items in which there are excess appropriation, in order to meet these obligations.

Same as the Executive.

Authorizes the payment of school operating funds in amounts substantially equal to those made in the prior year until the new school funding formulas take effect.

Same as the Executive.

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**EDUCD31 Literacy Improvement**

**Section: 265.240**

Specifies that GRF appropriation item 200566, Literacy Improvement, be used by ODE to support early literacy activities to align state, local, and federal efforts to order to bolster all students' reading success. Requires funds to be distributed to ESCs to establish and support regional literacy professional development teams.

Permits a portion of the funds to be used by ODE for program administration, monitoring, technical assistance, support, research, and evaluation related to early literacy activities.

**Section: 265.240**

Same as the Executive.

Same as the Executive.

**EDUCD33 Adult Education Programs**

**Section: 265.250**

Earmarks up to \$6,300,000 in each fiscal year from GRF appropriation item 200572, Adult Education Programs, to make payments under the 22+ Adult High School Program to participating school districts, community schools, community and technical colleges and university branches for students ages 22 and above who enroll to earn a high school diploma.

Specifies that a portion of item 200572 be used to make payments to institutions participating in the Adult Diploma Pilot Program and to reimburse career-technical planning districts (CTPDs) for the vouchers provided to students who take an approved high school equivalency exam for the first time.

Requires CTPDs to reimburse individuals taking a nationally recognized high school equivalency examination approved by

**Section: 265.250**

Same as Executive.

Same as Executive, but also permits, upon the request of the Superintendent, the Director of Budget and Management to transfer appropriation from GRF appropriation item 200550, Foundation Funding, to item 200572, if funds are insufficient to make payments to institutions participating in the Adult Diploma Pilot Program. Specifies such a transfer is subject to an available balance in item 200550 and the approval of the Controlling Board.

Same as Executive.

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ODE for the first time for application or examination fees in excess of \$40, up to a maximum reimbursement of \$80. Requires each CTPD to designate a site or sites where individuals may register and take an approved examination and to offer career counseling services for each individual that registers for the examination. Permits any remaining funds in each fiscal year to be reimbursed to the Department of Youth Services and the Department of Rehabilitation and Correction for individuals in these facilities who have taken the approved examination for the first time. Prohibits the amounts reimbursed for these individuals from exceeding the per individual amounts reimbursed to other individuals for the approved examination.

Permits any unexpended funds in each fiscal year for the Adult Diploma and 22+ Adult High School programs to be encumbered by ODE and remain available for payment within two years of the fiscal year in which the funds were originally appropriated, in accordance with guidelines established by the Superintendent of Public Instruction.

Permits a portion of the appropriation to be used for program administration, technical assistance, support, research, and evaluation of adult education programs including high school equivalency examinations approved by ODE.

Same as Executive.

Same as Executive.

**EDUCD13 EdChoice Expansion**

**Section: 265.260**

Specifies that GRF appropriation item 200573, EdChoice Expansion, be used to pay for EdChoice scholarships for students from families with incomes below 250% of the federal poverty level regardless of the performance of the school the student would otherwise attend.

**Section: 265.260**

Same as the Executive.

**Executive**

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Limits the number of scholarships awarded under the income-based program from exceeding the number that can be funded with the appropriation.

Same as the Executive.

**EDUCD34 Half-Mill Maintenance Equalization**

**Section: 265.260**

Specifies that GRF appropriation item 200574, Half-Mill Maintenance Equalization, be used to make payments under the Half-Mill Maintenance Equalization Program, which provides payments to equalize below average per-pupil tax revenues from the one-half mill levy required of districts to help pay for maintenance costs of new or renovated buildings financed through the Classroom Facilities Assistance Program.

**Section: 265.260**

Same as the Executive.

**EDUCD115 Adaptive Sports Program**

No provision.

**Section: 265.260**

Specifies that GRF appropriation item 200576, Adaptive Sports Program, be used by ODE, in collaboration with the Adaptive Sports Program of Ohio, to fund adaptive sports programs in school districts across the state.

**EDUCD117 Program and Project Support**

No provision.

**Section: 265.275**

Makes the following earmarks to GRF appropriation item 200597, Program and Project Support:

(1) No provision.

(1) \$1,000,000 in each fiscal year to be distributed to Ohio Adolescent Health Centers to support risk avoidance education initiatives.

(2) No provision.

(2) \$188,000 in each fiscal year to be distributed to the Cleveland Museum of Natural History to support its STEM-based

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educational programming.

**EDUCD53 Medicaid in Schools Program**

**Section: 265.280**

Specifies that GRF appropriation item 657401, Medicaid in Schools Program, be used to support the Medicaid in Schools Program.

**Section: 265.280**

Same as the Executive.

**EDUCD14 Teacher Certification and Licensure**

**Section: 265.300**

Specifies that DPF Fund 4L20 appropriation item 200681, Teacher Certification and Licensure, be used in each fiscal year to administer and support teacher certification and licensure activities.

**Section: 265.300**

Same as the Executive.

Permits a portion to be used for implementation of teacher and principal evaluation systems.

Same as the Executive.

**EDUCD54 School District Solvency Assistance**

**Section: 265.320**

Specifies that funds in DPF Fund 5H30 appropriation item 200687, School District Solvency Assistance, be used to provide assistance and grants to school districts to enable them to remain solvent. Requires that assistance and grants be subject to the approval of the Controlling Board.

**Section: 265.320**

Same as the Executive.

Requires the Superintendent of Public Instruction to determine the allocations for (1) the School District Shared Resource Account to make advances to districts that must be repaid and (2) the Catastrophic Expenditures Account, used to make grants to school districts that need be repaid only if the district receives third party reimbursement funding.

Same as the Executive.

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Permits the OBM Director to make cash transfers into the School District Solvency Assistance Fund (Fund 5H30) in each fiscal year from the GRF or any funds used by ODE to maintain sufficient cash balances in the fund. Appropriates any funds so transferred. Requires the Director to notify the Controlling Board of any such transfers.

Same as the Executive.

Permits, if the cash balance of Fund 5H30 is insufficient to pay solvency assistance, and with approval of the Controlling Board, the transfer of cash from the Lottery Profits Education Reserve Fund (Fund 7018) to Fund 5H30 to provide assistance and grants. Appropriates any funds so transferred to Fund 5H30 appropriation item 200670, School District Solvency Assistance - Lottery.

Same as the Executive.

**EDUCD84 Student Wellness and Success**

**Section: 265.323**

Specifies that DPF Fund 5VS0 appropriation item 200604, Student Wellness and Success (which is supported by cash transfers from the GRF), be used to support services that address nonacademic barriers to student success at school districts, JVSDs, community schools, and STEM schools. (See EDUCD83).

**Section: 265.323**

Replaces the Executive provision with a provision specifying that item 200604 be used in conjunction with GRF appropriation item 200550, Foundation Funding, and SLF Fund 7017 appropriation item 200612, Foundation Funding, to make payments for disadvantaged pupil impact aid (see EDUCD144) and the portions of the state share of the base cost that are attributable to the staffing cost for the student wellness and success component of the base cost (an element of the student support base cost in the House's proposed funding formula), as determined by ODE (see EDUCD139, for example).

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**EDUCD64 Lottery Profits Education Fund**

**Section: 265.330**

Specifies that SLF Fund 7017 appropriation item 200612, Foundation Funding, be used in conjunction with GRF appropriation item 200550, Foundation Funding, to provide formula aid payments to school districts.

Requires ODE, with the approval of the OBM Director, to determine the monthly distribution schedules of items 200550 and 200612.

**Section: 265.330**

Same as the Executive.

Same as the Executive.

**EDUCD127 Accelerate Great Schools**

No provision.

**Section: 265.333**

Specifies that SLF Fund 7017 appropriation item 200614, Accelerate Great Schools, be used to support the Accelerate Great Schools public-private partnership, which aims to increase access to high-quality schools for underserved students in Cincinnati.

**EDUCD126 Literacy Improvement**

No provision.

**Section: 265.333**

Specifies that SLF Fund 7017 appropriation item 200616, Literacy Improvement, be used to provide grants to expand the federally funded Model Demonstration Project for Early Identification of Students with Dyslexia Grant Program, which funds pilot programs to address the literacy needs of students in preschool through first grade.

No provision.

Requires school districts, community schools, STEM schools, or chartered nonpublic schools wishing to participate to apply to the Superintendent of Public Instruction and the Superintendent to select participating districts and schools according to criteria

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No provision.

determined by the Superintendent.

Requires participating school districts and schools to (1) receive professional learning and support for teachers and principals to improve their ability to provide instruction for children with dyslexia and (2) collaborate with ODE to identify professional learning opportunities aligned to the science of reading.

No provision.

Permits ODE to use up to 10% of the amount appropriated in each fiscal year for program administration and for support of districts and schools in identifying and serving students with dyslexia.

**EDUCD18 Quality Community Schools Support**

**Section: 265.270**

Specifies that GRF appropriation item 200589, Quality Community Schools Support, be used by ODE to make payments to community schools that are designated as Community Schools of Quality.

**Section: 265.335**

Same as the Executive, but uses SLF Fund 7017 appropriation item 200631, Quality Community Schools Support, to make the payments (this item currently funds the program under H.B. 166 of the 133rd General Assembly).

Specifies that a Community School of Quality receives per-pupil funding of \$1,750 for students who are identified as economically disadvantaged and \$1,000 for students not identified as economically disadvantaged, subject to the appropriation.

Same as the Executive.

Requires, generally, that the payments be based on the number of students enrolled in the community school for the prior fiscal year.

Same as the Executive.

Qualifies a community school as a Community School of Quality if the school satisfies at least one of the following conditions:

Same as the Executive.

(1) The school’s sponsor is rated “exemplary” or “effective” on sponsor’s most recent evaluation, the school’s two most recent

(1) Same as the Executive.

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performance index scores are higher than the school district in which school is located, the school’s most recent overall grade for value added is “A” or “B” or the school is in its first or second year of operation and did not receive a value-added grade, and at least 50% of enrolled students are economically disadvantaged.

(2) The school’s sponsor is rated “exemplary” or “effective” on sponsor’s most recent evaluation, the school is in its first year of operation, the school is replicating the operational and instructional model used by a school of quality designated under condition (1), and if the school has an operator, the operator received at least a "C" on its most recent performance report.

(3) The school’s sponsor is rated “exemplary” or “effective” on sponsor’s most recent evaluation, the school contracts with an operator that operates schools in other states, either one of the operator’s schools received funding through the Federal Charter School Program or the Charter School Growth Fund or one of the operator’s out-of-state schools performed better than the school district in which the in-state school is located as determined by ODE, at least 50% of enrolled students are economically disadvantaged, the operator is in good standing in all states, and ODE has determined the operator does not have financial viability issues preventing it from effectively operating a community school in Ohio. The school must also be in its first year of operation.

Specifies that a school designated as a Community School of Quality maintains that designation for two fiscal years following the fiscal year it initially gains that designation. Permits a designated school to renew its designation each year that it satisfies the criteria in (1) above and requires the school to

(2) Same as the Executive.

(3) Same as the Executive.

Same as the Executive.

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maintain that designation for the two fiscal years following each fiscal year in which the school satisfies the criteria in (1).

**EDUCD98 Enrollment Growth Supplement**

**Section: 265.337**

Requires SLF Fund 7017 appropriation item 200636, Enrollment Growth Supplement, to be used for providing an additional payment to certain school districts experiencing a growth in enrollment between FY 2016 and FY 2019 (see EDUCD81).

No provision. (See EDUCD81; replaced by provisions that, in general, phase in the school funding formula proposed in H.B. 1 of the 134th General Assembly. The main new formula Compare Doc items are EDUCD138 through EDUCD150, EDUCD30, and EDUCD120.)

**EDUCD16 Community School Facilities**

**Section: 265.340**

Specifies that SLF Fund 7017 appropriation item 200684, Community School Facilities, be used to pay brick-and-mortar community and STEM schools an amount equal to \$250 per pupil and internet- and computer-based community schools an amount equal to \$25 per pupil in each fiscal year for facilities-related costs.

**Section: 265.340**

Same as the Executive.

Requires ODE to prorate payments if the amount appropriated is insufficient.

Same as the Executive.

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**EDUCD65 Lottery Profits Education Reserve Fund**

**Section: 265.350**

Creates the Lottery Profits Education Reserve Fund (Fund 7018), a continuation of current law. Permits the OBM Director to transfer cash from Fund 7018 to the Lottery Profits Education Fund (Fund 7017) in both fiscal years. Requires the Lottery Commission Director to certify on July 15, 2021, the amount by which lottery profits exceeded \$1,177,000,000 in FY 2021 and on July 15, 2022, the amount by which lottery profits exceeded \$1,234,000,000 in FY 2022, to the OBM Director. Permits the OBM Director to transfer cash in excess of the amounts necessary to support appropriations in Fund 7017 to Fund 7018.

**Section: 265.350**

Same as the Executive.

**EDUCD134 Federal Coronavirus School Relief**

No provision.

**Section: 265.355**

Earmarks \$250,000 in each fiscal year from FED Fund 3HS0 appropriation item 200640, Federal Coronavirus School Relief, to support the Career Promise Academy Summer Demonstration Pilot Program. (See EDUCD133).

No provision.

Requires ODE to support this set-aside using state activity funds provided under the federal Consolidated Appropriations Act, 2021 (that act authorizes a state to reserve up to 10% of its Elementary and Secondary School Emergency Relief Fund allocation, including up to 0.5% of its allocation for administrative costs and the remainder for state activity funds).

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**EDUCD56 Earmark accountability**

**Section: 265.400**

Authorizes the Superintendent of Public Instruction to request an annual accountability report from any entity that receives a budget earmark under ODE's budget.

Requires that the report be submitted to ODE and House and Senate committees primarily concerned with education funding to the list of recipients.

Prohibits the provision of funds to an earmarked entity for a fiscal year until its report for the prior fiscal year has been submitted, if the entity received an earmark.

**Section: 265.400**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**EDUCD70 Prioritize unused federal funds**

**Section: 265.490**

Directs ODE to use any unused portion of the Title IV, Part A federal block grant funds to pay for the cost of Advanced Placement (AP) or International Baccalaureate (IB) exams for low-income students.

**Fiscal effect: Federal law permits ODE to set aside up to 5% of the block grant award for state activities, including reimbursement of AP and IB test fees for economically disadvantages students. These funds are appropriated in Fund 3H10 appropriation item 200634, Student Support and Academic Enrichment.**

**Section: 265.490**

Same as the Executive.

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

**Executive**

**In House Finance**

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**PAYCD1 Payroll Deduction Fund**

**Section: 271.20**

Requires that Payroll Deduction Fund (Fund 1240) appropriation item 995673, Payroll Deductions, be used to make payments pursuant to R.C. 125.21 for withheld taxes, the employee's retirement contributions, and voluntary deductions. Appropriates additional amounts if the Director of Budget and Management finds it necessary.

**Section: 271.20**

Same as the Executive.

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**PAYCD2 Accrued Leave Liability Fund**

**Section: 271.20**

Requires that Accrued Leave Liability Fund (Fund 8060) appropriation item 995666, Accrued Leave Fund, be used to make payments pursuant to RC 125.211 for accrued vacation, sick, and personal leave to employees leaving state employment, as well as to existing employees for annual sick and personal leave conversion. Appropriates additional amounts if the Director of Budget and Management finds it necessary.

**Section: 271.20**

Same as the Executive.

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**PAYCD3 State Employee Disability Leave Benefit Fund**

**Section: 271.20**

Requires that State Employee Disability Leave Benefit Fund (Fund 8070) appropriation item 995667, Disability Fund, be used to make payments pursuant to RC 124.83 for state employee disability benefits. Appropriates additional amounts if the Director of Budget and Management finds it necessary.

**Section: 271.20**

Same as the Executive.

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**Executive**

**In House Finance**

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**PAYCD4 State Employee Health Benefit Fund**

**Section: 271.20**

Requires that State Employee Health Benefit Fund (Fund 8080) appropriation item 995668, State Employee Health Benefit Fund, be used to make payments pursuant to RC 124.87 for medical, mental health, prescription, dental, and vision coverage provided to state employees. Appropriates additional amounts if the Director of Budget and Management finds it necessary.

**Section: 271.20**

Same as the Executive.

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**PAYCD5 Dependent Care Spending Fund**

**Section: 271.20**

Requires that Dependent Care Spending Fund (Fund 8090) appropriation item, 995669, Dependent Care Spending Account, be used to make payments pursuant to RC 124.822 for state employees enrolled in the Dependent Care Spending Account Program. Appropriates additional amounts if the Director of Budget and Management finds it necessary.

**Section: 271.20**

Same as the Executive.

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**PAYCD6 Life Insurance Investment Fund**

**Section: 271.20**

Requires that Life Insurance Investment Fund (Fund 8100) appropriation item 995670, Life Insurance Investment Fund, be used to pay for the costs of the state's life insurance benefit program that provides coverage for exempt state employees pursuant to RC 125.212. Appropriates additional amounts if the Director of Budget and Management finds it necessary.

**Section: 271.20**

Same as the Executive.

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**Executive**

**In House Finance**

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**PAYCD7 Parental Leave Benefit Fund**

**Section: 271.20**

Requires that Parental Leave Benefit Fund (Fund 8110) appropriation item 995671, Parental Leave Benefit Fund, be used to make payments to employees eligible for parental leave benefits pursuant to RC 124.137. Appropriates additional amounts if the Director of Budget and Management finds it necessary.

**Section: 271.20**

Same as the Executive.

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**PAYCD8 Health Care Spending Account Fund**

**Section: 271.20**

Requires that Health Care Spending Account Fund (Fund 8130) appropriation item 995672, Health Care Spending Account, be used to make payments pursuant to RC 124.821 for state employees' participation in a flexible spending account for non-reimbursed health care expenses. Appropriates additional amounts if the Director of Budget and Management finds it necessary.

**Section: 271.20**

Same as the Executive.

**Executive**

**In House Finance**

**EPACD4 Environmental protection fees - removal of sunset**

**R.C. 3734.57, 3745.11, 3734.901**

Makes certain fees permanent which are currently set to expire on specified dates in 2022. Impacts the following fees:

- (1) The annual emissions fees for synthetic minor facilities;
- (2) The annual discharge fees for holders of NPDES permits issued under the Water Pollution Control Law;
- (3) The application fees for plan approvals for wastewater treatment works under the Water Pollution Control Law;
- (4) The initial and renewal license fees for public water system licenses issued under the Safe Drinking Water Law;
- (5) The fee for plan approvals for public water supply systems under the Safe Drinking Water Law;
- (6) The fees for state certification of laboratories and laboratory personnel for purposes of the Safe Drinking Water Law;
- (7) The fees for applications and examinations for certification as operators of water supply systems or wastewater systems under the Safe Drinking Water Law and the Water Pollution Control Law;
- (8) The application fees for permits, variances, and plan approvals under the Water Pollution Control Law and the Safe Drinking Water Law;
- (9) Fees applicable to the transfer or disposal of solid waste; and

**R.C. 3734.57, 3734.901, 3745.11**

Same as the Executive, but removes the provisions that would have made permanent all of the fees enumerated in (1) through (10) and, instead, extends the current sunset of those fees by two years.

- (1) Same as the Executive.
- (2) Same as the Executive.
- (3) Same as the Executive.
- (4) Same as the Executive.
- (5) Same as the Executive.
- (6) Same as the Executive.
- (7) Same as the Executive.
- (8) Same as the Executive.
- (9) Same as the Executive.

Executive

In House Finance

(10) The 50¢ per tire fee on the sale of tires, deposited in the Scrap Tire Management Fund, and the 50¢ per tire fee deposited in the Soil and Water Conservation District Assistance Fund.

(10) Same as the Executive.

**Fiscal effect: Removal of the sunset provision will make the above listed fees permanent (in contrast to prior budgets which have extended this provision every two years), thus preserving existing revenue streams. Impacted funds include the Hazardous Waste Cleanup (Fund 5050), Hazardous Waste Facility Management (Fund 5030), Solid Waste (Fund 4K30), Environmental Protection Fund (5BC0), Soil and Water Conversation District Fund (Fund 5BVO within the Department of Agriculture), Surface Water Protection Fund (Fund 4K40), Drinking Water Protection Fund (Fund 4K50), and the Clean Air - Non Title V Fund (Fund 4K20), and Scrap Tire Management Fund (Fund 4R50).**

**Fiscal effect: Extends the annual revenue streams for the affected state funds until they are subject to sunset on June 30, 2024.**

EPACD11 Scrap tire abatement

R.C. 3734.85

R.C. 3734.85

Increases, from 5,000 to 10,000, the number of scrap tires that can be removed from a person's property by EPA at no cost to the property owner if certain conditions apply (i.e. placement of scrap tires was not the fault of the property owner) and allows the EPA Director to increase the 10,000 scrap tire threshold.

Same as the Executive.

**Fiscal effect: There may be a reduction in revenue from the issuance of liens on property for potential cleanup costs. However, certain conditions still must be met by the property owner. Any impact is likely to be minimal.**

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

Executive

In House Finance

**EPACD5 Fee elimination**

**R.C. 3745.11**

Eliminates the \$15 application fee for the following: (1) a registration certificate necessary for certain scrap tire collection facilities and (2) a permit, or variance, or plan approval under the Solid and Hazardous Waste Law.

Eliminates a non-Title V air contaminant source fee schedule that only applied from January 1, 1994, to December 31, 2003.

**Fiscal effect: Total revenue since 2009 from the \$15 fees has been under \$500, but internal processing costs have exceeded \$3,000. The net effect of this provision will be to save an indeterminate annual amount in administrative costs to the EPA.**

**R.C. 3745.11**

Same as the Executive.

Same as the Executive.

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

**EPACD7 Certified and accredited laboratories under the VAP**

**R.C. 3746.01, 3746.04, 122.65, 3746.071 (3746.07), 3746.09, 3746.10, 3746.11, 3746.12, 3746.13, 3746.17, 3746.18, 3746.19, 3746.20, 3746.21, 3746.31, and 3746.35  
Repealed: 3746.07**

Eliminates the EPA Director's authority to certify laboratories for purposes of performing analyses under the Voluntary Action Program (VAP) and instead specifies that a laboratory must hold a valid accreditation from a specified outside accreditation body to perform analyses under the VAP.

Requires, generally, a person participating in the VAP to use the services of an accredited laboratory to perform analyses.

Specifies that a certified professional may use data analyzed by a certified laboratory before the bill's effective date.

**R.C. 3746.01, 3746.04, 122.65, 3746.071 (3746.07), 3746.09, 3746.10, 3746.11, 3746.12, 3746.13, 3746.17, 3746.18, 3746.19, 3746.20, 3746.21, 3746.31, and 3746.35  
Repealed: 3746.07**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

Prohibits the Director from contracting with an accredited laboratory to perform an audit if the laboratory performed any analyses that formed the basis for the issuance of a no further action letter in connection with the audit.

Same as the Executive.

Eliminates outdated provisions governing the VAP.

Same as the Executive.

**Fiscal effect: As a result of eliminating certain certification fees, the Voluntary Action Fund (Fund 4R90) may experience a loss in annual revenue. However, by leveraging the accreditation process of outside accreditation bodies, administrative efficiencies may be created, offsetting, either in whole or in part, any loss in fee revenue.**

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

EPACD8 Lead free definition

R.C. 6109.10

Replaces the current definition of "lead free" that establishes the maximum permissible percentage of lead that certain plumbing fixtures may contain, with a requirement that the EPA Director adopt rules establishing the definition.

No provision.

Requires the EPA Director, when establishing the definition, to use standards that are not less stringent than those established under the federal Safe Drinking Water Act.

No provision.

**Fiscal effect: The EPA may experience an administrative cost increase to develop and adopt rules to align with recent federal rule changes.**

**Executive**

**In House Finance**

**EPACD10 Lead and copper notification rules: community and nontransient noncommunity water systems**

**R.C. 6109.121**

Eliminates a requirement that the EPA Director adopt rules setting specific administrative penalties that apply to community or nontransient noncommunity water systems for violations of notice requirements regarding lead and copper laboratory results, and instead authorizes the Director to assess the administrative penalties under existing guidelines that apply to other violations of the Safe Drinking Water Law.

Shifts reporting and other requirements regarding lead and copper contamination from statute to a rules-based system administered by the Director.

Increases the timeframe (from two business days to not more than 30 business days after the receipt of laboratory results) within which the owner or operator of a community and/or nontransient noncommunity water system must notify residents when a tap sample does not exceed the applicable lead threshold.

Requires the owner or operator of those systems to update and resubmit maps according to a schedule determined by the Director but no less frequently than required under the Safe Drinking Water Act, rather than every five years as in current law.

Eliminates a requirement that the Director provide financial assistance from the Drinking Water Assistance Fund to community and nontransient noncommunity water systems for the purpose of fulfilling the notice and mapping requirements.

**R.C. 6109.121**

Same as the Executive.

Executive

In House Finance

**Fiscal effect: These changes are expected to result in indeterminate cost savings to EPA and locally operated water systems. The provision will align the R.C. with recent federal rule changes, potentially preventing costly and duplicative efforts that exceed current notification requirements concerning water systems.**

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

**EPACD6 Isolated wetland mitigation ratio table reference**

**R.C. 6111.027**

Corrects an incorrect division reference to the Ohio Administrative Code.

**R.C. 6111.027**

Same as the Executive.

**Fiscal effect: None.**

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

**EPACD9 Practical qualification level (PQL) - water pollution control**

**R.C. 6111.13**

Specifies that, for purposes of determining compliance with a pollutant discharge limit set below the practical quantification level (PQL), any reported value below (instead of "at or below" as in current law) the PQL constitutes compliance. (A PQL is the minimum concentration of an analyte (substance whose chemical constituents are being measured) that can be measured with a high degree of confidence that the analyte is present at the reported concentration. (Corrects a conflict between the R.C. and the O.A.C.).

**R.C. 6111.13**

Same as the Executive.

**Fiscal effect: None.**

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

**Executive**

**In House Finance**

**EPACD1 Cash transfer to the Auto Emissions Test Fund**

**Section: 277.20**

Permits the OBM Director, at the request of the EPA Director, to transfer \$1,500,000 in each fiscal year from the Scrap Tire Management Fund (Fund 4R50) to the Auto Emissions Test Fund (Fund 5BY0).

**Section: 277.20**

Same as the Executive, but requires Controlling Board approval.

**EPACD2 Areawide planning agencies**

**Section: 277.20**

Permits the EPA Director to award grants from DPF Fund 5BC0 appropriation item 715687, Areawide Planning Agencies, to areawide planning agencies engaged in areawide water quality management and planning activities in accordance with the nonpoint source pollution control provisions of the federal Clean Water Act.

**Section: 277.20**

Same as the Executive.

**EPACD3 H2Ohio Fund**

**Section: 277.20**

Permits the EPA Director to certify to the OBM Director an amount up to the unexpended, unencumbered balance of DPF Fund 6H20 appropriation item 715695, H2Ohio, at the end of fiscal year 2022, and reappropriates that amount for FY 2023.

**Section: 277.20**

Same as the Executive, but requires Controlling Board approval.

**Executive**

**In House Finance**

**EXPCD1 State Fair Reserve Fund**

**Section: 285.10**

Authorizes the General Manager of the Expositions Commission, in consultation with the OBM Director, to submit a request to the Controlling Board to use available amounts in the State Fair Reserve Fund (Fund 6400) if revenues derived from the 2021 or 2022 Ohio State Fair are unexpectedly low.

Authorizes the OBM Director, in consultation with the General Manager of the Expositions Commission, on July 1 or as soon as possible thereafter each fiscal year, to determine if the Ohio Expositions Fund (Fund 5060) has a cash balance in excess of the anticipated operating costs of the Expositions Commission in that fiscal year. Allows the OBM Director to transfer up to the excess cash from Fund 5060 to Fund 6400 in each fiscal year.

**Section: 285.10**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**FCCCD10 Notification of net indebtedness**

**R.C. 133.06**

Requires a school district, instead of OFCC, as in current law, to notify the Superintendent of Public Instruction if the district will exceed the limit on net indebtedness specified in continuing law.

**Fiscal effect: None.**

**R.C. 133.06**

Same as the Executive.

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

**FCCCD11 Water bottle filling stations**

No provision.

(1) No provision.

(2) No provision.

(3) No provision.

(4) No provision.

No provision.

**R.C. 3318.038**

Makes the following changes to water bottle filling station and drinking fountain requirements enacted in late 2020 for classroom facility construction projects administered by OFCC:

(1) Specifies that a water bottle filling station may be integrated into a drinking fountain as a "combination unit;"

(2) Requires each building to have a minimum of one "combination unit," instead of drinking fountain as in current law, or water bottle filling station on each floor or wing of the building and per 100 students projected to attend the building;

(3) Requires that a water bottle filling station be accessible to all people in compliance with the federal Americans with Disabilities Act; and

(4) Requires a minimum of one water bottle filling station in or near each cafeteria, gymnasium, outdoor recreation space, or other high-traffic area.

Requires a school district or other public school to permit students, teachers, and other school staff to carry and use water bottles that meet prescribed conditions, but also permits a district or school to prohibit water bottles from a library, computer lab, science lab, or other areas where it is dangerous

## Executive

## In House Finance

to have drinking water and to issue disciplinary actions for misuse of a water bottle.

**Fiscal effect: May increase construction costs, shared between the state and school district depending on the district's relative wealth, for new state-assisted public school facilities. Any new costs might be accounted for in the design phase of a project so as not to increase a project's overall cost.**

**FCCCD1 Cultural Facilities Lease Rental Bond Payments****Section: 287.20**

Requires GRF appropriation item 230401, Cultural Facilities Lease Rental Bond Payments, to be used to meet all of OFCC's required payments during the FY 2022-FY 2023 biennium under the primary leases and agreements for cultural sports facilities.

**Section: 287.20**

Same as the Executive.

**FCCCD2 Common Schools General Obligation Bond Debt Service****Section: 287.20**

Requires that GRF appropriation item 230908, Common Schools General Obligation Bond Debt Service, be used to pay all required debt service and related financing costs during the FY 2022-FY 2023 biennium.

**Section: 287.20**

Same as the Executive.

**FCCCD3 Community project administration****Section: 287.30**

Requires that GRF appropriation item 230458, State Construction Management Services, be used by OFCC to administer Cultural and Sports Facilities Building Fund (Fund 7030) projects and to provide tools and services to state agency, university, and K-12 public school projects, including oversight of the Ohio Administrative Knowledge System Capital Improvements Module (OAKS-CI).

**Section: 287.30**

Same as the Executive.

Executive

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**FCCCD4 School facilities encumbrances and reappropriation**

**Section: 287.30**

Authorizes the Director of OBM, at the request of the Executive Director of OFCC, to cancel encumbrances for school district projects from a previous biennium if the district has not raised its local share of project costs within 13 months of Controlling Board approval. Requires the Executive Director to certify the amounts of the canceled encumbrances on a quarterly basis. Appropriates the amounts of the canceled encumbrances to the Classroom Facilities Assistance Program.

**Section: 287.30**

Same as the Executive.

**FCCCD5 Capital donations fund certifications and appropriations**

**Section: 287.40**

Requires the Executive Director of OFCC to certify to the Director of OBM the amount of cash receipts and related investment income, irrevocable letters of credit from a bank, or certification of the availability of funds that have been received from a county or a municipal corporation for deposit into the Capital Donations Fund (Fund 5A10) and that are related to an anticipated project and appropriates these amounts to appropriation item C37146, Capital Donations. Requires the Executive Director to make a written agreement with the participating entity on the necessary cash flows required for the anticipated construction or equipment acquisition project.

**Section: 287.40**

Same as the Executive.

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**FCCCD6 Amendment to project agreement for maintenance levy****Section: 287.50**

Requires OFCC to amend the project agreement between OFCC and a school district that is participating in the Accelerated Urban Initiative (AUI) if FCC determines it is necessary to do so in order to comply with the change in maintenance levy requirements enacted by H.B. 1 of the 128th G.A.

**Fiscal effect: H.B. 1 of the 128th General Assembly changed the maintenance levy requirements for the six AUI districts (Akron, Cincinnati, Cleveland, Columbus, Dayton, and Toledo) to run for 23 years from the date the initial segment is undertaken, instead of extending for 23 years after the district's last segment was undertaken (the six AUI projects are broken into individual segments). For the districts that have not changed their agreements yet, the H.B. 1 change would reduce the number of years for which the districts would have to levy the required 1/2 mill property tax for maintenance. Currently, projects for Cleveland, Columbus, and Akron are incomplete. Presumably, these AUI districts would use other funds to meet their building maintenance needs if the original project agreements were amended.**

**Section: 287.50**

Same as the Executive.

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

**FCCCD7 Disbursement determination****Section: 287.60**

Authorizes OFCC to determine the amount of funding available for disbursement in a given fiscal year for any Classroom Facilities Assistance Program project in order to keep aggregate state capital spending within approved limits. Authorizes OFCC to take actions including, but not limited to, determining the schedule for design or bidding of approved projects, to ensure appropriate and supportable cash flow.

**Section: 287.60**

Same as the Executive.

Executive

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**Fiscal effect: The provision may give OFCC more flexibility in spending state funds on projects.**

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

**FCCCD8 Assistance to joint vocational school district**

**Section: 287.70**

Requires OFCC, in each year in which funds are available for additional projects, to provide assistance to at least one JVSD for the acquisition of classroom facilities.

**Section: 287.70**

Same as the Executive.

**FCCCD9 Returned or recovered funds**

**Section: 287.80**

Requires that any state-source surplus project construction funds or interest earnings returned to the state and any funds recovered from settlements with or judgements against parties relating to their involvement in a classroom facilities project be deposited into the fund for which the project's capital appropriations were made.

**Section: 287.80**

Same as the Executive.

Permits, in any fiscal year in which OFCC has made a deposit, the Executive Director of OFCC to request the Director of OBM to authorize expenditures from those funds and specified appropriation items in excess of the amounts appropriated in amounts equal to the returned or recovered funds. If approved, appropriates the returned and recovered funds and requires the funds to be used for the Classroom Facilities Assistance Program or the Vocational Facilities Assistance Program.

Same as the Executive.

Executive

In House Finance

**GOVCD2 Governor's Office of Faith-Based and Community Initiatives TANF report**

No provision.

**R.C. 107.121**

Requires the Governor's Office of Faith-Based and Community Initiatives, by July 30 each year, to submit a report to the Speaker of the House of Representatives, the President of the Senate, and the Director of the Legislative Service Commission detailing its spending and distribution of Temporary Assistance for Needy Families (TANF) block grant funds.

**Fiscal effect: Minimal.**

**GOVCD1 Government Relations**

**Section: 289.10**

(1) Permits the Office of the Governor to charge an executive branch agency via intrastate transfer voucher for costs incurred to represent Ohio's interests to federal, state, and local governments and to cover membership dues related to Ohio's participation in national and regional associations.

(2) Requires the amounts collected be deposited in the Governmental Relations Fund (Fund 5AK0).

**Section: 289.10**

(1) Same as the Executive.

(2) Same as the Executive.

Executive

In House Finance

**DOHCD36 Disposition of financial gifts to support public health**

**R.C. 183.18**

Allows the Director of Budget and Management to credit to the Ohio's Public Health Priorities Fund (Fund L087) any financial gifts made to the state to support public health.

**Fiscal effect: Potential gain in revenue to Fund L087.**

**R.C. 183.18**

Same as the Executive.

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

**DOHCD8 Vapor products certificate of operation**

**R.C. 2927.025, 2927.026-2927.0210, conforming changes in 2927.02**

Requires any person seeking to sell vapor products to obtain a certificate of registration prior to doing so.

No provision.

Specifies the form of application for a certificate of registration.

No provision.

Imposes an initial \$100 application fee and a \$500 annual fee for a certificate of registration.

No provision.

Imposes a maximum fine of \$1,000, or \$100 if the violation is within 90 days of a certificate's expiration, for the sale, offer to sell, or possession with intent to sell without a certificate of registration.

No provision.

Specifies all fees and fines collected in relation to the vapor product certificate of registration program are to be deposited in the Tobacco Use Prevention Fund (Fund 5BX0) and to be used for administration of the certificate program or for tobacco and nicotine prevention or cessation interventions.

No provision.

Executive

In House Finance

**Fiscal effect: ODH will experience an increase in costs to implement and enforce vapor product certificates of registration. However, ODH anticipates that these costs may eventually be offset by the fees and fines established, which are to be deposited in Fund 5BX0.**

**DOHCD6 Technological resources**

**R.C. 3701.132, 3701.61; Repealed: 5167.172**

Removes a requirement that providers conducting home visits under the Help Me Grow Program, WIC clinics, and Medicaid managed care organizations promote the use of technological resources that provide information on having a healthy baby and healthy pregnancy.

**Fiscal effect: None.**

**R.C. 3701.132, 3701.61; Repealed: 5167.172**

Same as the Executive.

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

**DOHCD41 Newborn screening for genetic, endocrine, and metabolic disorders**

No provision.

(1) No provision.

(2) No provision.

(3) No provision.

**R.C. 3701.501**

Revises the law governing the screening of newborns for genetic, endocrine, and metabolic disorders, as follows:

(1) Requires newborns to be screened for X-linked adrenoleukodystrophy and spinal muscular atrophy, with the screenings to begin 240 days after the bill's effective date;

(2) Requires the state's Newborn Screening Advisory Council (NSAC) to consider whether a disorder has been added to the federal Recommended Uniform Screening Panel;

(3) Requires the NSAC, not later than six months after a disorder's inclusion on the federal panel, to determine whether or not to recommend that Ohio newborns be screened for the disorder and, if the NSAC recommends screening, requires it to submit its recommendation to the Director of Health as soon as

Executive

In House Finance

(4) No provision.

practicable;

(4) Requires the Director of Health, not later than six months after receiving the recommendation, to specify the disorder for screening in rule, with the screening to begin not later than one year after the date the rule becomes effective.

**Fiscal effect: ODH may experience an increase in costs to screen for these two conditions if the conditions are not part of the current panel; screen for other disorders depending on NSAC recommendations; and promulgate rules. However, if the newborn screening fee is increased as a result of any additions to the panel, ODH could experience a gain in fee revenue.**

**DOHCDS Home visiting services**

**R.C. 3701.61, 3701.613, conforming changes in 5167.16**

Extends the maximum age that a child's family is eligible for home visiting services through the Help Me Grow Program from three years old to five years old.

Changes the frequency of the summit on home visiting programs facilitated by the Ohio Department of Health (ODH) from twice a year to once every two years.

**Fiscal effect: ODH will experience an increase in costs due to expanded eligibility. However, GRF appropriation item 440459, Help Me Grow, is increased by approximately \$2.0 million over FY 2021 estimated expenditures, which will allow additional families to be served. Additionally, ODH may experience a savings due to the reduction in the frequency of the summit on home visiting programs.**

**R.C. 3701.61, 3701.613, conforming changes in 5167.16**

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**DOHCD40 City health districts**

No provision.

**R.C. 3709.01, 3709.012, 3709.052, 3709.06, 3709.07**

Revises the law governing city health districts, including by requiring a city with a population of less than 50,000 to be represented by a board of health of a general health district, rather than a separate board of health for the city.

No provision.

Abolishes boards of health of city health districts for cities with populations less than 50,000 and transfers their duties and powers to the board of the general health district that includes the city.

No provision.

Requires the Director of Health, if ODH has distributed funds to a city board being abolished, to determine the amount to be transferred to the general health district.

No provision.

Grants the cities and their boards of health two years from the date of the official announcement of the results of each federal decennial census to comply with the bill's provisions.

**Fiscal effect: General health districts that absorb the duties and powers of abolished boards would experience impacts including: the transfer of the abolished board's employees; responsibility for administering ongoing projects or grants of the abolished board and providing services to a larger population; and the deposit of any funds ODH distributed to the abolished board. There may be some one-time costs for the abolished board as well. The total impacts are unknown.**

**DOHCD9 Combined health district property tax authority**

**R.C. 3709.291**

Authorizes combined health districts to levy property tax, with voter approval, for operating expenses.

No provision.

Executive

In House Finance

**Fiscal effect: Potential increase in administrative costs to county boards of elections, as well as a potential gain in tax revenue for boards of health of a combined health district if a new tax levy is approved. According to ODH, this could facilitate local health district mergers.**

**DOHCD4 Inspections of residential care facilities**

**R.C. 3721.02**

Authorizes the Director of Health to inspect a residential care (assisted living) facility every 30 months (instead of every 15 months as in current law) once the residential care facility has had two consecutive 15 month inspections without any substantiated violations and other related conditions are met.

**Fiscal effect: Potential decrease in costs if residential care facilities that meet requirements are inspected less frequently.**

**R.C. 3721.02**

Same as the Executive.

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

**DOHCD38 Expedited licensing inspections**

No provision.

**R.C. 3721.02**

Specifies that an existing licensed residential care (assisted living) facility may request an expedited licensing inspection from the Director of Health when seeking approval to increase or decrease its licensed capacity or make any other change for which the Director requires a licensing inspection.

**Fiscal effect: The impact will depend on the number of expedited inspections requested.**

Executive

In House Finance

**DOHCD3 Summary orders against nursing homes**

**R.C. 3721.081**

Permits the Director of Health to issue orders, take corrective action, and impose fines regarding a nursing home, residential care facility, or other home if the Director determines immediate action is necessary to protect resident health or safety.

Permits a home to request a hearing under the Administrative Procedure Act after such an order is issued.

No provision.

No provision.

Requires a home to request a hearing within 30 days and requires the hearing to be held within 60 days.

Requires the Director to issue a final adjudication order within 90 days of the hearing.

Requires a home to reimburse ODH for necessary expenses incurred by the Department in taking direct action.

Provides the following regarding fines for noncompliance:

(1) Interest may accrue on imposed fines; and

**R.C. 3721.081**

Same as the Executive.

Same as the Executive, but clarifies that a home may also request a hearing regarding action taken by the Director.

Requires the Director to provide a home 24-hours advance notice before entering the home.

Places limits on the Director's authority to transfer residents in the case of environmental and clinical conditions affecting a home.

Replaces the Executive provision with a provision that requires a home to request a hearing within 15 days and requires the hearing to be held within ten days.

Replaces the Executive provision with a provision that requires the Director to issue a final adjudication order within 30 days of the hearing.

Replaces the Executive provision with a provision specifying that if the Director is found to have acted outside the authority of this provision, the home must be reimbursed for its expenses within 90 days.

Same as the Executive, with the following changes.

(1) No provision.

Executive

In House Finance

(2) Not more than \$250,000 may be imposed for each instance of noncompliance.

(3) No provision.

Provides that a final adjudication order is not subject to suspension by a court while an appeal is pending.

**Fiscal effect: ODH may experience an increase in costs. However, nursing homes are required to reimburse ODH for necessary expenses incurred. Additionally, ODH may realize an increase in fine and interest revenue, which is to be deposited in Fund 4700.**

(2) Replaces the Executive provision with a provision that lowers the maximum fine to \$100,000 per incident; and

(3) Requires any fine to be commensurate to the harm caused by a home.

No provision.

**Fiscal effect: ODH may realize a gain in revenue deposited in Fund 4700. However, it could be less than under the Executive due to the lowered maximum fine, the removal of interest accrual allowed, and the removal of reimbursement for necessary expenses. Additionally, ODH may experience costs if the Director is found to have acted outside the authority of the provision and is required to reimburse a home.**

DOHCD34 Hospital licensure

R.C. 3722.02, 3722.01, 3722.03-3722.14, 3722.99, 111.15, 140.01, 3701.07, 3701.351, 3701.503, 3701.5010, 3701.63, 3701.69, 3701.83, 3702.31, 3702.51, 3702.52, 3702.521, 3702.55, 3702.592, 3702.593, 3705.30, 3705.41, 3711.01, 3711.02, 3711.04-3711.06, 3711.10, 3711.12, 3711.14, 3711.30, 3727.01-3727.07, 3727.70, 3727.99, 3781.112, 3901.40, 3929.67, 4723.431, 4723.481, 4730.411, 4731.31, 4761.01; Repealed: 3702.11-3702.20, 3727.01-3727.07, 3727.99

Requires a hospital, including one operated by a health maintenance organization, to be licensed by ODH within three years of the bill's effective date, rather than registered as under current law.

Specifies that any existing law reference to a hospital that is not contained within the bill is to be construed as a reference to a hospital licensed under the bill's licensure requirements.

R.C. 3722.02, 3722.01, 3722.03-3722.14, 3722.99, 111.15, 140.01, 3701.07, 3701.351, 3701.503, 3701.5010, 3701.63, 3701.69, 3701.83, 3702.30, 3702.31, 3702.51, 3702.52, 3702.521, 3702.55, 3702.592, 3702.593, 3705.30, 3705.41, 3711.01, 3711.02, 3711.04-3711.06, 3711.10, 3711.12, 3711.14, 3711.30, 3727.01-3727.07, 3727.70, 3727.99, 3781.112, 3901.40, 3929.67, 4723.431, 4723.481, 4730.411, 4731.31, 4761.01; Repealed: 3702.11-3702.20, 3727.01-3727.07, 3727.99

Same as the Executive, but removes references to health maintenance organizations.

Same as the Executive.

Executive

In House Finance

Specifies the following regarding a hospital's license:

(1) Specifies that the license is valid for its premises.

(2) That a hospital operating a medical campus or from multiple buildings must submit a single application for licensure.

Specifies that the Director of Health may at any time inspect a licensed hospital.

Specifies that a hospital may avoid an inspection by the Director of Health prior to receiving a license or prior to renewal if the hospital submits a copy of its most recent on-site survey report from an accrediting body.

Requires ODH to adopt rules establishing fees for initial applications, license renewals, license transfers, inspections conducted, as well as standards and procedures for imposing civil penalties.

Same as the Executive, but makes the following changes:

(1) Replaces the Executive provision with a provision that specifies that a hospital's license is valid only for the hospital identified in the licensure application and requires a hospital to identify its main hospital location and the other locations it operates in its application.

(2) No provision.

Same as the Executive, but specifies that the Director of Health may inspect a hospital to address an incident that may impact public health, respond to a complaint submitted to the director, or otherwise ensure the safety of hospital patients.

Same as the Executive, but specifies that on-site survey reports which may be submitted to avoid inspections by the Director of Health include reports from the federal Centers for Medicare and Medicaid Services or accrediting organizations approved under federal law.

Same as the Executive, but makes the following changes: (1) requires the Director of Health, when adopting rules establishing fee amounts, to limit the amounts to what is necessary to support the hospital licensure program, (2) provides that, in the case of inspection fees, the amounts must cover only the cost of inspections, (3) requires the Director of Health to adopt rules governing changes to a hospital's license, including address changes, as well as rules governing the eligibility of new hospitals for licensure, and (4) requires the Director of Health to collaborate with the hospital industry to maximize the rules' public health utility and to limit the administrative burden and

Executive

In House Finance

Authorizes the Director of Health to impose penalties on hospitals for violating the bill's provisions, including the following: (1) suspending, revoking, or refusing to issue or renew a license; (2) providing the license holder an opportunity to correct the violation; (3) providing the license holder with a plan to correct or mitigate the violation; (4) prohibiting the license holder from admitting new patients; (5) imposing a civil penalty; and (6) summarily suspending a license or a type of health care service.

Specifies that the Director of Health may take certain actions if a "real and present danger" exists at a hospital, including appointing a special master or engaging in on-site monitoring.

Prohibits a quality improvement organization, which is authorized by the bill to assist the Director of Health in providing technical assistance to a hospital, from being compensated by ODH.

Requires each licensed hospital to have a governing board which is required to be responsible for the following:

(1) Overseeing the appointment, reappointment, and assignment of privileges to medical staff; and

(2) Establishing protocols for the admission and treatment of patients.

No provision.

costs of compliance.

Replaces the Executive provision with a provision that limits the Director's authority to the following: (1) imposing a civil penalty of not less than \$1,000 and not more than \$250,000; (2) requiring the license holder to submit a plan to correct or mitigate the violation; and (3) suspending a health care service or revoking a license issued if the Director determines that the license holder is not in substantial compliance.

Same as the Executive, but replaces the term "real and present danger" with "imminent threat of harm" and removes provisions authorizing the special master's appointment or on-site monitoring.

No provision.

Same as the Executive, but makes the following change to the responsibilities:

(1) Same as the Executive.

(2) No provision.

Authorizes third-party organizations to report the following to the Director of Health on behalf of hospitals: the number of opioid dependent newborns and the contagious, environmental, or infectious diseases, illnesses, or health conditions or unusual infectious agents or biological toxins for which hospitals provide

Executive

In House Finance

No provision.

**Fiscal effect: ODH will realize an increase in costs to promulgate rules and to implement and enforce a hospital licensure program. However, it is anticipated that the fee established in rule may eventually offset program costs. Government-owned hospitals could realize costs. The total costs will depend on the licensure process, including fee amounts, established in rule.**

treatment to patients.

Specifies that an ambulatory surgical facility does not include a hospital provider-based department that is otherwise licensed under the bill's provisions.

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

DOHCD39 Home health licensure

No provision.

No provision.

No provision.

No provision.

**R.C. 3740.01, 3740.02-3740.05, 3740.07, 3740.10, 3740.11, 3740.99; conforming changes in other sections**

Requires home health agencies and non-agency providers of direct care, starting one year after the bill's effective date, to be licensed by ODH to provide skilled home health services and nonmedical home health services.

Specifies licensure application and renewal procedures, reasons for discipline, criminal penalties, and rulemaking authority.

Prescribes application and renewal fees of \$250 for both skilled and nonmedical home health services licenses.

Requires that ODH's review of an application include a site visit to verify that Medicare conditions of participation are met if the applicant has not had such a site visit within the five-year period immediately preceding the date of the application.

Executive

In House Finance

**Fiscal effect: ODH will experience an increase in costs to adopt rules, review applications, conduct potential site visits, and issue licenses. However, these costs may be at least partially offset by application fee revenue. Any government entities that provide home health services may experience an increase in costs to apply for licensure. Total costs may depend on if they already have certain accreditations.**

**DOHCD2 Renovation, Repair, and Painting Rule**

**R.C. 3742.11**

Authorizes the Director of Health to enter into agreements with the U.S. Environmental Protection Agency for the administration and enforcement of the federal Renovation, Repair, and Painting Rule, which establishes requirements regarding lead-based paint hazards associated with renovation, repair, and painting activities.

Allows the Director to accept available assistance in support of the agreements.

Allows the Director to adopt rules to administer and enforce the federal Renovation, Repair, and Painting Rule, including specifying provisions governing the certification process and fees for certification.

**Fiscal effect: ODH has budgeted \$650,000 in each fiscal year for costs associated with administration and enforcement; however, ODH anticipates that the program will eventually be self-sufficient.**

**R.C. 3742.11**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**DOHCD1 Fines and penalties for lead abatement violations**

**R.C. 3742.16, 3742.18, 3742.19**

Allows the Director of Health to impose an administrative fine of up to \$5,000 for specified violations of the Lead Abatement Law. Specifies that all administrative fines collected must be deposited in ODH's General Operations Fund (Fund 4700).

No provision.

Increases, from \$1,000 to \$5,000, the maximum allowable civil penalty that a court of common pleas may impose against a person for specified violations of the Lead Abatement Law, which are deposited into the Lead Abatement Personnel

No provision.

**Fiscal effect: Potential increase in fine revenue deposited in Fund 4700.**

**DOHCD7 Smoke-Free Workplace Law**

**R.C. 3794.01**

Expands the Smoke-Free Workplace Law to include electronic smoking devices and vapor products.

No provision.

**R.C. 3794.01**

Same as the Executive.

Revises the current definition of "retail tobacco store" under the Smoke-Free Workplace Law to apply to stores that sell "lighted or heated tobacco products" as opposed to "cigars, cigarettes, pipes, or other smoking devices for burning tobacco."

**Fiscal effect: Potential increase in enforcement costs and a potential gain in fine revenues for any violations.**

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

Executive

In House Finance

**DOHCD10 Local Health Departments**

**Section: 291.20**

Earmarks up to \$6.0 million in FY 2022 in GRF appropriation item 440413, Local Health Departments, to be used to support local health departments' efforts to improve population health, based upon the findings and recommendations in Ohio's 2020-2022 State Health Improvement Plan, and/or to incentivize efficiencies among local health departments, including the use of shared services or the consolidation of local health departments that formally merge on or after July 1, 2021.

Requires funding for mergers to be distributed only after a formal merger agreement is signed by two or more local health departments and shared with ODH.

Requires the merger funding to be used to cover the costs related to the merger and to build capacity for the newly combined local health department in order to improve services to the public and the health of all residents. Allows a portion of this funding to be used to support pre-merger analysis and planning for departments interested in a merger.

Allows the Director of Health, on July 1, 2022, or as soon as possible thereafter, to certify to the Director of Budget and Management an amount up to the unexpended, unencumbered balance of GRF appropriation item 440413, Local Health Departments, at the end of FY 2022 to be reappropriated to FY 2023. Reappropriates the amount certified to the same appropriation item for FY 2023.

**Section: 291.20**

Same as the Executive, but requires the Director of Health to seek Controlling Board approval before any funds can be expended from this earmark.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**DOHCD11 Mothers and Children Safety Net Services**

**Section: 291.20**

No provision.

Earmarks up to \$200,000 in each fiscal year in GRF appropriation item 440416, Mothers and Children Safety Net Services, to be used to assist families with hearing impaired children under 21 years of age in purchasing hearing aids and hearing assistive technology.

Requires the Director of Health to adopt rules governing the distribution of these funds including rules that do both of the following: (1) establish eligibility criteria to include families with incomes at or below 400% of the federal poverty guidelines; and (2) develop a sliding scale of disbursement based on family income.

**Section: 291.20**

Earmarks \$15,000 in each fiscal year in GRF appropriation item 440416, Mothers and Children Safety Net Services, to be distributed to the Trumbull County chapter of Sleep in Heavenly Peace, Inc.

Same as the Executive.

Same as the Executive.

**DOHCD12 Free Clinic Safety Net Services**

**Section: 291.20**

Requires GRF appropriation item 440431, Free Clinic Safety Net Services, to be provided to the Charitable Healthcare Network.

Allows funds to be used to reimburse free clinics for health care services provided, as well as for administrative services, information technology costs, infrastructure repair, or other clinic necessities.

Allows the Director of Health to designate up to five per cent of the appropriation in each fiscal year to pay the administrative costs ODH incurs for operating the program.

**Section: 291.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**DOHCD13 AIDS Prevention**

**Section: 291.20**

Requires GRF appropriation item 440444, AIDS Prevention, to be used to administer educational and other prevention initiatives.

**Section: 291.20**

Same as the Executive.

**DOHCD14 FQHC Primary Care Workforce Initiative**

**Section: 291.20**

Requires GRF appropriation item 440465, FQHC Primary Care Workforce Initiative, to be provided to the Ohio Association of Community Health Centers to administer the FQHC Primary Care Workforce Initiative. Requires the Initiative to provide medical, dental, behavioral health, physician assistant, and advanced practice nursing students with clinical rotations through federally qualified health centers.

**Section: 291.20**

Same as the Executive.

**DOHCD15 Infant Vitality**

**Section: 291.20**

Earmarks up to \$5.0 million in FY 2022 in GRF appropriation item 440474, Infant Vitality, to be used, in consultation with the Governor's Office of Children's Initiatives, to support programming by community and local faith-based service providers that invests in maternal health programs, provides services and support to pregnant mothers, and improves both maternal and infant health outcomes.

**Section: 291.20**

Same as the Executive.

Earmarks up to \$500,000 in FY 2022 in GRF appropriation item 440474, Infant Vitality, to be used, in consultation with the Department of Medicaid, to develop a universal needs assessment to identify and provide needed health and wraparound supports for vulnerable women.

Same as the Executive.

Executive

In House Finance

Requires the remainder of GRF appropriation item 440474, Infant Vitality, to be used to fund a multi-pronged population health approach to address infant mortality. Specifies that this approach may include the following: increasing awareness; supporting data collection; analysis and interpretation to inform decision-making and ensure accountability; targeting resources where the need is greatest; and implementing quality improvement science and programming that is evidence-based or based on emerging practices.

Same as the Executive.

Specifies that measurable interventions may include activities related to safe sleep, community engagement, Centering Pregnancy, newborn screening, safe birth spacing, gestational diabetes, smoking cessation, breastfeeding, care coordination, and progesterone.

Same as the Executive.

**DOHCD16 Emergency Preparedness and Response**

**Section: 291.20**

Requires GRF appropriation item 440477, Emergency Preparedness and Response, to be used to support public health emergency preparedness and response efforts.

**Section: 291.20**

Same as the Executive.

Allows GRF appropriation item 440477 to also be used to support data infrastructure projects and other data analysis and analytics work.

Same as the Executive.

**DOHCD17 Lupus Awareness**

**Section: 291.20**

Requires GRF appropriation item 440481, Lupus Awareness, to be distributed to the Lupus Foundation of America, Greater Ohio Chapter, Inc., to operate a lupus education and awareness program.

**Section: 291.20**

Same as the Executive.

Executive

In House Finance

**DOHCD18 Chronic Disease, Injury Prevention and Drug Overdose**

**Section: 291.20**

Makes the following earmarks from the appropriations to GRF line item 440482, Chronic Disease, Injury Prevention and Drug Overdose:

(1) Up to \$3.0 million in FY 2022 to be used, in consultation with the Department of Mental Health and Addiction Services and the Governor's RecoveryOhio Initiative, to support the continuation of the Emergency Department Comprehensive Care Initiative to enhance Ohio's response to the addiction crisis by creating a comprehensive system of care for patients who present in emergency departments with addiction; and

(2) Up to \$250,000 in FY 2022 to be used, in consultation with the Governor's RecoveryOhio Initiative, to support local health providers' harm reduction efforts to reduce overdose rates and deaths.

(3) No provision.

**Section: 291.20**

Same as the Executive, but makes the following change to the earmarks:

(1) Same as the Executive.

(2) Same as the Executive.

(3) \$75,000 in FY 2022 to be distributed to the Dental Center of Northwest Ohio to be used for clinical equipment at its practice in Toledo.

**DOHCD19 Infectious Disease Prevention and Control**

**Section: 291.20**

Earmarks up to \$2.0 million in FY 2022 in GRF appropriation item 440483, Infectious Disease Prevention and Control, to be used, in consultation with Ohio's state agencies, boards, and commissions, for the purpose of addressing social determinants of health and improving health equity for all Ohioans.

Allows the Director of Health, on July 1, 2022, or as soon as possible thereafter, to certify to the Director of Budget and

**Section: 291.20**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

Management an amount up to the unexpended, unencumbered balance of GRF appropriation item 440483, Infectious Disease Prevention and Control, at the end of FY 2022 to be reappropriated to FY 2023. Reappropriates the amount certified to the same appropriation item for FY 2023.

**DOHCD20 Targeted Health Care Services - Over 21**

**Section: 291.20**

Requires GRF appropriation item 440507, Targeted Health Care Services - Over 21, to be used to administer the Cystic Fibrosis Program and to implement the Hemophilia Insurance Premium Payment Program.

Earmarks \$100,000 in each fiscal year for ODH to implement the Hemophilia Insurance Premium Payment Program.

Requires GRF appropriation item 440507 to also be used to provide essential medications and to pay the copayments for drugs approved by ODH and covered by Medicare Part D that are dispensed to participants in the Cystic Fibrosis Program.

Requires ODH to expend all funds in appropriation item 440507.

**Section: 291.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

**DOHCD21 Lead Abatement**

**Section: 291.20**

Earmarks \$250,000 in each fiscal year in GRF appropriation item 440527, Lead Abatement, to be used by ODH to distribute funds to the city of Toledo for lead-based paint abatement, containment, and housing rehabilitation projects in the historic south neighborhoods of Toledo.

Allows ODH to choose to require matching funding and to include project and reporting requirements before distributing

**Section: 291.20**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

funds.

**DOHCD22 Harm Reduction**

**Section: 291.20**

Requires GRF appropriation item 440529, Harm Reduction to be used to distribute funding to local health departments or a partner agency to operate harm reduction programs, including syringe services.

Requires local health departments eligible for funding to be accredited or in the process of becoming accredited through the Public Health Accreditation Board.

**Section: 291.20**

Same as the Executive.

Same as the Executive.

**DOHCD23 Lead-Safe Home Fund Pilot Program**

**Section: 291.20**

Requires GRF appropriation item 440530, Lead-Safe Home Fund Pilot Program, to be used by ODH to make distributions on a quarterly basis to the Lead Safe Cleveland Coalition for the Lead-Safe Home Fund Pilot Program.

Requires the Coalition, before any funds are distributed, to provide ODH with documentation showing the amount of private sector dollars the Coalition has collected.

Specifies that the amount of each distribution provided by ODH must not exceed the amount documented. Specifies that total disbursements must not exceed \$1.0 million in each fiscal year.

**Section: 291.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**DOHCD24 Youth Homelessness**

**Section: 291.20**

No provision.

Requires GRF appropriation item 440672, Youth Homelessness, to be used to address homelessness in youth and pregnant women by providing assertive outreach to provide stable housing, including recovery housing.

**Section: 291.20**

Earmarks \$900,000 in each fiscal year in GRF appropriation item 440672, Youth Homelessness, to be distributed to Star House for its Drop-In Center and its Carol Stewart Village to provide services for homeless youth.

Same as the Executive, but requires the remainder of the appropriation item to be used for these purposes.

**DOHCD25 Fee Supported Programs**

**Section: 291.20**

Earmarks \$2,160,000 in each fiscal year from DPF Fund 4700 appropriation item 440647, Fee Supported Programs, to be used to distribute subsidies, on a per capita basis, to local health departments accredited through the Public Health Accreditation Board, or local health departments that are in the process of earning accreditation.

Earmarks \$1,840,000 in each fiscal year from appropriation item 440647 to be used to distribute subsidies to local health departments accredited through the Public Health Accreditation Board on a per capita basis.

**Section: 291.20**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**DOHCD26 Medically Handicapped Children Audit Fund**

**Section: 291.20**

Specifies that the Medically Handicapped Children Audit Fund (Fund 4770) is to receive revenue from audits of hospitals and recoveries from third-party payers. Specifies that moneys in the fund may be used for payment of audit settlements and for costs directly related to obtaining recoveries from third-party payers and for encouraging Medically Handicapped Children's Program recipients to apply for third-party benefits.

Permits moneys in the fund to also be used for payments for diagnostic and treatment services on behalf of medically handicapped children and Ohio residents who are 21 or over and who are suffering from cystic fibrosis or hemophilia.

Permits moneys to also be used for administrative expenses incurred in operating the Medically Handicapped Children's Program.

**Section: 291.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**DOHCD27 Genetics Services**

**Section: 291.20**

Requires DPF Fund 4D60 appropriation item 440608, Genetics Services, to be used to administer newborn screening and programs related to the education, detection, and treatment of genetic diseases as authorized by R.C. 3701.501 and 3701.502. Requires that the funds cannot be used to counsel or refer for abortion, except in the case of a medical emergency.

**Section: 291.20**

Same as the Executive.

Executive

In House Finance

**DOHCD28 Tobacco Use Prevention, Cessation, and Enforcement**

**Section: 291.20**

Earmarks \$250,000 in each fiscal year from DPF Fund 5BX0 appropriation item 440656, Tobacco Use Prevention, Cessation, and Enforcement, to be distributed to boards of health for the Baby and Me Tobacco Free Program. Requires the Director to determine how the funds are to be distributed, but must prioritize awards to boards that serve women who reside in communities that have the highest infant mortality rates in this state, as identified under R.C. 3701.142.

Requires the remainder of the appropriation to be used to administer tobacco use prevention and cessation activities and programs, to administer compliance checks, retailer education and programs related to legal age restrictions, and to enforce the Ohio Smoke-Free Workplace Act (See DOHCD32 for the Moms Quit for Two Grant Program earmark).

**Section: 291.20**

Same as the Executive.

Same as the Executive.

**DOHCD29 Toxicology Screenings**

**Section: 291.20**

Requires DPF Fund 5TZ0 appropriation item 440621, Toxicology Screenings, to be used to reimburse county coroners in counties in which the coroner has performed toxicology screenings on victims of a drug overdose.

Requires the Director of Health to transfer the funds to the counties in proportion to the numbers of toxicology screenings performed per county.

**Section: 291.20**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**DOHCD30 Medically Handicapped Children - County Assessments**

**Section: 291.20**

Requires DPF Fund 6660 appropriation item 440607, Medically Handicapped Children – County Assessments, to be used to make payments for expenses associated with the Bureau for Children with Medical Handicaps.

**Section: 291.20**

Same as the Executive.

**DOHCD31 Cash transfer to Emergency Preparedness and Response Fund**

**Section: 291.20**

Allows the Director of Health, if the Director determines that there are insufficient funds in GRF appropriation item 440477, Emergency Preparedness and Response, to certify to the Director of Budget and Management an amount necessary to address public health emergency preparedness and response activities.

Requires the Director of Budget and Management, upon certification, to transfer up to \$500,000 cash in each fiscal year from the Controlling Board Emergency Purposes/Contingencies Fund (Fund 5KMO) to the Emergency Preparedness and Response Fund (Fund 5UA0).

Appropriates the transferred amount.

**Section: 291.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**DOHCD32 Moms Quit for Two Grant Program**

**Section: 291.30**

Creates the "Moms Quit for Two Grant Program," which is to provide grants to private, nonprofit entities or government entities that demonstrate the ability to deliver evidence-based tobacco cessation interventions to pregnant women and women living with children who reside in communities with high infant mortality, as determined by ODH.

**Section: 291.30**

Same as the Executive.

Executive

In House Finance

Specifies that funds awarded shall not be used to provide tobacco cessation interventions to women who are eligible for Medicaid.

Same as the Executive.

Earmarks \$750,000 in each fiscal year from DPF Fund 5BX0 appropriation item 440656, Tobacco Use Prevention, Cessation, and Enforcement, to be used to award grants for the Moms Quit for Two Grant Program.

Same as the Executive.

**DOHCD33 WIC vendor contracts**

**Section: 291.40**

Requires ODH, during FY 2022 and FY 2023, to process and review a Women, Infants, and Children (WIC) vendor contract application not later than 45 days after receipt of the application if the applicant is a WIC-contracted vendor at the time of application and meets all of the following requirements: (1) submits a complete WIC vendor application with all required documents and information; (2) passes the required unannounced preauthorization visit within 45 days of submitting a complete application; and (3) completes the required in-person training within 45 days of submitting the complete application.

**Section: 291.40**

Same as the Executive.

Requires ODH to deny an application for the contract if an applicant fails to meet any of the requirements.

Same as the Executive.

Specifies that, after an application has been denied, the applicant may reapply for a contract to act as a WIC vendor during the contracting cycle that is applicable to the applicant's WIC region.

Same as the Executive.

Executive

In House Finance

**DOHCD35 Long-Term Care Bed Buyback Program**

**Section: 291.50**

Requires ODH, in consultation with the Department of Aging and the Department of Medicaid, to establish a Long-Term Care Bed Buyback Program during FY 2022 and FY 2023 under which nursing facility operators may voluntarily, permanently surrender for compensation one or more licensed long-term care beds due to a decrease in bed utilization if the bed is (1) located in a county with bed excess as calculated by ODH and (2) the county has sufficient beds remaining to address the bed need in the county as calculated by ODH after surrender.

No provision.

Requires ODH to solicit program applications, setting forth program requirements and the criteria that will be used to evaluate competing bed surrender proposals.

No provision.

Requires a nursing facility that has received payment for the surrender of long-term care beds under the program to provide notice with specified information to ODH.

No provision.

Requires DPF Fund L087 appropriation item 440680, Nursing Home Bed Reduction, to be used in FY 2022 to support the long-term care bed buyback program.

No provision.

Allows, on July 1, 2022, or as soon as possible thereafter, the Director of Health to certify to the Director of Budget and Management an amount up to the unexpended, unencumbered balance of DPF appropriation item, 440680, Nursing Home Bed Reduction, at the end of fiscal year 2022 to be reappropriated to FY 2023.

No provision.

Reappropriates the amount certified to the same appropriation item and for the same purpose for FY 2023.

No provision.

Executive

In House Finance

**Fiscal effect: In FY 2022, \$50.0 million is appropriated in appropriation item 440680.**

**DOHCD37 Frontline Health Care Worker Education Pilot Program**

No provision.

**Section: 291.60**

Requires ODH to establish and operate, during FY 2022 and FY 2023, a Frontline Health Care Worker Education, Training, and Certification Pilot Program to reimburse adult education institutions for the cost of education-related expenses and wraparound services provided to students enrolled in certain in-demand healthcare professions.

No provision.

Requires GRF appropriation item 440485, Health Program Support, to be used to provide reimbursements under the Frontline Healthcare Worker Education, Training, and Certification Pilot Program.

**Fiscal effect: ODH may experience an increase in costs to establish the program and to adopt rules; however, reimbursement for the program will be provided through the \$125,000 appropriation in each FY from GRF appropriation item 440485.**

Executive

In House Finance

**BORCD70 Educator preparation programs and computer science**

**R.C. 3333.049**

Requires each educator preparation program to require each candidate for an educator license who enters the program in the 2022-2023 academic year and after to receive instruction in computer science and computational thinking, as applied to student learning and classroom instruction and as appropriate for the grade level and subject area for the candidate's prospective educator license.

**Fiscal effect: State institutions of higher education may incur some cost to develop and implement this area of instruction in their educator preparation programs to the extent that this instruction is not already offered.**

**R.C. 3333.049**

Same as the Executive.

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

**BORCD67 Rules for withholding student transcripts**

**R.C. 3333.0417**

Permits the Chancellor of Higher Education to adopt rules regarding when a state institution of higher education may withhold official transcripts from a student including for student-owed debts to the institution.

**Fiscal effect: Permissive.**

No provision.

**BORCD72 Commercial Truck Driver Student Aid Program**

No provision.

**R.C. 3333.125, (conforming changes in R.C. 3333.38 and 3345.32)**

Establishes the Commercial Truck Driver Student Aid Program, under which the Chancellor must provide a combination of a grant and loan to eligible students enrolled in a certified commercial driver's license program at a certified commercial driver's license school.

Executive

In House Finance

No provision.

Requires the Chancellor to adopt rules for the program, including rules for loan terms and conditions, certification requirements for schools, and any additional eligibility criteria the Chancellor determines is needed for participating individuals.

No provision.

Qualifies a student for an award if the student: (1) is an Ohio resident; (2) is enrolled in a certified commercial driver's license school; (3) passes a drug test; (4) has three or fewer moving violations in two consecutive years; (5) has not pled guilty to or been convicted of operating a motor vehicle under the influence of alcohol or drugs; and (6) meets other criteria established by the Chancellor.

No provision.

Disqualifies a student if the student has three moving violations in two consecutive years or pleads guilty or is convicted of operating a motor vehicle under the influence while enrolled in the program.

No provision.

Requires a student who receives an award to commit to residing and being employed in Ohio as a truck driver for a minimum of one year upon completion of a certified commercial driver's license program.

No provision.

Specifies that (1) a student's grant amount is one half of the student's remaining state cost of attendance after the student's federal Pell grant and expected family contribution (EFC) are applied to the student's instructional and general charges for the certified commercial driver's license school, and (2) a student's loan amount is the other half.

No provision.

Specifies that the amount of a grant and loan awarded to a student is in addition to any amount the student receives under the Ohio College Opportunity Grant (OCOG) program. Requires the Chancellor to decrease the amount of the loan by the amount of OCOG received by the eligible student.

Executive

In House Finance

No provision.

Requires each student who accepts a grant to sign a promissory note payable to the state in the event that the student either fails to complete the certified commercial driver's license program or fails to meet the one-year residency and employment requirement. Specifies that the amount payable under the note is the amount of the grant plus any interest accrued annually beginning either one calendar year after the student completes a program or immediately after a student disenrolls from, or does not complete, a program.

No provision.

Establishes the Commercial Truck Driver Student Aid Fund to consist of funds appropriated by the General Assembly for the program, and loan repayments.

**Fiscal effect: Grants and loans under the program are each supported with earmarks of up to \$1.25 million in each fiscal year from GRF line item 235595, Commercial Truck Driver Student Aid Program (see BORCD73).**

**BORCD2 FAFSA data system**

**R.C. 3333.301, 3313.6026 (conforming changes in R.C. 3314.03, 3326.11, and 3328.24)**

Requires the Chancellor and the Management Council of the Ohio Education Computer Network (OECN) to establish a data system to track the Free Application for Federal Student Aid (FAFSA) completion rate of Ohio's public and chartered nonpublic school students.

Requires the Chancellor and Management Council to develop guidelines and procedures to operate the data system.

Permits the Chancellor to publish and share aggregate FAFSA data, including completion counts and rates for Ohio and each school district, community school, STEM school, and chartered

**R.C. 3333.301, 3313.6026 (conforming changes in R.C. 3314.03, 3326.11, and 3328.24)**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

nonpublic school.

Requires each school district and each community school, STEM school, and chartered nonpublic school that is a high school to: (1) enter into a data sharing agreement with the Chancellor for the purposes of operating the data system, and (2) provide principals and school counselors with access to the system to assist with efforts to support and encourage students to complete the FAFSA.

**Fiscal effect: DHE contracted with the Management Council in December 2019 to develop the data system, which is now operable. DHE reports that 541 (89%) school districts have already opted to share data in the system. DHE anticipates using a portion of the \$22.6 million in federal CARES Act funds appropriated in FED Fund 3HQ0 line item 235509, GEER-Higher Education Initiatives, to further support this initiative.**

Same as the Executive.

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

**BORCD74 In-state tuition for certain out-of-state students who enroll in a graduate program**

No provision.

**R.C. 3333.31**

Grants in-state tuition residency status, for tuition and state operating subsidies purposes, to a student who is not an Ohio resident if that student completes a bachelor's degree program at a state institution of higher education and then immediately enrolls in a graduate program at that, or another, state institution.

Executive

In House Finance

Fiscal effect: May result in a loss in tuition revenue at state institutions of higher education since the institutions enrolling these students will no longer be able to apply a non-resident surcharge. Conversely, the reduced tuition may incentivize these students to enroll in a graduate program at a state institution, which would increase tuition revenues as well as instructional costs at those institutions. State institutions may gain or lose revenue from state share of instruction (SSI) formula payments depending on how the enrollment of these individuals changes the institution’s share of institutional outcome factors used in the formula.

**BORCD35 Choose Ohio First Scholarship - Ohio Research Scholars and Ohio Innovative Partnership elimination**

R.C. 3333.61, 3333.615, 3333.62, 3333.63, 3333.64, 3333.69, Repealed: R.C. 3333.611, 3333.612, 3333.614, and 3333.67

R.C. 3333.61, 3333.615, 3333.62, 3333.63, 3333.64, 3333.69, Repealed: R.C. 3333.611, 3333.612, 3333.614, and 3333.67

Eliminates the Ohio Research Scholars Program and the Ohio Innovative Partnership, but retains the Choose Ohio First Scholarship (COF) Program.

Same as the Executive.

Eliminates the primary care medical student, primary care nursing student, and primary care dental student components of COF.

Same as the Executive.

Includes "health professions" in the COF purpose statement, and removes medicine, dentistry, and medical and dental education from the academic fields in which students may receive COF scholarships.

Same as the Executive.

Executive

In House Finance

**Fiscal effect: None. COF and the Ohio Research Scholars Program, which provided grants to state institutions of higher education to use in recruiting scientists as faculty members, are under the umbrella of the Ohio Innovative Partnership. According to DHE, Research Scholars has been out of operation for a number of years. Eliminating Research Scholars leaves COF as the sole program under Ohio Innovative Partnership, thus the elimination of the Partnership too. Similarly, the primary dental, medical, and nursing student components of COF were closed to new recipients beginning in 2019 at the discretion of the Chancellor pursuant to current law.**

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

**BORCD37 Choose Ohio First Scholarship - COF Reserve Fund (Fund 5PV0)**

**R.C. 3333.613**

Extends the sources of funds that the COF Reserve Fund (Fund 5PV0) may receive, in addition to those received from the General Assembly, to include federal and other sources (see BORCD6).

**Fiscal effect: Potential gain in revenue to Fund 5PV0 if additional sources of funds are identified and received.**

**R.C. 3333.613**

Same as the Executive.

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

**BORCD36 Choose Ohio First Scholarship - Criteria for scholarship proposals and work-based learning requirements**

**R.C. 3333.62, 3333.64, 3333.66**

Requires the Chancellor to base COF award determinations on the extent to which a proposal recruits underrepresented populations in certain academic fields, in addition to at least one of a number of existing criteria.

Modifies the existing scholarship proposal criteria in the following ways:

(1) Adds the extent to which the state college or university has committed to, or demonstrated, an increase in total graduates in

**R.C. 3333.62, 3333.64, 3333.66**

Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

Executive

In House Finance

the specified academic fields;

(2) Adds an associate's degree to the criteria concerning the extent to which the proposal facilitates the completion of a degree in a cost-effective manner; and

(3) Eliminates several existing criteria considered by the Chancellor in determining COF awards, including the amount of other monetary or nonmonetary resources that the proposal will use, the demonstrated productivity or future capacity of the students or scientists to be recruited, the extent to which other resources will be used to supplement students' scholarships, and the extent to which the proposal meets various other criteria with respect to institutional collaboration, efficient use of facilities and programs, and degree completion, among others.

Requires all students, rather than at least half the students, receiving a COF scholarship to be involved in work-based learning through a co-op, internship, experience in a university, college, or private laboratory, or other work-based learning experience.

Authorizes state universities or colleges or nonpublic four-year institutions of higher education to appeal to the Chancellor for a waiver of this work-based learning requirement in cases where exceptional circumstances make placement of all students impractical or significantly unachievable.

Requires the Chancellor to "endeavor to provide," rather than guarantee, that students from all regions of the state are able to participate in COF. Eliminates a provision that requires the Chancellor to "endeavor to distribute" scholarships so that all regions of the state benefit from the economic development impact of the program.

(2) Same as the Executive.

(3) Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Executive**

**In House Finance**

Eliminates a requirement that the Chancellor encourage state colleges and universities to submit proposals under COF for initiatives that recruit either of the following: (1) Ohio residents who enrolled in colleges and universities in other states or countries to enroll in state universities or colleges as graduate students in certain academic fields; and (2) graduate students from an Ohio college or university who received, or will receive, a degree in certain academic fields to participate in a graduate-level teacher education master's program in a field that satisfies certain criteria.

Same as the Executive.

**Fiscal effect: Generally provides DHE with additional flexibility in awarding scholarship proposals.**

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

**BORCD38 Choose Ohio First Scholarship - Scholarship awards and agreements governing use**

**R.C. 3333.62, 3333.61, 3333.64, 3333.65, 3333.66, 3333.68**

**R.C. 3333.62, 3333.61, 3333.64, 3333.65, 3333.66, 3333.68**

Repeals a provision permitting the Chancellor to authorize an institution to award scholarships in amounts exceeding the amount permitted by law to (1) undergraduate students enrolled in a program leading to a teaching profession in certain academic fields and (2) graduate students who qualify for scholarships under specified recruitment initiatives.

Same as the Executive.

Authorizes the Chancellor to grant a one-time extension of an award to a state college or university for up to four years, instead of requiring an institution to reapply each time an award expires in order to renew.

Same as the Executive, but also requires the Controlling Board to approve the one-time extension of awards.

Eliminates the requirement that the Controlling Board approve scholarship awards prior to their distribution.

No provision.

Eliminates the requirement that each college or university's agreement regarding the use of COF scholarships include performance measures, reporting requirements, and an

Same as the Executive.

Executive

In House Finance

obligation to fulfill pledges of other resources for the proposal.

Eliminates a provision permitting the Chancellor, if making awards to a program or initiative implemented by a state college or university in collaboration with other public or private institutions of higher education, to enter into an agreement to grant the award directly to the collaborating institutions.

**Fiscal effect: Decreases DHE and state institution administrative workload.**

Same as the Executive.

**Fiscal effect: Same as the Executive, but decreases the reduction in DHE administrative workload by maintaining Controlling Board approval prior to distribution of awards.**

**BORCD3 OhioCorps Program changes**

**R.C. 3333.80, 333.801 (conforming changes in R.C. 3333.802)**

Renames the "OhioCorps Pilot Program" the "OhioCorps Program" and removes the two-year limit on its operation, allowing it to continue after the 2020-2021 school year.

Modifies the eligibility criteria for an OhioCorps scholarship by requiring (1) a student to achieve a remediation-free score in math, reading, or English on a nationally standardized assessment (ACT or SAT), rather than on the entire assessment as under current law, and (2) a student to complete and receive a passing grade in at least one College Credit Plus (CCP) course, rather than in at least one math and English language arts CCP course.

Extends the deadline by which the Chancellor must submit the report to the General Assembly regarding the implementation and outcomes of the OhioCorps Program to the end of the 2021-2022 school year, rather than the end of the 2020-2021 school year.

**R.C. 3333.80, 333.801 (conforming changes in R.C. 3333.802)**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**Fiscal effect: Allows the OhioCorps Program to continue operating beyond the current academic year. However, the OhioCorps Program currently has no FY 2021 appropriation available to rollover into the next biennium (See BORCD4). DHE expects that the changes will help existing grantees implement the program and benefit future mentorship programs. Provides DHE with an additional year to complete the required report.**

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

**BORCD69 State university admissions and computer science courses**

**R.C. 3345.063**

Requires that, beginning in the 2022-2023 academic year, each state university must recognize a student's successful completion of one unit of advanced computer science in high school as one unit toward meeting a math, science, general elective, or foreign language requirement for admissions to the university, if the student used an advanced computer science course, or a computer coding course in the case of foreign language, to meet a similar high school curriculum requirement.

**R.C. 3345.063**

Same as the Executive.

Requires each state university to post a description of the university's recognition of advanced computer science as a core unit for admission to the university in a prominent location on its website.

Same as the Executive.

**Fiscal effect: May increase the administrative responsibilities of state universities to update admissions policies.**

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

**BORCD75 Electronic attendance of board of trustees' meetings**

No provision.

**R.C. 3345.82**

Allows the board of trustees of a state institution of higher education to adopt a policy allowing the trustees to attend a board meeting via means of electronic communication.

**Fiscal effect: None.**

Executive

In House Finance

**BORCD77 College Credit Plus Program - chartered nonpublic school participation**

No provision.

**R.C. 3365.02**

Specifically prohibits any requirement of the College Credit Plus (CCP) Program, and any rule adopted by the Chancellor or the State Board of Education for purposes of the CCP Program, to apply to a chartered nonpublic school that chooses not to participate in the program.

**Fiscal effect: None.**

**BORCD68 College Credit Plus Program - academic eligibility requirements**

**R.C. 3365.03**

Replaces the College Credit Plus (CCP) Program's academic eligibility requirements for students who are not "remediation-free" by (1) creating an alternative remediation-free eligibility option that the Chancellor, in consultation with the Superintendent of Public Instruction, must define and (2) removing the current law eligibility condition for a student within one standard error of measurement below the remediation-free threshold if the student also has at least a 3.0 cumulative high school GPA or receives a recommendation from a school counselor, principal, or career-technical program advisor. Grandfathers in students who qualified under the current law condition prior to the bill's effective date.

**R.C. 3365.03**

Same as the Executive.

Executive

In House Finance

**Fiscal effect: May allow more students to participate in the CCP Program if the alternative remediation-free eligibility criteria creates additional flexibility in the admissions process. If so, may increase the amounts deducted from school district and other public school state foundation aid allocations to pay colleges for participating public school students. In FY 2020, \$48.8 million was paid to colleges through deductions from school district and community school state aid.**

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

**BORCD79 College Credit Plus Program - course subject matter disclaimer**

No provision.

**R.C. 3365.035, 3365.04**

Requires ODE and DHE to jointly develop a permission slip regarding the potential for mature subject matter in courses taken through the College Credit Plus (CCP) Program and to post it on their CCP websites.

No provision.

Requires each public and participating chartered nonpublic school to include the permission slip in CCP counseling information.

No provision.

Requires the student and the student's parent, as a condition of participating in the CCP Program, to sign the permission slip and include it in the student's application to a participating institution of higher education.

No provision.

Requires participating institutions of higher education to include the following in each CCP student's enrollment materials:

(1) No provision.

(1) A questionnaire for students acknowledging that the student possesses the necessary social and emotional maturity to attend college-level courses;

(2) No provision.

(2) Guidance on reviewing course materials available prior to enrolling in a course;

**Executive**

**In House Finance**

(3) No provision.

(3) Information about the college's and the program's policies on withdrawing from or dropping a course;

(4) No provision.

(4) Information about the student's right to speak with the student's high school counselor or with the academic advisor assigned to the student.

No provision.

Requires each participating institution to include a discussion about the potential for mature subject matter in courses taken through the CCP Program at student orientation.

No provision.

Requires ODE, DHE, and each participating institution to post in a prominent place on their CCP websites a disclaimer about the potential for mature subject matter in courses taken under CCP.

**Fiscal effect: Minimal.**

**BORCD71 College Credit Plus Program - eligibility for students in state-operated schools**

**R.C. 3365.07, 3365.01, 3365.032**

Permits students enrolled in the State School for the Deaf and the State School for the Blind and students enrolled in a school operated by the Department of Youth Services (DYS) to participate in the College Credit Plus (CCP) program in the same manner as students enrolled in other public schools.

**R.C. 3365.07, 3365.01, 3365.032**

Same as the Executive.

Subjects the State School for the Deaf, the State School for the Blind, and institutions operated by the DHS to all existing CCP program requirements that apply to other public schools.

Same as the Executive.

Requires that payments made to a college for courses taken by a student enrolled in the State School for the Deaf, the State School for the Blind, or a school operated by DHS be deducted from the amount appropriated by the General Assembly for support of that school or institution.

Same as the Executive.

Executive

In House Finance

**Fiscal effect: May reduce revenues to the state-operated schools.**

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

**BORCD43 Sea Grants**

**Section: 381.20**

Requires that GRF line item 235402, Sea Grants, be used by The Ohio State University's Sea Grant program, including Stone Laboratory, to match federal dollars and to enhance Lake Erie and Ohio's coastal resources.

**Section: 381.20**

Same as the Executive.

**BORCD44 Articulation and Transfer**

**Section: 381.30**

Requires that GRF line item 235406, Articulation and Transfer, be used to maintain and expand the work of the Articulation and Transfer Network Advisory Council to develop a system of transfer policies that ensure that course work will apply to majors and degrees at any state institution.

**Section: 381.30**

Same as the Executive.

**BORCD45 Midwest Higher Education Compact**

**Section: 381.40**

Requires that GRF line item 235408, Midwest Higher Education Compact, be used for paying membership fees for the Midwestern Higher Education Compact.

**Section: 381.40**

Same as the Executive.

**BORCD5 Grants and Scholarship Administration**

**Section: 381.50**

Requires that GRF line item 235414, Grants and Scholarship Administration, be used to administer various state and federal student financial aid and scholarship programs, support all financial aid audits, and provide fiscal services for the Ohio National Guard Scholarship Program.

**Section: 381.50**

Same as the Executive.

Executive

In House Finance

**BORCD46 Technology Maintenance and Operations**

**Section: 381.60**

Requires that GRF line item 235417, Technology Maintenance and Operations, be used to support the development and implementation of information technology solutions designed to improve DHE's performance and capacity. Authorizes the Ohio Technology Consortium (OH-TECH) to provide information technology solutions. Permits the funds to also be used for strategic initiatives not related to technology to address higher education needs in the state.

Makes the following earmarks of GRF line item 235417, Technology Maintenance and Operations:

(1) A portion in each fiscal year to support the eStudent Services consortium. Requires eStudent Services to use these funds to develop and promote learning and assessment through the use of technology, test and provide advice on emerging learning directed technologies, facilitate cost effectiveness through shared investments in educational technology, and any other DHE strategic priorities.

(2) A portion in each fiscal year to implement a high priority data warehouse, advanced analytics, and visualization integration services associated with the Higher Education Information (HEI) system. Authorizes OH-TECH to facilitate services.

(3) \$150,000 in each fiscal year to support Ohio Reach to provide mentoring and support services to former foster youth attending college.

**Section: 381.60**

Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Executive

In House Finance

**BORCD47 Appalachian New Economy Workforce Partnership**

**Section: 381.70**

Earmarks \$500,000 in each fiscal year from GRF line item 235428, Appalachian New Economy Workforce Partnership, to be allocated to the Mahoning Valley Innovation and Commercialization Center.

Specifies that the remainder be distributed to Ohio University to continue an effort to link Appalachia to the new economy. Requires Ohio University to use the funds to provide leadership in the development and implementation of initiatives in the areas of entrepreneurship, management, education, and technology.

**Section: 381.70**

Same as the Executive.

Same as the Executive.

**BORCD6 Choose Ohio First Scholarship**

**Section: 381.80**

Requires that GRF line item 235438, Choose Ohio First Scholarship, be used according to the statutes authorizing the Choose Ohio First Scholarship Program.

Authorizes the Chancellor, during each fiscal year, to certify to the OBM Director the amount of canceled prior-year encumbrances in line item 235438. Authorizes the OBM Director to transfer cash, up to the certified amount, from the GRF to the Choose Ohio First Scholarship Reserve Fund (Fund 5PV0).

**Section: 381.80**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**BORCD48 Aspire**

**Section: 381.90**

Requires that GRF line item 235443, Adult Basic and Literacy Education – State, be used to support the Aspire Program (supporting adult basic and literacy education instructional program grants and state leadership). Requires that supported programs satisfy the state match and maintenance of effort requirements for the state-administered grant program.

**Section: 381.90**

Same as the Executive.

**BORCD49 Ohio Technical Centers**

**Section: 381.100**

Requires that GRF line item 235444, Ohio Technical Centers, be used to support post-secondary adult career-technical education and makes the following earmarks:

(1) up to 2.38% in each fiscal year for the Ohio Central School System.

(2) up to \$48,000 in each fiscal year for assistance for OTCs.

(3) up to \$3,000,000 in each fiscal year for OTCs that provide customized training and business consultation with matching local dollars, with preference to industries on the in-demand jobs list maintained under existing law on in regionally emerging fields or local business and industries. Sets \$25,000 as the minimum for each OTC and requires a maximum amount to be determined by the Chancellor.

Specifies that the remainder be distributed according to the OTC funding formula (see BORCD50).

**Section: 381.100**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Same as the Executive.

Executive

In House Finance

**BORCD50 Ohio Technical Centers Funding Formula**

**Section: 381.100**

Requires each Ohio Technical Center (OTC) to report data to the Chancellor. Requires the Chancellor to provide coordination for OTCs through approval processes, data collection of program and student outcomes, and subsidy disbursements. Requires the Chancellor to exclude non-residents in the number of students eligible for state subsidy. Defines full-time equivalent (FTE) as completion of 450 hours. Requires the use of a three-year average in calculating the number of FTE students. Requires OTCs to operate with, or be an active candidate for, accreditation by an accreditor authorized by the U.S. Department of Education in order to continue to receive state subsidy.

Distributes the OTC allocation as follows:

- (1) 25% based on each OTCs proportion of FTE students who complete a post-secondary technical workforce training program with a grade of C or better or pass if graded as pass/fail.
- (2) 20% based on each OTCs proportion of FTE students who complete 50% of a program of study.
- (3) 50% based on each OTCs proportion of FTE students who find employment, enter military service, or enroll in additional post-secondary education and training.
- (4) 5% based on each OTCs proportion of FTE students who earn a credential from an industry recognized third party.

Phases in formula funding by requiring that, in each fiscal year, no OTC receive less than 50% of the average allocation it

**Section: 381.100**

Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

Same as the Executive.

Executive

In House Finance

received in the three prior fiscal years excluding funding for third party credentials. Requires that funding for OTCs not receiving phase-in funding be reduced proportionally to pay for the phase-in funding.

**BORCD7 Area Health Education Centers Program Support**

**Section: 381.110**

Requires that GRF line item 235474, Area Health Education Centers, be used by the Chancellor to support the medical school regional area health education centers' educational programs and the Area Health Education Center Program.

**Section: 381.110**

Same as the Executive.

**BORCD51 Campus Safety and Training**

**Section: 381.120**

Requires that GRF line item 235492, Campus Safety and Training, be used by the Chancellor, in consultation with state institutions of higher education and private nonprofit institutions, to continue to develop model best practices in line with emerging trends, research, and evidence-based training, for preventing and responding to power and gender-based violence on campus. Requires the Chancellor to convene higher education institutions in the training and implementation of best practices regarding campus power and gender-based violence.

**Section: 381.120**

Same as the Executive.

Executive

In House Finance

**BORCD17 State Share of Instruction (SSI) Formulas**

**Section: 381.140**

Requires the Chancellor to establish procedures to allocate GRF line item 235501, State Share of Instruction, based on the SSI formulas that use the enrollment, course completion, degree attainment, and student achievement factors reported annually by each state institution participating in the Higher Education Information (HEI) system.

**Section: 381.140**

Same as the Executive, but specifies that the Chancellor establish procedures to allocate renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses, and GRF line item 235586, State Share of Instruction – Community and Technical Colleges.

**BORCD18 SSI - Full-Time Equivalent Enrollment and Course Completions**

**Section: 381.140**

Requires state institutions to report their actual data to the Chancellor. Requires the Chancellor to exclude all undergraduate students who are not Ohio residents or who do not meet the definition of residency for state subsidy and tuition surcharge purposes (except those under reciprocity agreements or employer contracts) in defining the number of full-time equivalent (FTE) students for the formula.

**Section: 381.140**

Same as the Executive.

**BORCD19 SSI - Total Costs per FTE**

**Section: 381.140**

Provides, for purposes of calculating SSI allocations, a table of total costs per FTE for the 24 non-medical curriculum models for each fiscal year, ranging from \$9,482 to \$40,942 for arts and humanities curriculum models; from \$9,167 to \$36,742 for business, education, and social science curriculum models; from \$49,062 to \$54,681 for doctoral curriculum models; and from \$9,077 to \$55,467 for science, technology, engineering, mathematics and medicine curriculum models.

**Section: 381.140**

Same as the Executive.

Executive

In House Finance

**BORCD20 SSI - STEM and Graduate Weights**

**Section: 381.140**

Provides a table of curriculum model weights for each fiscal year, including a uniform weight of 1.0000 for all undergraduate-level models in arts, humanities, business, education, and social sciences, 1.0000 for doctoral models, and various weights ranging from 1.0017 to 1.8798 for graduate-level models and science, technology, engineering, mathematics, and medicine (STEMM) models.

**Section: 381.140**

Same as the Executive.

**BORCD21 SSI - Calculation of SSI Formula Entitlements and Adjustments for Universities-Degree Attainment**

**Section: 381.140**

Reserves 50% of the amount earmarked for universities in each fiscal year from GRF line item 235501, State Share of Instruction, to support associate, baccalaureate, masters, and professional level degree attainment. Specifies that degree attainment funding be allocated to universities in proportion to each campus's share of the total statewide degrees granted, weighted by the cost of the degree programs.

**Section: 381.140**

Same as the Executive, but reserves 50% of renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses, in each fiscal year for this purpose.

Requires, for degrees including credits earned at multiple institutions, that degree attainment funding be allocated to universities in proportion to each campus's share of the student-specific cost of earned credits for the degree. Specifies that each institution receive its prorated share of degree funding for credits earned at that institution and that the cost of credits not earned at a university main or regional campus be credited to the degree-granting institution for the first degree earned by a student at each degree level. Specifies that the cost credited to the degree-granting institution not be eligible for at-risk weights and limits the cost credited to 12.5% of the student-specific degree costs, unless the student transferred 12 or fewer credits

Same as the Executive.

Executive

In House Finance

into the degree granting institution.

Requires that the count for degree attainment include degrees earned by students identified as Ohio residents in any term, weighted by a factor of 1, and degrees earned by students identified as out-of-state students during all terms that remain in Ohio at least one year after graduation, weighted by a factor of 50%. Defines subsidy eligible associate degrees as those earned by students attending any state supported university main or regional campus.

Same as the Executive.

Requires, in calculating campus' degree counts, the Chancellor to use the three-year average associate, baccalaureate, master's, and professional degrees awarded for the most recent three-year period agreed to by the Inter-University Council (IUC) and the Chancellor. Limits, if a student is awarded an associate degree and later is awarded a baccalaureate degree, the amount funded for the baccalaureate degree to either (1) the difference in cost between the cost of the baccalaureate degree and the cost of the previous associate degree, or, (2) if the associate degree has a higher cost than the baccalaureate degree, the cost of the credits earned by the student after the associate degree was awarded. Specifies that in these instances the associate degree granting institution receive only the prorated share of the baccalaureate degree funding for the credits earned at that institution after the associate degree is awarded. Requires, if a student earns more than one degree at the same institution at the same degree level in the same fiscal year, that funding for the highest cost degree be prorated among institutions based on where the credits were earned and additional degrees be funded at 25% of the degree cost.

Same as the Executive.

**Executive**

**In House Finance**

Requires that eligible associate and baccalaureate degrees counted in degree attainment be weighted by a statewide "at-risk degree" completion weight, calculated based on the at-risk factors of the individual student, determined by calculating the difference between the percentage of students with each risk factor who earned a degree and the percentage of non-at-risk students who earned a degree. Defines "at-risk" for a student based on academic under preparation, age, minority status, financial status, or first generation post-secondary status based on neither parent completing any education beyond high school.

Same as the Executive.

**BORCD22 SSI - Calculation of SSI Formula Entitlements and Adjustments for Universities-Doctoral Set-Aside**

**Section: 381.140**

Reserves up to 11.78% of the amount earmarked in each fiscal year for universities from GRF line item 235501, State Share of Instruction, to support doctoral programs (referred to as the "doctoral set-aside").

**Section: 381.140**

Same as the Executive, but reserves up to 11.78% of renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses, in each fiscal year for this purpose.

Requires that the doctoral set-aside be allocated to universities as follows:

Same as the Executive.

(1) 25% in each fiscal year in proportion to each campus's share of doctoral program course completions. Requires that course completion earnings be determined by multiplying the total curricular model amounts and graduate weights by the subsidy-eligible doctoral FTEs who successfully complete courses in graduate-level models for the most recent completed three-year period agreed to by IUC and the Chancellor.

(1) Same as the Executive.

(2) 50% in each fiscal year in proportion to each campus's share of statewide doctoral degrees, weighted by the cost of the discipline. Requires, in counting campus' doctoral degrees, the Chancellor to use the three-year average doctoral degrees for

(2) Same as the Executive.

**Executive**

**In House Finance**

the most recent completed three-year period that is agreed to by IUC and the Chancellor.

(3) 25% in each fiscal year in proportion to each campus' share of research grant activity. Requires that grant awards from the Department of Health and Human Services be weighted at 50%.

(3) Same as the Executive.

**BORCD23 SSI - Calculation of SSI Formula Entitlements and Adjustments for Universities-Medical Set-Asides**

**Section: 381.140**

Reserves 6.41% of the amount earmarked in each fiscal year for universities from GRF line item 235501, State Share of Instruction, to support Medical II FTEs (referred to as the "medical II set-aside"). Requires that these funds be allocated in proportion to each campus's share of the statewide total of three-year average Medical II FTEs. Specifies that, in calculating the core subsidy enrollments for Medical II models only, students repeating terms may be no more than 5% of current year enrollment.

Reserves 1.48% of the amount earmarked in each fiscal year for universities from GRF line item 235501, State Share of Instruction, to support Medical I FTEs (referred to as the "medical I set-aside"). Requires that these funds be allocated in proportion to each campus's share of the statewide total of three-year average Medical I FTEs.

**Section: 381.140**

Same as the Executive, but reserves 6.41% of renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses, in each fiscal year for this purpose.

Same as the Executive, but reserves 1.48% of renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses, in each fiscal year for this purpose.

**BORCD24 SSI - Calculation of SSI Formula Entitlements and Adjustments for Universities-Course Completions**

**Section: 381.140**

Requires that, in calculating course completion funding for universities, the Chancellor only use FTE students who successfully complete a course.

**Section: 381.140**

Same as the Executive.

**Executive**

**In House Finance**

Requires that successful course completion FTE students defined as "at-risk" based on academic under-preparation or financial status are to be weighted by (1) institution-specific course completion indexes calculated based on the number of at-risk students during the 2018-2020 academic years, and (2) statewide at-risk course completion weights determined by the difference between the percentage of traditional students completing the course and the percentage of at-risk students completing the course.

Same as the Executive.

Requires that, except for Medical I and Medical II models, all models have their course completion earnings determined by multiplying per FTE curriculum model costs by model weights and by the average number of subsidy-eligible FTEs for the most recent three-year period as agreed to by IUC and the Chancellor.

Same as the Executive.

Requires that the course completion earnings be calculated by dividing the amount earmarked for universities in each fiscal year from GRF line item 235501, State Share of Instruction, less the degree attainment funding, the doctoral set-aside, and the medical set-asides, by the sum of all universities' instructional costs.

Same as the Executive, but calculates course completion earnings starting with the amount appropriated for renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses.

**BORCD25 SSI - Calculation of SSI Formula Entitlements and Adjustments for Community Colleges**

**Section: 381.140**

Reserves 50% of the amount earmarked in each fiscal year for community and technical colleges from GRF line item 235501, State Share of Instruction, for course completion FTEs as aggregated by the subsidy models. Specifies that the course completion funding be allocated to campuses in proportion to each campus's share of the total sector's course completions, weighted by the instructional cost of the subsidy models.

**Section: 381.140**

Same as the Executive, but reserves 50% of new GRF line item 235586, State Share of Instruction – Community and Technical Colleges, in each fiscal year for this purpose.

Executive

In House Finance

Requires that calculations of course completions for these colleges use the average course completions for the previous three years for students identified as Ohio residents and that the subsidy eligible enrollments by model be equal to only those FTE students who successfully complete the course.

Same as the Executive.

Requires that students with successful course completions, that are defined as "access students" based on financial status, minority status, age, or academic under-preparation, have their eligible course completions weighted by a statewide access weight. Specifies the weight given to any student eligible as an "access student" be 15% for all course completions. Specifies that the model costs are to be weighted by the cost of the degree programs.

Same as the Executive.

Reserves 25% of the amount earmarked in each fiscal year for community and technical colleges from GRF line item 235501, State Share of Instruction, for allocation in proportion to each campus's share of college student success factors. Requires that student success factors be awarded at the institutional level for each subsidy-eligible student that successfully: (1) completes a college-level math course within the first 30 hours of completed coursework; (2) completes a college-level English course within the first 30 hours of completed coursework; (3) completes 12 semester credit hours of college-level coursework; (4) completes 24 semester credit hours of college-level coursework; (5) completes 36 semester credit hours of college-level coursework.

Same as the Executive, but reserves 25% of new GRF line item 235586, State Share of Instruction – Community and Technical Colleges, in each fiscal year for this purpose.

Reserves 25% of the amount earmarked in each fiscal year for community and technical colleges from GRF line item 235501, State Share of Instruction, for completion milestones. Specifies that completion milestones include (1) associate degrees, (2) technical certificates over 30 credit hours as designated by DHE,

Same as the Executive, but reserves 25% of new GRF line item 235586, State Share of Instruction – Community and Technical Colleges, in each fiscal year for this purpose.

Executive

In House Finance

and (3) students transferring to any four-year institution with at least 12 credit hours of college level coursework earned at that college. Specifies that completion milestone funding be allocated in proportion to each campus's share of the sector's total completion milestones, weighted by the instructional costs of the associate degree, certificate, or transfer models. Specifies that costs for technical certificates over 30 hours be weighted at one-half of the associate degree model costs and transfers with at least 12 credit hours of college level coursework be weighted at one-fourth of the average cost for all associate degree model costs.

Requires that calculations of subsidy entitlements for completions at these colleges use a three-year average for completion milestones awarded to identified subsidy-eligible students in any term of their studies. Specifies that eligible model completions equal only those students who successfully complete an associate degree or technical certificate over 30 credit hours, or transfer to any four-year institution with at least 12 credit hours of college-level coursework.

Requires that students who are also defined as "access students" based on financial status, minority status, age, or academic under-preparation, have their eligible course completions weighted by a statewide access weight. Specifies the following statewide access weights: (1) 25% for students with one access factor; (2) 66% for two access factors; (3) 150% for three access factors; and, (4) 200% for four access factors.

Requires, for those students who complete more than one completion milestone, that funding for each additional associate degree or technical certificate over 30 credit hours as designated by DHE be funded at 50% of model costs.

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Executive**

**In House Finance**

Requires the Chancellor to only include students who are subsidy-eligible and residents of Ohio in any term of their studies in the SSI calculation for community colleges. Also, prohibits the Chancellor from including nonresident students as subsidy-eligible, except for those students under reciprocity agreements or employer contracts.

Same as the Executive.

**BORCD26 SSI - Capital Component Deduction**

**Section: 381.140**

Requires that, after all other adjustments have been made, a campus's SSI earnings be reduced by the amount, if any, by which debt service charged for that campus for capital budgets from the 126th G.A. and the 127th G.A. exceeds that campus's capital component earnings. Specifies that the deducted amounts be transferred to GRF appropriation item 235552, Capital Component.

**Section: 381.140**

Same as the Executive.

**BORCD27 SSI - Exceptional Circumstances and Appropriation Reductions**

**Section: 381.140**

Authorizes adjustments be made to the SSI payments and other subsidies distributed by the Chancellor for exceptional circumstances. Requires the recommendation of the Chancellor and approval of the Controlling Board for these adjustments.

**Section: 381.140**

Same as the Executive.

Requires that the standard SSI formula provisions apply to any reductions made to GRF line item 235501, State Share of Instruction, occurring prior to the Chancellor's formal approval of the SSI allocation. Requires that reductions made after the Chancellor's formal approval be applied uniformly to each campus in proportion to its share of the final SSI allocation.

Same as the Executive, but specifies that any appropriation reductions be applied to renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses, and new GRF line item 235586, State Share of Instruction – Community and Technical Colleges.

Executive

In House Finance

**BORCD28 SSI - Distribution**

**Section: 381.140**

Requires that the SSI allocation be distributed in equal monthly payments. Authorizes payments for the first six months of the fiscal year be made based on the SSI appropriation estimates made for the various institutions and that payments for the last six months of the fiscal year may be based on the final data from the Chancellor. Requires, if agreed to by IUC and the Chancellor, monthly payments to universities be based on final data in the HEI system for an agreed upon three-year period.

**Section: 381.140**

Same as the Executive.

**BORCD39 SSI for Fiscal Years 2022 and 2023**

**Section: 381.150**

Makes the following earmarks to GRF line item 235501, State Share of Instruction:

(1) \$474,064,305 in FY 2022 and \$478,463,002 in FY 2023 for SSI distributions to community colleges, state community colleges, and technical colleges.

(2) \$1,582,613,811 in FY 2022 and \$1,597,298,400 in FY 2023 for SSI distributions to university main and regional campuses.

Requires any institution that receives additional SSI subsidy from GRF line item 235501, State Share of Instruction, compared to the prior year to use the additional distribution to provide need-based aid and counseling, support services, and workforce preparation services to its students.

**Section: 381.140**

No provision.

(1) No provision.

(2) No provision.

Same as the Executive, but makes the provision permissive and applies it to renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses, and new GRF line item 235586, State Share of Instruction – Community and Technical Colleges.

Executive

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**BORCD29 SSI - Study on the use of at-risk weights in the SSI formulas**

**Section: 381.140**

Requires the Chancellor, with assistance from IUC and the Ohio Association of Community Colleges (OACC), to study the most appropriate definitions of at-risk students and formula weights for at-risk students that may be used in the SSI distribution to universities and community and technical colleges from GRF line item 235501, State Share of Instruction, beginning in FY 2024.

Requires the study to be completed by June 30, 2022.

Requires the study to (1) examine and evaluate the impact on formula distributions of the at-risk weights that have been used in the SSI formulas since the inception of a performance-based funding model in Ohio; (2) research the use of at-risk weights in the funding formulas of other states; (3) survey the academic research on at-risk weights in higher education formulas, particularly in the context of performance-based funding; and (4) make recommendations on the definitions of at-risk students, the formula weights for such identified students, and the level of funding for at-risk students.

**Section: 381.140**

Same as the Executive, but references renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses, and new GRF line item 235586, State Share of Instruction – Community and Technical Colleges.

Same as the Executive.

**BORCD40 Restriction on Fee Increases**

**Section: 381.160**

Authorizes, for academic years 2021-2022 and 2022-2023, each state university and regional campus to increase its in-state undergraduate instructional and general fees by no more than 2% over what the institution charged for the previous academic year.

Authorizes, for the same academic years, each community college, state community college, or technical college to increase its in-state undergraduate instructional and general fees by no

**Section: 381.160**

Same as the Executive.

Same as the Executive.

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more than \$5 per credit hour over what the college charged for the previous academic year.

Specifies that increases for all other special fees, including the creation of new special fees, be subject to the Chancellor's approval.

Exempts the following fees from the above limits: (1) room and board, (2) student health insurance, (3) fees for auxiliary goods or services provided to students at the cost incurred to the institution, (4) fees assessed to students as a pass-through for licensure and certification examinations, (5) fees in elective courses associated with travel experiences, (6) elective service charges, (7) fines, (8) voluntary sales transactions, and (9) fees that offset the cost of providing textbooks to students, which may appear directly on a student's tuition bill as assessed by the institution's bursar.

Specifies that limitations do not apply to increases required to comply with institutional covenants related to obligations or to meet unfunded legal mandates or commitments made prior to the effective date of the section. Specifies that any increases necessary to cover these covenants or other requirements be reported to the Controlling Board by the Chancellor. Authorizes the Chancellor, with Controlling Board Approval, to modify any limitations to respond to exceptional circumstances.

Authorizes state universities offering undergraduate tuition guarantees to increase instructional and general fees pursuant to R.C. 3345.48.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

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**BORCD41 Higher Education - Board of Trustees**

**Section: 381.170**

Authorizes colleges and universities, with the approval of the Chancellor, to use instructional subsidies for off-campus undergraduate and master's degree courses of study.

Requires the board of trustees at each institution to supplement state subsidies by establishing uniform instructional and general fees to be charged to all students for universal services. Allows each board to establish special purpose fees and service charges for individual or specific categories of students that are not applied uniformly. Requires each board to establish a tuition surcharge to out-of-state students.

Prohibits the board of trustees at each institution from authorizing a waiver or nonpayment of instructional or general fees that is not authorized by law or approved by the Chancellor.

Requires each institution of higher education, in its statement of charges, to separately identify the instructional fee, general fee, tuition charge, and tuition surcharge.

Requires that boards of trustees of state institutions ensure that faculty members devote a proper and judicious part of their work week to actual instruction of students.

Requires the boards of trustees of state institutions to exercise the authority of government vested by law in them. Specifies that administrative decisions are the exclusive prerogative of the boards and that any delegation of authority by the boards must be accompanied by appropriate standards of guidance and periodic review of the exercise of the delegated authority.

**Section: 381.170**

Same as the Executive.

Executive

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**BORCD8 War Orphans and Severely Disabled Veterans' Children Scholarships**

**Section: 381.180**

Requires that GRF line item 235504, War Orphans and Severely Disabled Veterans' Children Scholarships, be used to reimburse state institutions for waivers of instructional fees and general fees provided to war orphans, provide grants to private nonprofit institutions, and fund additional scholarships for children of persons declared prisoners of war or missing in action.

Authorizes the Chancellor, during each fiscal year, to certify to the OBM Director the amount of canceled prior-year encumbrances in item 235504. Authorizes the OBM Director, upon receipt, to transfer cash, up to the certified amount, from the GRF to the War Orphans and Severely Disable Veterans' Children Scholarship Reserve Fund (Fund 5PW0).

**Section: 381.180**

Same as the Executive.

Same as the Executive.

**BORCD52 OhioLINK**

**Section: 381.200**

Requires that GRF line item 235507, OhioLINK, be used to support OhioLINK, the state's electronic library information and retrieval system.

**Section: 381.200**

Same as the Executive.

**BORCD53 Air Force Institute of Technology**

**Section: 381.210**

Earmarks \$75,000 in each fiscal year from GRF line item 235508, Air Force Institute of Technology, for the Aerospace Professional Development Center in Dayton for statewide workforce development services in the aerospace industry.

Specifies that the remainder be used to strengthen educational linkages between Wright Patterson Air Force Base and Ohio institutions of higher education and to support the Defense

**Section: 381.210**

Same as the Executive.

Same as the Executive.

Executive

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Associated Graduate Student Innovators consortium.

**BORCD54 Ohio Supercomputer Center**

**Section: 381.220**

Requires that GRF line item 235510, Ohio Supercomputer Center, be used to support the Ohio Supercomputer Center, located at Ohio State University.

**Section: 381.220**

Same as the Executive.

**BORCD55 Cooperative Extension Service**

**Section: 381.230**

Requires that GRF line item 235511, Cooperative Extension Service, be disbursed to The Ohio State University in monthly payments.

**Section: 381.230**

Same as the Executive, but renames GRF line item 235511, The Ohio State University Extension Service.

**BORCD9 Central State Supplement**

**Section: 381.240**

Requires the Chancellor to disburse funds from GRF line item 235514, Central State Supplement, to Central State University to increase enrollment, improve course completion, and increase the number of degrees conferred.

**Section: 381.240**

Same as the Executive.

**BORCD10 Clinical teaching and other-medical related appropriations**

**Section: 381.250, 381.260, 381.280, 381.285, 381.300, 381.350, 381.370, and 381.550**

Requires the following for the 12 GRF clinical teaching and medical related line items:

(1) 235515, Case Western Reserve University School of Medicine, be disbursed to Case Western in accordance with state agreements.

**Section: 381.250, 381.260, 381.280, 381.285, 381.300, 381.350, 381.370, and 381.550**

Same as the Executive.

(1) Same as the Executive.

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(2) 235519, Family Practice, be distributed in each fiscal year, based on each medical school's share of residents placed in a family practice and graduates practicing in a family practice.

(2) Same as the Executive.

(3) 235525, Geriatric Medicine, be distributed consistent with existing criteria and guidelines.

(3) Same as the Executive.

(4) 235526, Primary Care Residencies, be distributed, in each fiscal year, based on each medical school's share of residents placed in a primary care field and graduates practicing in a primary care field.

(4) Same as the Executive.

(5) 235536, The Ohio State University Clinical Teaching, 235537, University of Cincinnati Clinical Teaching, 235538, University of Toledo Clinical Teaching, 235539, Wright State University Clinical Teaching, 235540, Ohio University Clinical Teaching, and 235541, Northeast Ohio Medical University Clinical Teaching, be distributed by the Chancellor.

(5) Same as the Executive, but earmarks \$500,000 in each fiscal year from item 235537, University of Cincinnati Clinical Teaching, to People Working Cooperatively for the Safe and Healthy at Home Initiative.

(6) 235558, Long-term Care Research, be disbursed to Miami University for long-term care research.

(6) Same as the Executive.

(7) 235572, The Ohio State University Clinic Support, be distributed to The Ohio State University for support of dental and veterinary medicine clinics.

(7) Same as the Executive.

Requires, for each fiscal year, each institution of higher education that receives funds from any one of the above-mentioned 12 specific clinical teaching or other-medical related line items to report the residency status of students that have graduated from one of the applicable programs at one year and five years after graduating.

Same as the Executive.

Executive

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**BORCD11 Shawnee State Supplement**

**Section: 381.270**

Requires the Chancellor to disburse funds from GRF line item 235520, Shawnee State Supplement, to Shawnee State to improve course completion, increase the number of degrees conferred, and further the university's mission of service to the Appalachian region.

**Section: 381.270**

Same as the Executive.

**BORCD80 Program and Project Support**

No provision.

(1) No provision.

(2) No provision.

(3) No provision.

**Section: 381.287**

Makes the following earmarks of GRF line item 235533, Program and Project Support:

(1) \$125,000 in each fiscal year to support the expansion of an unmanned aviation STEM pilot program at Emmanuel Christian Academy for public or nonpublic high school students in Clark County;

(2) \$100,000 in each fiscal year to support the Kent State University Rising Scholars Program; and

(3) \$100,000 in each fiscal year to support the Clearance Ready Program at Wright State University.

**BORCD56 Ohio Agricultural Research and Development**

**Section: 381.290**

Requires that GRF line item 235535, Ohio Agricultural Research and Development Center, be disbursed to The Ohio State University in monthly payments. Requires that OARDC continue to internally allocate funding on a competitive basis.

**Section: 381.290**

Same as the Executive.

Executive

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**BORCD57 Central State Agricultural Research and Development**

**Section: 381.310**

Requires that GRF line items 235546, Central State Agricultural Research and Development, and 235548, Central State Cooperative Extension Services, be used by Central State University for its state match requirement as an 1890 land grant university.

**Section: 381.310**

Same as the Executive.

**BORCD58 Capital Component**

**Section: 381.320**

Requires that GRF line item 235552, Capital Component, be distributed to each campus for which the estimated campus debt service attributable to qualifying capital projects is less than the campus's formula-determined capital component allocation under the state's former capital funding policy. Specifies that the amount of each campus's payment be determined by subtracting the former amount from the latter and that the campuses use these payments only for capital projects.

**Section: 381.320**

Same as the Executive.

Requires the Chancellor to subtract from each campus's SSI allocation the amount by which the estimated campus debt service attributable to qualifying capital projects exceeds the campus's formula-determined capital component allocation and transfer appropriation equal to the sum of these amounts from GRF line item 235501, State Share of Instruction, to this line item.

Same as the Executive, but specifies that the amounts be transferred from renamed GRF line item 235501, State Share of Instruction – Universities and Regional Campuses, and new GRF line item 235586, State Share of Instruction - Community and Technical Colleges.

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**BORCD59 Library Depositories**

**Section: 381.330**

Requires that GRF line item 235555, Library Depositories, be used to support the state's five regional depository libraries for the cost-effective storage of and access to lesser used materials in university library collections. Specifies that the depositories are to be administered by the Chancellor or OhioLINK, at the Chancellor's discretion.

**Section: 381.330**

Same as the Executive.

**BORCD60 Ohio Academic Resources Network (OARnet)**

**Section: 381.340**

Requires that GRF line item 235556, Ohio Academic Resources Network, be used to support the operations of OARnet, including support for Ohio's colleges and universities in maintaining and enhancing network connections, using new network technologies to improve programs, and sharing information technology services. Requires, to the extent network capacity is available, that OARnet support allocating bandwidth to eligible programs directly supporting Ohio's economic development.

**Section: 381.340**

Same as the Executive.

**BORCD12 Ohio College Opportunity Grant (OCOG)**

**Section: 381.360**

Requires awards for students attending an eligible institution of higher education to be determined by the Chancellor. Authorizes the distribution of awards on an annual basis, once Pell grants have been exhausted, for students attending an institution year-round.

**Section: 381.360**

Same as the Executive.

Authorizes the Chancellor to create a distribution formula for FY 2022 and FY 2023, based on the formula used in FY 2021, if the amounts appropriated are inadequate to provide grants to all

Same as the Executive.

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eligible students. Requires the Chancellor to notify the Controlling Board of the distribution method. Requires that any formula be established to coincide with the start of each academic year.

Requires the Chancellor, prior to determining OCOG award amounts, to pay for tuition and fee waivers of students eligible for awards under the Ohio Safety Officer's College Memorial Fund Program.

Prohibits the Chancellor from distributing or obligating more than the appropriation amount. Requires the Chancellor to post award tables on DHE's website and notify students and institutions of any reductions in awards. Prohibits any student from receiving OCOG for more than the equivalent of five academic years, less the number of semesters or quarters in which the student received an Ohio Instructional Grant.

Authorizes the Chancellor, during each fiscal year, to certify to the OBM Director the amount of canceled prior-year encumbrances in 235563. Authorizes the OBM Director, upon receipt, to transfer cash, up to the certified amount, from the GRF to the OCOG Reserve Fund (Fund 5PU0).

Same as the Executive.

Same as the Executive.

Same as the Executive.

**BORCD13 The Ohio State University College of Veterinary Medicine Supplement**

**Section: 381.365**

Requires the Chancellor to disburse funds from GRF line item 235569, The Ohio State University College of Veterinary Medicine Supplement, to the OSU College of Veterinary Medicine to provide supplemental support for education, research, and operations.

**Section: 381.365**

Same as the Executive.

Executive

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**BORCD61 Federal Research Network**

**Section: 381.373**

Requires that GRF line item 235578, Federal Research Network, be distributed to the Ohio State University to collaborate with federal installations in Ohio, state institutions of higher education, and the private sector to align the state's research assets with emerging missions and job growth opportunities emanating from federal installations, strengthen related workforce development and technology commercialization programs, and better position the state's university system to directly impact new job creation in Ohio.

Requires a portion of 235578 to be used to support the growth of small business federal contractors in the state and expand the participation of Ohio businesses in the federal Small Business Innovation Research Program and related federal programs.

**Section: 381.373**

Same as the Executive.

Same as the Executive.

**BORCD76 Co-Op Internship Program**

No provision.

(1) No provision.

(2) No provision.

(3) No provision.

**Section: 381.375**

Makes the following earmarks of GRF line item 235591, Co-Op Internship Program:

(1) \$650,000 in each fiscal year to support the operations of Ohio University's Voinovich School;

(2) \$150,000 in each fiscal year to support students who attend institutions of higher education in Ohio and participate in the internship program of The Washington Center;

(3) \$75,000 in each fiscal year to support the Model United Nations Program and the operations of the Center for Liberal Arts Student Success at Wright State University;

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(4) No provision.

(4) \$62,500 in each fiscal year to support the operations of The Ohio State University's John Glenn College of Public Affairs;

(5) No provision.

(5) \$62,500 in each fiscal year to support the Bliss Institute of Applied Politics at the University of Akron;

(6) No provision.

(6) \$50,000 in each fiscal year to support the Center for Public Management and Regional Affairs at Miami University;

(7) No provision.

(7) \$50,000 in each fiscal year to support the Ohio Center for the Advancement of Women in Public Service at the Maxine Goodman Levin College of Urban Affairs at Cleveland State University;

(8) No provision.

(8) \$50,000 in each fiscal year to support the University of Cincinnati Internship Program;

(9) No provision.

(9) \$50,000 in each fiscal year to support the Kent State University Washington Program in National Issues;

(10) No provision.

(10) \$50,000 in each fiscal year to support the Kent State University Columbus Program;

(11) No provision.

(11) \$50,000 in each fiscal year to support the University of Toledo Urban Affairs Center;

(12) No provision.

(12) \$50,000 in each fiscal year to support the operations of the Center for Regional Development at Bowling Green State University; and

(13) No provision.

(13) \$25,000 in each fiscal year to support the Shawnee State University Institute for Appalachian Public Policy.

Executive

In House Finance

**BORCD73 Commercial Truck Driver Student Aid Program**

No provision.

**Section: 381.375**

Requires that GRF line item 235595, Commercial Truck Driver Student Aid Program, be used to provide grants and loans under the Commercial Truck Driver Student Aid Program (see BORCD72). Earmarks, separately, up to \$1,250,000 in each fiscal year to be distributed by the Chancellor as grants and loans.

**BORCD62 Rural University Program**

**Section: 381.376**

Requires that GRF line item 235598, Rural University Program, be used for the Rural University Program, a collaboration of Bowling Green State University, Kent State University, Miami University, and Ohio University that provides rural communities with economic development, public administration, and public health services.

Specifies that each of the four universities receive \$100,000 in each fiscal year to support their respective programs.

**Section: 381.376**

Same as the Executive.

Same as the Executive.

**BORCD14 National Guard Scholarship Program**

**Section: 381.380**

Requires that GRF appropriation item 235599, National Guard Scholarship Program, be disbursed by the Chancellor.

Authorizes the Chancellor, during each fiscal year, to certify to the OBM Director the amount of canceled prior-year encumbrances in 235599. Authorizes the OBM Director, upon receipt, to transfer cash, up to the certified amount, from the GRF to the National Guard Scholarship Fund (Fund 5BM0).

**Section: 381.380**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**BORCD42 Pledge of fees**

**Section: 381.390**

Provides that any new pledge or adjustment of fees made in the biennium to secure bonds or notes of a state institution of higher education for a project are effective only after approval by the Chancellor, unless approved in a previous biennium.

**Section: 381.390**

Same as the Executive.

**BORCD63 Higher Education General Obligation Bond Debt Service**

**Section: 381.400**

Requires that GRF line item 235909, Higher Education General Obligation Bond Debt Service, be used to pay all debt service and related financing costs of higher education general obligation bonds during the biennium.

**Section: 381.400**

Same as the Executive.

**BORCD64 Sales and Services**

**Section: 381.410**

Authorizes the Chancellor to charge and accept payment for the provision of goods and services. Requires the charges to be related to the costs of producing goods and services. Prohibits charges for goods or services that are produced as part of the routine responsibilities or duties of the Chancellor. Requires that all revenues received be deposited into DPF Fund 4560, Sales and Services. Allows the Chancellor to use these funds to pay for the costs of producing goods and services.

**Section: 381.410**

Same as the Executive.

Executive

In House Finance

**BORCD65 Higher Education Facility Commission Administration**

**Section: 381.420**

Requires that DPF Fund 4E80 line item 235602, Higher Educational Facility Commission Administration, be used for operating expenses related to DHE's support of the activities of the Ohio Higher Educational Facility Commission (HEFC).

Authorizes the OBM Director, upon request of the Chancellor, to transfer cash in an amount up to the amount appropriated from item 235602 in each fiscal year from the HEFC Operating Expenses Fund (Fund 4610) to the HEFC Administration Fund (Fund 4E80).

**Section: 381.420**

Same as the Executive.

Same as the Executive.

**BORCD4 OhioCorps Program**

**Section: 381.460**

Earmarks up to \$50,000 in each fiscal year from DPF Fund 5UK0 line item 235594, OhioCorps Program, to be used by the Chancellor to implement and administer the OhioCorps Program.

Requires that the remainder of line item 235594 be used by the Chancellor to assist eligible state institutions of higher education in establishing and administering OhioCorps mentorship programs and scholarships.

Permits the Chancellor to certify to the OBM Director an amount up to the unexpended, unencumbered balance of line item 235594 at the end of FY 2021 and FY 2022 to be reappropriated to FY 2022 and FY 2023, respectively, and reappropriates those amounts to support mentorship programs and scholarships under the Program (see BORCD3).

**Section: 381.460**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**BORCD15 State Financial Aid Reconciliation**

**Section: 381.470**

Requires the Chancellor, on September 1 of each fiscal year or as soon as possible thereafter, to certify to the OBM Director the amount necessary to pay any outstanding prior year obligations to institutions of higher education for the state's student financial aid programs. Appropriates the amounts certified to DPF Fund 5Y50 line item 235618, State Financial Aid Reconciliation, from revenues received in the State Financial Aid Reconciliation Fund (Fund 5Y50).

**Section: 381.470**

Same as the Executive.

**BORCD16 Nursing Loan Program**

**Section: 381.480**

Requires that DPF Fund 6820 line item 235606, Nursing Loan Program, be used to administer the nurse education assistance program.

**Section: 381.480**

Same as the Executive.

**BORCD66 Research Incentive Third Frontier**

**Section: 381.520**

Requires that BRD Fund 7011 line item 235634, Research Incentive Third Frontier, and BRD Fund 7014 line item 235639, Research Incentive Third Frontier-Tax, be used to advance collaborative research at institutions of higher education and makes the following permissive earmarks:

- (1) Up to \$2,500,000 in each fiscal year for research regarding improvement of water quality;
- (2) Up to \$1,500,000 in each fiscal year for spinal cord research;

**Section: 381.520**

Same as the Executive.

- (1) Same as the Executive.

- (2) Same as the Executive.

**Executive**

**In House Finance**

(3) Up to \$1,000,000 in each fiscal year for research regarding the reduction of infant mortality;

(3) Same as the Executive.

(4) Up to \$1,000,000 in each fiscal year for research regarding opiate addiction issues in Ohio;

(4) Same as the Executive.

(5) Up to \$750,000 in each fiscal year for research regarding cyber security initiatives;

(5) Same as the Executive.

(6) Up to \$300,000 in each fiscal year for the ICorps@Ohio program; and

(6) Same as the Executive.

(7) Up to \$200,000 in each fiscal year for the Ohio Innovation Exchange Program.

(7) Same as the Executive.

**BORCD30 Veterans Preferences**

**Section: 381.530**

Requires the Chancellor to collaborate with the Department of Veterans Services to develop veterans preference guidelines for institutions of higher education.

**Section: 381.530**

Same as the Executive.

**BORCD31 Higher education institution furloughs**

**Section: 381.540**

Authorizes the board of trustees of state institutions of higher education to adopt policies that require mandatory furloughs of employees, including faculty, to achieve spending reductions necessitated by institutional budget deficits.

**Section: 381.540**

Same as the Executive.

**BORCD32 Efficiency Reports**

**Section: 381.550**

Requires that in each fiscal year, the board of trustees of each public institution of higher education approve the institution's efficiency report submitted to the Chancellor.

**Section: 381.550**

Same as the Executive.

Executive

In House Finance

**BORCD33 Ohio Innovation Exchange**

**Section: 381.580**

Requires the Chancellor to support the continued development of the Ohio Innovation Exchange for the purpose of (1) showcasing the research expertise of Ohio's university and college faculty in engineering, biomedicine, and information technology, and other fields of study and (2) identifying institutional research equipment available in the state.

**Fiscal effect: Potential increase in administrative responsibilities associated with the continued development and maintenance of this database. The "Ohio Innovation Exchange" is a current initiative developed jointly by Case Western Reserve University, Ohio University, the Ohio State University, and the University of Cincinnati, in consultation with DHE and the Ohio Manufacturing Institute that provides access to faculty profiles and resources.**

**Section: 381.580**

Same as the Executive.

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

**BORCD34 Fund Name Changes**

**Section: 381.620**

Requires, on July 1, 2021, or as soon as possible thereafter, the OBM Director to rename the Publications Fund (Fund 4560) the Sales and Services Fund (Fund 4560) and the OIG Reconciliation Fund (Fund 5Y50) the State Financial Aid Reconciliation Fund (Fund 5Y50).

**Section: 381.620**

Same as the Executive.

Executive

In House Finance

**BORCD1 Textbook disclosure and auto-adoption policies**

**Section: 733.20**

Requires, consistent with federal law, institutions of higher education receiving federal financial aid to disclose required and recommended textbooks no later than the time at which students can begin to register for a course.

Requires, prior to academic year 2022-2023, the administration of each state institution of higher education, to work collaboratively with its faculty senate to consider a textbook auto-adoption policy. Authorizes the administration and faculty senate to use the policy implemented by Wright State University in 2018.

Requires, no later than August 15, 2022, the board of trustees of each state institution to adopt a resolution or otherwise vote to affirm or decline the policy agreed upon by the administration and the faculty senate.

Requires a state institution that adopts a textbook auto-adoption policy to send a copy of that policy to the Chancellor.

**Fiscal effect: Increases administrative responsibilities for state institutions of higher education.**

**Section: 733.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

## Executive

## In House Finance

## OHSCD3 Ohio Commission for the U.S. Semiquincentennial

## R.C. 149.309, Section 297.10

(1) No provision.

(1) Establishes the Ohio Commission for the United States Semiquincentennial consisting of 24 appointed members and 13 ex officio, nonvoting members.

(2) No provision.

(2) Specifies the duty of the Commission is to plan, encourage, develop, and coordinate the commemoration of the 250th anniversary of the founding of the United States and the impact of Ohioans on the nation's past, present, and future.

(3) No provision.

(3) Specifies that members receive no compensation for service on the Commission, but are eligible for reimbursement of reasonable travel expenses.

(4) No provision.

(4) Requires the Commission, not later than three years after the effective date of its establishment, to submit to the Governor and the General Assembly a comprehensive report that includes specific recommendations for the commemoration of the 250th anniversary of the founding of the United States and related events.

(5) No provision.

(5) Requires state agencies to provide information to the Commission upon request.

(6) No provision.

(6) Permits the Commission to accept, use, and dispose of gifts and donations of money, property, or personal services.

(7) No provision.

(7) Permits the Chairperson of the Commission to appoint an executive director and other personnel as necessary, and requires the appointment of an executive director to be subject to confirmation by majority vote of the commission.

(8) No provision.

(8) Requires the Commission once each year to submit to the Governor and the General Assembly a report of its activities.

Executive

In House Finance

(9) No provision.

(9) Terminates the Commission on July 31, 2026.

(10) No provision.

(10) Requires DPF Fund 5XV0 appropriation item 360525, Ohio Commission for the U.S. Semiquincentennial, be used for costs incurred in the performance of its duties.

**Fiscal effect: Appropriates \$400,000 to DPF Fund 5XV0 appropriation item 360525, Ohio Commission for the U.S. Semiquincentennial, in FY 2022 for the Commission's costs.**

**OHSCD1 Subsidy appropriation**

**Section: 297.10**

(1) Requires, upon approval by the Director of Budget and Management, that appropriations made to the Ohio History Connection be released in quarterly amounts.

**Section: 297.10**

(1) Same as the Executive.

(2) Requires funds and fiscal records of the Ohio History Connection be examined by independent certified public accountants approved by the Auditor of State, and a copy of the audited financial statements be filed with the Office of Budget and Management.

(2) Same as the Executive.

(3) Requires the appropriations made to the Ohio History Connection be the contractual consideration provided by the state to support the state's offer to contract with the Ohio History Connection under R.C. 149.30.

(3) Same as the Executive.

**OHSCD2 State Historical Grants**

No provision.

**Section: 297.10**

Makes the following earmarks from GRF appropriation item 360508, State Historical Grants:

Executive

In House Finance

(1) No provision.

(1) \$150,000 in each fiscal year for the Western Reserve Historical Society.

(2) No provision.

(2) \$150,000 in each fiscal year for the Cincinnati Museum Center.

(3) No provision.

(3) \$250,000 in each fiscal year to create the Institute of Informal Science Education to be housed at the Boonshoft Museum of Discovery for distance learning, including implementation of a pilot program. Requires an efficacy report to be submitted to the General Assembly as to the education of participants in the pilot program.

(4) No provision.

(4) \$100,000 in each fiscal year for the Nancy and David Wolf Holocaust and Humanity Center.

(5) No provision.

(5) \$325,000 in each fiscal year for the Cleveland Institute of Art.

(6) No provision.

(6) \$100,000 in each fiscal year for the Cleveland Museum of Art.

(7) No provision.

(7) \$50,000 in each fiscal year for the Jewish Federation of Cincinnati to support the Jewish Cincinnati Bicentennial.

Executive

In House Finance

HGMCD1 Operating Expenses

No provision.

Section: 298.20

Specifies that GRF appropriation item 525501, Operating Expenses, be used to support the operations of the Holocaust and Genocide Memorial and Education Commission, including the employment of a director for the Office of the Commission and any other employees approved by the Commission.

Executive

In House Finance

**REPCD5    General Assembly Open Meetings Law and same-party committee caucuses**

No provision.

**R.C.        101.15**

Allows the same-party members of a standing committee of the Ohio House of Representatives or the Ohio Senate to meet without violating the General Assembly Open Meetings Law.

**Fiscal effect: None.**

**REPCD1    Operating Expenses**

**Section:    299.10**

Authorizes the Chief Administrative Officer of the House of Representatives to certify to the OBM Director the amount of the unexpended, unencumbered balance of GRF appropriation item 025321, Operating Expenses, remaining at the end of FY 2021 and FY 2022, respectively, to be reappropriated for the next fiscal year. Reappropriates the certified amounts.

**Section:    299.10**

Same as the Executive.

**REPCD2    House Reimbursement**

**Section:    299.10**

Appropriates additional amounts in ISA Fund 1030 appropriation item 025601, House Reimbursement, if the Chief Administrative Officer of the House of Representatives determines that additional amounts are necessary.

**Section:    299.10**

Same as the Executive.

**REPCD4    Joint Legislative Oversight and Review Committee of Federal COVID Relief Aid**

No provision.

**Section:    701.40**

Establishes the Joint Legislative Oversight and Review Committee of Federal COVID Relief Aid to oversee and review the distribution and spending of funds received from the federal government for COVID relief purposes.

Executive

In House Finance

No provision.

Specifies that the Committee consists of five members from each chamber, appointed by the Speaker of the House of Representatives and the Senate President, respectively, and that three members from each chamber represent the majority party and two members from each chamber represent the minority party.

No provision.

Permits the Committee to hold hearings, receive testimony, issue reports, and make recommendations regarding the oversight, expenditure, and reporting of COVID relief aid usage.

**Fiscal effect: Minimal.**

**REPCD3 Joint Legislative Study Committee regarding career pathways and post-secondary workforce training programs**

No provision.

**Section: 733.30**

Establishes a 13-member Joint Legislative Study Committee regarding career pathways and post-secondary workforce training programs.

No provision.

Requires the Committee to review (1) current workforce training programs offered by post-secondary institutions and whether the programs are aligned with local, regional, and statewide workforce needs and (2) current career pathways, how they align with state, regional, and local labor market demand data, and whether they prioritize credentials that carry the most value in the labor market.

No provision.

Requires the Committee to develop recommendations regarding the following:

No provision.

(1) The state's workforce education priorities and how those priorities are funded;

No provision.

(2) A common definition for short-term credentials and certificates of value across primary, secondary, and post-

Executive

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No provision.

secondary education providers that ensures consistency and alignment with the state's policy and funding priorities;

(3) Any strategies or programs the Committee identified that may ensure that the state's investments will increase student success and career readiness by increasing the number of workforce certificates and credentials that lead to an in-demand job;

No provision.

(4) The types of reporting and data necessary for the Chancellor to collect regarding post-secondary workforce credentials, including programs for which credit is not awarded;

No provision.

(5) Policy strategies identified by the Committee to increase awareness and participation by students in career-technical pathways through partnerships between primary, secondary, and post-secondary education providers and business and industry;

No provision.

(6) Strategies identified by the Committee to increase work-based learning programs such as apprenticeships and programs that permit students to attend post-secondary educational institutions while maintaining their employment;

No provision.

(7) Whether the state should consider prioritizing investments in short-term credentials through a new funding structure for workforce education and career-technical programs, including state support of workforce training programs at community colleges and Ohio technical centers and financial aid opportunities for students pursuing a workforce certificate or credential; and,

No provision.

(8) Strategies to improve and expand short-term workforce career pathway opportunities to make them more accessible to residents of the state.

Executive

In House Finance

No provision.

Requires LSC to provide support to the Committee.

No provision.

Requires the Committee to issue a report to the General Assembly by November 1, 2022, that contains its findings and recommendations, as well as any proposed legislative changes or funding recommendations.

**Fiscal effect: Minimal.**

Executive

In House Finance

INSCD4 Medication coverage switching

No provision.

R.C. 3902.62, 3902.50, 3902.60, and 3902.70

Prohibits health insurers from doing any of the following during a plan year: (1) increasing a covered person’s burden of cost-sharing with respect to a drug, (2) moving a drug to a more restrictive tier of the plan’s formulary, (3) removing a drug from the plan’s formulary unless one of three specified circumstances applies, (4) limiting or reducing coverage of a drug with respect to a covered person in any other way, including subjecting it to a prior authorization requirement.

No provision.

Applies the prohibition to health benefit plans as defined under R.C. 3922.01, including a nonfederal government health plan.

No provision.

Specifies that a violation of the prohibition is considered an unfair and deceptive practice in the business of insurance.

No provision.

Exempts the prohibitions from the mandated health benefits application under R.C. 3901.71.

**Fiscal effect: The prohibition could restrict health insurers’ ability to control costs of prescription coverage. Thus, the prohibition is likely to increase costs to the state and local governments, including school districts, for providing health benefits to employees and their dependents. The provisions may also increase the Department of Insurance’s administrative costs for regulating health insurers. Any increase in the Department’s administrative costs may be offset, in whole or in part, by revenue from civil penalties that may arise from failure to comply with the bill’s prohibition.**

Executive

In House Finance

**INSCD1 Market Conduct Examination**

**Section: 305.20**

Allows the Superintendent of Insurance to assess the costs associated with a market conduct examination of an insurer doing business in this state against the insurer. Allows the Superintendent to enter into consent agreements to impose administrative assessments or fines for violations of insurance laws or rules administered by the Superintendent. Requires all costs, assessments, or fines collected related to such violations to be deposited into the Department of Insurance Operating Fund (Fund 5540).

**Fiscal effect: Potential revenue gain for Fund 5540.**

**Section: 305.20**

Same as the Executive.

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

**INSCD2 Examinations of Domestic Fraternal Benefit Societies**

**Section: 305.20**

Allows the Director of Budget and Management, at the request of the Superintendent, to transfer cash from Fund 5540 to the Superintendent's Examination Fund (Fund 5550), only for expenses incurred in examining domestic fraternal benefit societies.

**Section: 305.20**

Same as the Executive.

**INSCD5 Long-term care insurance tax credit study**

No provision.

**Section: 757.30**

Requires the Departments of Insurance and Medicaid to complete a joint study by July 1, 2022, analyzing whether offering tax credits for the purchase of long-term care insurance would increase the number of Ohioans with such insurance.

**Executive**

**In House Finance**

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**Fiscal effect: Increase in costs to the departments. If production of the report is contracted out instead of using existing staff, the cost could be in the tens of thousands. Department of Insurance costs would be paid from Fund 5540.**

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Executive

In House Finance

**JFSCD23 Criminal background checks for out-of-home child care workers and host families**

**R.C. 109.572**

Adds certain crimes to the Bureau of Criminal Identification and Investigation background check for those responsible for out-of-home child care and members of a household for a host family hosting a child under a host family agreement. Includes crimes classified under homicide and assault, kidnapping and extortion, sex offenses, weapons control and corrupt activity, and drug offenses.

**Fiscal effect: None.**

**R.C. 109.572**

Same as the Executive.

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

**JFSCD41 Individual development account program reports**

**R.C. 329.12, 5101.971**

Eliminates the requirement that county departments of job and family services prepare and file a semi-annual report with ODJFS regarding the individual development account program operated by the county departments.

Eliminates a requirement that ODJFS prepare an annual report regarding the individual development account programs.

**Fiscal effect: None.**

**R.C. 329.12, 5101.971**

Same as the Executive.

Same as the Executive.

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

**JFSCD27 Foster Care Bill of Rights**

**R.C. 2151.011, 2151.316, 5103.02, 5103.163**

Requires ODJFS to adopt rules to establish a Foster Youth Bill of Rights and a Resource Family Bill of Rights.

States that in the event of a conflict between the two, the Foster Youth Bill of Rights prevails.

Defines a "resource caregiver" as a foster caregiver or kinship caregiver and a "resource family" as a foster home or the kinship

**R.C. 2151.011, 2151.316, 5103.02, 5103.163**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

caregiver family.

Provides that the Bills of Rights created for foster youth and resource families do not create grounds for a civil action against ODJFS, the recommending agency, or the custodial agency.

**Fiscal effect: Minimal.**

Same as the Executive.

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

**JFSCD25 Reimbursement of federal juvenile court programs**

**R.C. 2151.152**

Adds prevention services costs under the federal Family First Prevention Services Act to the list of expenses for which a juvenile court may receive reimbursement upon agreement with ODJFS on behalf of a child in certain circumstances.

Adds a child who is at the imminent risk of removal from the home and is a sibling of a child in the temporary or permanent custody of the court to the list of circumstances of a child on whose behalf reimbursement may be sought.

**Fiscal effect: Allowing juvenile courts to receive reimbursement for these expenses may result in additional revenue for courts.**

**R.C. 2151.152**

Same as the Executive.

Same as the Executive.

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

**JFSCD31 Family service plan and permanency plan**

**R.C. 2151.412**

Repeals the option for a public children services agency (PCSA) to employ a family service plan for any child for whom the PCSA provides in-home services under an alternative response to a child abuse or neglect report.

Until January 1, 2023, maintains the permissive authority of a PCSA or PCPA to include a supplement plan for locating a permanent family placement to a case plan, but limits the authority to apply only with respect to case plans for children in temporary custody.

**R.C. 2151.412**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

Effective January 1, 2023, replaces the permissive authority with a mandate that the PCSA or PCPA include a permanency plan in the case plans for all children in temporary custody.

Same as the Executive.

Requires the services under the permanency plan to be provided concurrently with the efforts at family reunification.

Same as the Executive.

Requires the ODJFS Director to adopt case plan rules for the concurrent provision of services to achieve permanency for a child in temporary custody.

Same as the Executive.

**Fiscal effect: It appears that some concurrent planning is practiced by most PCSAs now. However, PCSAs' costs might increase depending on how current practices compare to rules adopted.**

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

**JFSCD32 Kinship caregiver placement efforts**

**R.C. 2151.416, 2151.4115-2151.4122**

**R.C. 2151.416, 2151.4115-2151.4122**

Requires PCSAs and private child placing agencies (PCPAs) with temporary custody of a child or a child placed in a planned permanent living arrangement to make intensive efforts to identify potential kinship caregivers using certain search technology.

Same as the Executive.

Requires, at every court hearing involving a child described above, that the court review all of the following regarding a PCSA's or PCPA's efforts to locate appropriate and willing kinship caregivers for the child:

Same as the Executive.

(1) Whether the child is currently receiving care from a kinship caregiver.

(1) Same as the Executive.

(2) What efforts the agency has taken to locate kinship caregivers since the previous hearing.

(2) Same as the Executive.

Executive

In House Finance

(3) Whether any previous order of the court that deemed further intensive efforts to find kinship caregivers unnecessary should remain in effect.

(3) Same as the Executive.

Requires a PCSA or PCPA to include a summary of its efforts to find an appropriate and willing kinship caregiver for a child as part of the semiannual administrative review of the child's case plan, unless a court has determined such efforts unnecessary.

Same as the Executive.

Allows a court to issue an order determining that a child's current placement is in the child's best interest and that further intensive efforts at finding kinship caregivers are unnecessary if all of the following conditions are met:

Same as the Executive.

(1) The child has been in a stable home environment for the past 12 consecutive months.

(1) Same as the Executive.

(2) The current caregivers are interested in permanently caring for the child.

(2) Same as the Executive.

(3) Removal would be detrimental to the child.

(3) Same as the Executive.

Provides that current caregivers of a child will be considered to have a kin relationship with a child and equal standing with relatives regarding permanency if a court has determined that the child's current placement is in the child's best interest and that intensive efforts to find kinship caregivers are unnecessary.

Same as the Executive.

Permits a court to excuse a PCSA or PCPA from considering a child's family member as a permanent placement option for the child if the family member has failed to show interest within six months of receiving notice of the child's placement in the temporary care of the PCSA or PCPA.

Same as the Executive.

Executive

In House Finance

Provides that nothing in these provisions prevents a PCSA or PCPA from continuing to search for an appropriate kinship caregiver.

Same as the Executive.

**Fiscal effect: These changes may result in additional costs to courts if it requires additional time to conduct a hearing. PCSAs may experience additional costs to conduct the required search and to include summaries of these efforts. However, some searches for kin are currently conducted.**

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

JFSCD28 Foster care and adoption home study assessors

R.C. 3107.014

Adds the following individuals to those qualified to perform foster care and adoption home studies:

No provision.

(1) Current and former PCSA caseworkers.

(1) No provision.

(2) Current PCSA caseworker supervisors.

(2) No provision.

(3) An individual with a master's degree in social work or a related field who is in a human-services-related occupation and been employed for at least two years.

(3) No provision.

**Fiscal effect: Possible increase in training costs if agencies use newly qualified persons to conduct additional home studies.**

JFSCD24 Removes gender for who may adopt

R.C. 3107.03

Changes a reference regarding persons who may adopt a child from "husband and wife" to "legally married couple."

No provision.

**Fiscal effect: None.**

Executive

In House Finance

**JFSCD26 Notification for sibling of adopted person**

**R.C. 3107.11, 3107.15**

Permits an adopted person's legal parents to be notified that the adopted person's sibling has been placed into out-of-home care after an adoption has been finalized.

Defines "sibling," for the purposes of notification, as a former biological sibling, former legal sibling, or any person who would have been considered a sibling if not for the termination of parental rights due to the adoption.

**Fiscal effect: Minimal costs to provide the required notification.**

**R.C. 3107.11, 3107.15**

Same as the Executive.

Same as the Executive.

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

**JFSCD30 Kinship guardianship assistance payments**

**R.C. 3119.01, 5101.141, 5101.1411, 5101.1415-5101.1417, 5101.802, 5107.01, 5153.163**

Requires the ODJFS Director to submit amendments to the state Title IV-E plan to make federal kinship guardianship assistance (KGA) available on behalf of a child to relatives, and to any relative on behalf of a kinship guardianship young adult, within nine months after the effective date of the bill.

Requires the state plan amendments to be implemented within 15 months after the effective date of the bill if certain conditions are met.

Allows a PCSA to enter into an agreement with a child's relative to provide state KGA if funds are available and certain conditions are met.

Requires implementation of state KGA no later than 15 months after the bill's effective date if the amended state plan for federal KGA (described above) is approved.

**R.C. 3119.01, 5101.141, 5101.1411, 5101.1415-5101.1417, 5101.802, 5107.01, 5153.163**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

Authorizes the PCSA that held custody of a child immediately prior to a court granting legal custody or guardianship to the child's relative to enter into a state KGA agreement with the relative.

Same as the Executive.

Requires state KGA be provided consistent with the state KGA agreement and subjects state KGA to annual redetermination of need.

Same as the Executive.

Allows kinship caregivers to participate in the Kinship Permanency Incentive Program under current law if the kinship caregiver is not receiving federal KGA for a kinship guardianship young adult or state KGA.

Same as the Executive.

Repeals requirements governing PCSA placement of children with special needs determined impossible to adopt and the duty to periodically re-determine and report the child's status to ODJFS.

Same as the Executive.

Excludes federal and state KGA from the definition of gross income for child support purposes.

Same as the Executive.

Allows for specified relatives receiving federal or state KGA to participate in Ohio Works First if other conditions are also met.

Same as the Executive.

**Fiscal effect: ODJFS requested about \$5 million during the biennium for this provision. The state's investment will be matched with Title IV-E funding which will provide additional federal resources to help meet the needs of kin guardians. Additionally, the KGA program will offset some foster care costs by reducing placement days.**

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

Executive

In House Finance

**JFSCD34 Determination of unemployment benefit rights**

**R.C. 4141.01**

Eliminates from consideration, during the first phase of application for unemployment compensation, whether the claimant is disqualified for reasons relating to why the claimant is unemployed, and delays this change until July 1, 2022. (This change does not eliminate the requirement that, to qualify for benefits, a claimant must not have separated from work for a disqualifying reason. That requirement continues to apply in the second phase of applications, when the claimant actually files for benefits each week.)

No provision.

**Fiscal effect: None.**

**JFSCD33 Unemployment compensation confidentiality**

**R.C. 4141.21, 4141.22**

Requires information maintained by the Unemployment Compensation Review Commission or furnished to the Commission by an employer or employee be confidential and inadmissible (with one exception) in cases unrelated to the Unemployment Compensation Law.

**R.C. 4141.21, 4141.22**

Same as the Executive.

Prohibits, unless permitted under continuing law, a person from disclosing any information maintained by the Commission or furnished to the Commission by employers or employees under the Unemployment Compensation Law.

Same as the Executive.

Prohibits a current or former Commission employee from divulging, except to specific entities during the course of employment, employer business operation information maintained by or furnished to the ODJFS Director or the Commission.

Same as the Executive.

**Executive**

**In House Finance**

Disqualifies a person who violates the prohibitions from receiving an appointment or employment with the Commission, in addition to the current law disqualification of appointments or employment from the ODJFS Director, a county family services agency, the Commission, or a workforce development agency.

Same as the Executive.

**Fiscal effect: None.**

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

**JFSCD35 SharedWork Ohio**

**R.C. 4141.51, 4141.53, 4141.55**

**R.C. 4141.51, 4141.53, 4141.55**

Reduces the time the ODJFS Director may approve or deny a shared work plan and notify the employer of the determination from 30 days to 10 days.

Same as the Executive.

Requires, to the extent allowed under federal law, any portions of compensation paid under the SharedWork Ohio Program to be charged to the mutualized account and not the participating employer's account during any period that compensation is being reimbursed under federal law, rather than only under the Layoff Prevention Act of 2012.

Same as the Executive.

Increases the maximum allowed percentage an individual's workweek can be reduced in order to participate in the SharedWork Ohio program from 50% to 60%.

Same as the Executive.

**Fiscal effect: The mutual account within the Unemployment Compensation Insurance Fund is not part of the state treasury, so charging additional benefits to this account will pose no cost to the state.**

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

Executive

In House Finance

**JFSCD40 Voluntary participation agreements**

**R.C. 5101.1412, 2151.451-2151.453**

Rewords the mandate for ODJFS or its representative to seek judicial determination regarding an emancipated young adult’s (EYA's) best interest to “petition the court for and obtain a judicial determination,” rather than “seek approval from the court.”

Explicitly associates petitioning and obtaining that determination with maintaining the EYA's Title IV-E eligibility.

Changes the annual court determination requirement regarding reasonable efforts to finalize a permanency plan for EYA independence to remove the focus on a permanency plan that addresses only ODJFS’ or its representative’s efforts to prepare the EYA for independence.

Eliminates the remedy that an EYA loses eligibility for continued care and placement with ODJFS or its representative under a voluntary participation agreement (VPA) if a court determines 180 days after the VPA becomes effective that the placement does not serve the person's best interest.

Requires federal payments for foster care be suspended if the best interest and reasonable efforts determinations are not timely made.

Revises elements of the permanency plan determination that a court must make, as follows:

(1) 12 months after the VPA's effective date (instead of 12 months after the date it is signed as current law states).

(2) At least once every 12 months after the first determination, rather than simply “annually.”

**R.C. 5101.1412, 2151.451-2151.453**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

Executive

In House Finance

(3) Characterizes the determination as concerning that ODJFS or its representative made reasonable efforts (instead of the passive "whether reasonable efforts have been made" as current law states) to finalize a permanency plan to prepare the EYA for independence.

(3) Same as the Executive.

Expands the juvenile courts that may exercise jurisdiction over an EYA receiving federal foster care payments to include the court of the county the EYA resided in when the EYA's custody, planned permanent living arrangement, or care and placement terminated (current law only gives jurisdiction to the juvenile court of the county the EYA resides in).

Same as the Executive.

**Fiscal effect: Requires federal payments for foster care be suspended if the best interest and reasonable efforts determinations are not timely made. These changes will allow an EYA to continue to receive funds in cases where the best interest ruling is not received in a timely manner. Currently, if the ruling is not received in time, the EYA is removed from the program and loses title-IV eligibility. This change would allow the EYA to remain in the program and receive support through GRF.**

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

JFSCD29 Post Adoption Special Services Subsidy

R.C. 5101.1418, 5153.163

Recodifies, and then transfers to ODJFS from PCSAs the operation of the post adoption special services subsidy (PASSS), which provides assistance on behalf of an adopted child with a physical or developmental disability or mental or emotional condition, whose parents cannot afford the care the child needs.

R.C. 5101.1418, 5153.163

Same as the Executive.

Makes the following changes to PASSS, in addition to the recodification and transfer:

Same as the Executive.

**Executive**

**In House Finance**

(1) Permits ODJFS to contract with another person to carry out the PASSS duties.

(1) Same as the Executive.

(2) Uses the terms “disabled” and “disability” instead of “handicapped” or “handicap” for the PASSS program.

(2) Same as the Executive.

(3) Prohibits PASSS payments from being made on behalf of (a) any person, 18 or older, beyond the end of the school year during which the person turned 18, or (b) a mentally or physically disabled person who is 21 or older.

(3) Same as the Executive.

(4) Requires the ODJFS Director to adopt rules by July 1, 2022, under R.C. Chapter 119, to implement the recodified PASSS. The rules must establish the application process for the PASSS payments; standards for determining the children who qualify to receive PASSS payments; the method of determining the amount, duration, and scope of services provided to a child; the method of transitioning the PASSS program from PCSAs to ODJFS; and any other rule, requirement, or procedure JFS considers appropriate for the implementation of this section.

(4) Same as the Executive.

Requires ODJFS to implement the recodified PASSS program no later than July 1, 2022.

Same as the Executive.

**Fiscal effect: ODJFS could realize minimal rule promulgation costs.**

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

**JFSCD38 Ohio Commission on Fatherhood**

**R.C. 5101.34, 5101.805, 5101.80, 5101.801, conforming changes in 3125.18, 5101.35, 5153.16**

Codifies the authority of the Ohio Commission on Fatherhood to recommend the ODJFS Director provide funds to fatherhood programs in the state that meet at least one of the four purposes of the Temporary Assistance for Needy Families Block Grant.

No provision.

Executive

In House Finance

**Fiscal effect: None. This would establish the Commission as an ongoing TANF funded program.**

**JFSCD46 Elderly Simplified Application Project**

No provision.

**R.C. 5101.545**

Requires the ODJFS Director to submit an application to the U.S. Department of Agriculture for participation in the Elderly Simplified Application Project within the Supplemental Nutrition Assistance Program (SNAP).

**Fiscal effect: There would be an increase in state and local administrative costs if participation in the project results in additional SNAP applicants and participants.**

**JFSCD50 TANF Spending Plan**

No provision.

**R.C. 5101.806, 107.03**

Requires ODJFS to submit a TANF spending plan to the Governor not later than November 1st of each even-numbered year describing the anticipated spending of the TANF Block Grant funds for the next fiscal biennium.

No provision.

Requires the Governor to submit this spending plan to the General Assembly as an appendix to the Governor's budget.

No provision.

Requires ODJFS to submit an updated TANF spending report to the chairpersons of standing committees of the House of Representatives and Senate designated by the Speaker of the House of Representatives and the President of the Senate by July 30 of each even-numbered year.

No provision.

Permits the chairpersons of the standing committees to call the ODJFS Director to testify about the TANF spending plan.

**Fiscal effect: Minimal.**

Executive

In House Finance

JFSCD47 Online training for foster caregivers

No provision.

R.C. 5103.031, 5103.0316

Repeals the statutory specification that up to 20% of a prospective foster caregiver's preplacement training may be provided online.

No provision.

Requires ODJFS to adopt rules regarding the amount of preplacement and continuing training hours that may be completed online for prospective and existing foster caregivers.

**Fiscal effect: ODJFS could realize a minimal increase in costs to adopt rules. Any other impact will depend on the rules adopted.**

JFSCD43 Background checks for institutions and associations

R.C. 5103.0310

Applies the requirement that an institution or association (a public or private organization, society, association, or agency that receives or cares for children for two or more consecutive weeks) obtain certain background information before employing a person so that it also applies:

R.C. 5103.0310

Same as the Executive.

(1) Before engaging any subcontractor, intern, or volunteer, if the institution or association is a residential facility.

(1) Same as the Executive.

(2) Before hiring a person or engaging a subcontractor, intern, or volunteer, who will have access to children, if the institution or association is not a residential facility.

(2) Same as the Executive.

Makes the following changes to what the institution or association must do to complete the background check requirement:

Same as the Executive.

(1) "Obtain," rather than "conduct," a search of the U.S. Department of Justice national sex offender public website.

(1) Same as the Executive.

Executive

In House Finance

(2) "Obtain," rather than "request," a summary report of the search of the uniform statewide automated child welfare information system.

(2) Same as the Executive.

Requires an institution or association to conduct the background check for a person, subcontractor, intern, or volunteer if one has not already been conducted by the bill's effective date.

Same as the Executive.

Permits an institution or association to refuse to employ a person or engage a subcontractor, intern, or volunteer based solely on the background check.

Same as the Executive.

**Fiscal effect: Possible increase in costs to publicly operated organizations that may have to conduct additional background checks.**

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

**JFSCD37 Head Start Program definition**

**R.C. 5104.01**

Changes the definition of "Head Start Program" for the purposes of the law governing the licensure and regulation of child care providers, to be a school readiness program rather than a comprehensive child development program.

**R.C. 5104.01**

Same as the Executive.

**Fiscal effect: None.**

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

**JFSCD39 Type A family day-care homes**

**R.C. 5104.017**

Eliminates the requirement that ODJFS include standards for preparing and distributing a roster of parents, guardians, and custodians, in rules governing the operation of type A family day-care homes.

**R.C. 5104.017**

Same as the Executive.

Removes an existing law reference to school-age type A family day-care homes.

Same as the Executive.

Executive

In House Finance

**Fiscal effect: None.**

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

**JFSCD42 Child care resource and referral services**

**R.C. 5104.07**

Removes the requirement that the ODJFS Director adopt rules for funding child care resource and referral organizations. Requires instead the Director to include the topics previously included in rules into the statewide plan for child care resources and referral services, which ODJFS is required to complete under existing law.

**R.C. 5104.07**

Same as the Executive.

Removes the requirement that child care resource and referral service organizations receiving funds from ODJFS that enter into contracts with various entities do so in accordance with rules.

Same as the Executive.

**Fiscal effect: None.**

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

**JFSCD49 Step Up to Quality ratings**

No provision.

**R.C. 5104.29**

Eliminates current law that specifies the percent of licensed child care programs required to be rated in the third tier or higher of ODJFS's Step Up to Quality Program by a certain date (including 60% by June 30, 2021 and 80% by June 30, 2023), but maintains the requirement that all programs be rated in the third tier or higher by June 30, 2025.

**Fiscal effect: Possible savings for ODJFS if some providers wait longer to improve their rating. (Providers receive higher payments depending on their rating for providing publicly funded child care).**

Executive

In House Finance

**JFSCD36 Publicly funded child care eligibility and part-time program reference**

**R.C. 5104.34**

Requires that the eligibility period for publicly funded child care (PFCC) lasts at least 12 months.

Allows a caretaker parent that is no longer employed or participating in a program of education or training during the time their children receive PFCC to continue to receive PFCC for at least three months, rather than up to 13 weeks.

Removes an obsolete reference to part-time child care programs participating in the Step Up to Quality program.

**Fiscal effect: Implementing this change may result in a one-time extension of the redetermination date for each family, which could extend benefit payments for some families during this period. According to ODJFS, this will align the child care eligibility period with certain other programs.**

**R.C. 5104.34**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

**JFSCD48 Caseworker in-service training**

No provision.

**R.C. 5153.122, 5153.124**

Requires the ODJFS Director to adopt rules to establish additional circumstances under which a PCSA executive director may waive portions of in-service training requirements for caseworkers.

**Fiscal effect: Minimal.**

**JFSCD1 County Administrative Funds**

**Section: 307.20**

Permits GRF line item 600521, Family Assistance - Local, to be used by CDJFSs to administer food assistance and disability assistance programs.

**Section: 307.20**

Same as the Executive.

**Executive**

**In House Finance**

Permits GRF line item 655522, Medicaid Program Support - Local, to be used by CDJFSs to administer the Medicaid Program and the State Children's Health Insurance Program.

Same as the Executive.

Allows the ODJFS Director to request the OBM Director to transfer appropriations between line item 600521, Family Assistance - Local and line item 655522, Medicaid Program Support - Local Transportation.

Same as the Executive.

Allows the ODJFS Director to request the OBM Director to transfer appropriations between line item 655523, Medicaid Program Support - Local Transportation and line item 655522, Medicaid Program Support - Local.

Same as the Executive.

Requires the ODJFS Director to request the OBM Director to authorize expenditures in excess of the amounts appropriated from Fund 3F01, the Medicaid Program Support Fund, and Fund 3840, the Supplemental Nutrition Assistance Program Fund, if receipts credited to those funds exceed the amounts appropriated, and appropriates those amounts upon approval of the OBM Director.

Same as the Executive.

**JFSCD2 Name of Food Stamp Program**

**Section: 307.30**

Specifies that the ODJFS Director is not required to amend rules regarding the Food Stamp Program to change the name to the Supplemental Nutrition Assistance Program (SNAP).

**Section: 307.30**

Same as the Executive.

Allows the ODJFS Director to refer to the program as the Food Stamp Program, the Supplemental Nutrition Assistance Program, or the Food Assistance Program in ODJFS's rules and documents.

Same as the Executive.

Executive

In House Finance

**JFSCD3 Ohio Association of Food Banks**

**Section: 307.40**

Earmarks a total of \$22,050,000 in each fiscal year for the Ohio Association of Food Banks from GRF line item 600410, TANF State Maintenance of Effort; DPF Fund 4A80 line item 600658, Public Assistance Activities; and FED Fund 3V60 line item 600689, TANF Block Grant.

Requires this earmark to be used to purchase and distribute food products, support Innovative Summer Meals programs for children, provide SNAP outreach and free tax filing services, and provide capacity building equipment for food pantries and soup kitchens.

Requires the ODJFS Director to provide funds for the Ohio Association of Food Banks in an amount not less than \$24,550,000 in each fiscal year. Specifies that this amount includes the \$22,050,000 in each fiscal year specified above.

Requires ODJFS to count eligible nonfederal expenditures made by member food banks of the Ohio Association of Food Banks toward TANF maintenance of effort (MOE) requirements and to enter into an agreement with the Ohio Association of Food Banks to carry out the requirements under this section.

**Section: 307.40**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

**JFSCD4 Food Assistance Transfer**

**Section: 307.50**

Allows the OBM Director, on July 1, 2021 or as soon as possible thereafter, to transfer up to \$1,000,000 cash from the Supplemental Nutrition Assistance Program Fund (Fund 3840) to the Food Assistance Fund (Fund 5ES0).

**Section: 307.50**

Same as the Executive.

Executive

In House Finance

**JFSCD5 Public Assistance Activities/TANF MOE**

**Section: 307.60**

Requires that DPF Fund 4A80 line item 600658, Public Assistance Activities, be used by ODJFS to meet the TANF MOE requirements.

Specifies that once the state is assured that it will meet the MOE requirement, ODJFS may use funds from the appropriation item to support public assistance activities.

**Section: 307.60**

Same as the Executive.

Same as the Executive.

**JFSCD6 TANF State Maintenance of Effort**

**Section: 307.70**

Earmarks \$5,000,000 in each fiscal year from GRF line item 600410, TANF State Maintenance of Effort, to the Ohio Alliance of Boys and Girls Clubs, with at least \$75,000 in each fiscal year for the Boys and Girls Club of Massillon.

**Section: 307.70**

Same as the Executive, but increases the amount that must be provided to the Boys and Girls Club of Massillon to at least \$150,000 in each fiscal year.

**JFSCD7 TANF Block Grant**

**Section: 307.80**

Makes the following earmarks in FED Fund 3V60 line item 600689, TANF Block Grant:

(1) Up to \$13,285,000 in each fiscal year to support programs or organizations that provide services that align with the mission and goals of the Governor's Office of Faith-Based and Community Initiatives. (See GOVCD2 for requirement to report its spending of TANF funds)

(2) Up to \$2,000,000 in each fiscal year for the Independent Living Initiative.

(3) No provision.

**Section: 307.80**

Same as the Executive, but makes the following changes (see JFSCD45 for the Kinship Caregiver earmark from this line item):

(1) Same as the Executive.

(2) Same as the Executive.

(3) \$3,000,000 in each fiscal year for the Ohio Parenting and Pregnancy Program.

Executive

In House Finance

(4) Up to \$2,200,000 in each fiscal year for the Ohio Commission on Fatherhood.

(4) Same as the Executive, but increases the earmark to up to \$2,500,000 in each fiscal year.

(5) No provision.

(5) \$2,300,000 in each fiscal year for Open Doors Academy.

(6) Up to \$1,000,000 in each fiscal year for Ohio Children's Trust Fund.

(6) Same as the Executive.

(7) \$1,000,000 in each fiscal year for the Children's Hunger Alliance.

(7) Same as the Executive, but increases the earmark to \$1,175,000 in each fiscal year.

(8) No provision.

(8) \$1,000,000 in each fiscal year for the Waterford Institute.

(9) \$1,000,000 in each fiscal year for Big Brothers Big Sisters of Central Ohio.

(9) Same as the Executive.

(10) \$500,000 in each fiscal year for the Ohio Council of YWCAs.

(10) Same as the Executive, but increases the earmark to \$750,000.

(11) No provision.

(11) \$500,000 in each fiscal year for Ohio YMCA day camps and before and after school programs.

(12) No provision.

(12) \$250,000 in each fiscal year for the Sisters of Charity Foundation of Cleveland.

(13) No provision.

(13) \$250,000 in each fiscal year for Communities In Schools of Ohio.

(14) No provision.

(14) \$250,000 in each fiscal year for Produce Perks Midwest.

(15) \$200,000 in each fiscal year for Marriage Works! Ohio in Dayton.

(15) Same as the Executive.

(16) No provision.

(16) \$200,000 in each fiscal year for the YWCA of Greater Cleveland's Early Learning Center.

Executive

In House Finance

(17) No provision.

(17) \$150,000 in each fiscal year for University Circle Inc. in Cleveland.

(18) No provision.

(18) \$141,200 in each fiscal year for the Somali Community Link housing assistance program.

(19) No provision.

(19) \$110,000 in each fiscal year for University Settlement family assistance programs in the Broadway-Slavic Village neighborhood of Cleveland.

JFSCD45 Kinship Caregiver Program

No provision.

**Section: 307.81**

Earmarks \$10,000,000 in each fiscal year from FED Fund 3V60 line item 600689, TANF Block Grant, to support kinship care. Requires funds to be allocated via formula and requires PCSAs to use funds to provide reasonable and necessary relief of child caring functions so kinship caregivers can provide and maintain a home for a child.

No provision.

Specifies that when the PCSA is designated, the CDJFS must enter into a memorandum of understanding with the PCSA authorizing the expenditure.

No provision.

Requires CDJFSs to incorporate the program into its prevention, retention, and contingency (PRC) plan.

No provision.

Requires the program to include a family stabilization service and a caregiving service. Specifies that for the purpose of the stabilization service, each child living with a kinship caregiver must constitute a PRC assistance group of one. Specifies that for the caregiving service, each assistance group is to include at least a child living with a kinship caregiver and the kinship caregiver.

No provision.

Specifies that the program will end if funding is no longer available and that PCSAs and CDJFSs will not be held responsible

Executive

In House Finance

for payments in such an event.

JFSCD8 Family and Children Services

Section: 307.90, 307.100

Makes the following earmarks in GRF appropriation item 600523, Family and Children Services:

(1) Up to \$3,200,000 in each fiscal year to match eligible federal Title IV-B ESSA funds and federal Title IV-E Chafee funds allocated to public children services agencies (PCSA).

(2) Up to \$25,000,000 in each fiscal year to assist with the expense of providing services to youth requiring support from multiple systems. Allows these funds to be used for youth in the custody of a PCSA, or at risk of entering custody, by custody relinquishment or another mechanism.

(3) Up to \$5,000,000 in each fiscal year for staffing for foster parent recruitment, engagement, and support and up to \$5,000,000 in each fiscal year to strengthen best practices. Requires the ODJFS Director to adopt rules to administer this funding.

(4) Up to \$110,040,010 in each fiscal year for PCSAs, including \$200,000 to each county and the remaining amount distributed to counties using the formula in R.C. 5101.14.

(5) Up to \$8,500,000 in each fiscal year to support the Kinship Care Navigator Program, which may be used to match Title IV-E funds.

Requires counties, that contributed local funds in fiscal year 2019 to the county children services fund, to continue to contribute funds if the state child protective services allocation in FY 2022 and FY 2023 exceeds the amount provided in FY 2019.

Section: 307.90, 307.100

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

Same as the Executive.

Executive

In House Finance

Requires the ODJFS Director to adopt rules, which include a hardship provision, to determine the amount of local funds each county must contribute.

**JFSCD9 Flexible funding for families and children**

**Section: 307.110**

Permits, in collaboration with the county Family and Children First Council, a CDJFS or PCSA that receives an allocation from GRF appropriation items 600523, Family and Children Services, or 600533, Child, Family, and Community Protective Services, to transfer a portion of either or both allocations to a flexible funding pool.

**Section: 307.110**

Same as the Executive.

**JFSCD10 Child, Family, and Community Protection Services**

**Section: 307.120**

Requires that GRF appropriation item 600533, Child, Family, and Community Protection Services, be distributed to CDJFSs.

Requires that CDJFSs use the funds for specified purposes in accordance with the written plan of cooperation entered into under R.C. section 307.983.

**Section: 307.120**

Same as the Executive.

Same as the Executive.

**JFSCD11 Adult Protective Services**

**Section: 307.130**

Requires GRF appropriation item 600534, Adult Protective Services, to be divided equally among the counties.

**Section: 307.130**

Same as the Executive.

Executive

In House Finance

**JFSCD12 Family and Children Activities**

**Section: 307.140**

Requires that DPF Fund 4F10 appropriation item 600609, Family and Children Activities, be used to expend miscellaneous foundation funds and grants to support family and children services activities.

**Section: 307.140**

Same as the Executive.

**JFSCD44 Job and Family Services Program Support**

No provision.

**Section: 307.145**

Earmarks \$150,000 in each fiscal year from GRF appropriation item 600551, Job and Family Services Program Support, for Men's Challenge.

**JFSCD13 Court Appointed Special Advocates**

**Section: 307.150**

Makes the following earmarks in GRF line item 600553, Court Appointed Special Advocates:

(1) Up to \$333,333 in each fiscal year to support administrative costs of existing court-appointed special advocate programs.

**Section: 307.150**

Same as the Executive.

(1) Same as the Executive.

(2) Up to \$666,667 in each fiscal year to establish court-appointed special advocate programs in areas of the state not served by existing programs and to support existing programs.

(2) Same as the Executive.

Earmarks up to \$800,000 in each fiscal year from FED Fund 3950 line item 600616, Federal Discretionary Grants, for training guardians ad litem and court appointed special advocates as well as to conduct a study to demonstrate the impact of court-appointed special advocate volunteers on outcomes for children who are in child welfare custody.

Same as the Executive.

Executive

In House Finance

**JFSCD14 Wendy's Wonderful Kids**

**Section: 307.160**

Earmarks up to \$12,000,000 in each fiscal from GRF line item 600450, Program Operations, FED Fund 3980 line item 600627, Adoption Program - Federal, and FED Fund 3270 line item 600606, Child Welfare, to provide funds to the Dave Thomas Foundation for Adoption to implement the Wendy's Wonderful Kids Program statewide.

**Section: 307.160**

Same as the Executive.

**JFSCD15 Audit Settlements and Contingency Fund**

**Section: 307.170**

Specifies that the ODJFS Audit Settlements and Contingency Fund (Fund 5DM0) may also hold earned federal revenue when the final disposition is unknown.

**Section: 307.170**

Same as the Executive.

Authorizes the OBM Director, upon request of the ODJFS Director, to transfer up to \$21,000,000 from the ODJFS Audit Settlements and Contingency Fund (Fund 5DM0), to the Human Services Projects Fund (Fund 5RY0), on July 1 of each fiscal year.

Same as the Executive.

**JFSCD16 Adoption Assistance Loan**

**Section: 307.180**

Permits ODJFS to use the Adoption Assistance Loan Fund (Fund 5DP0) for the administration of adoption assistance loans pursuant to R.C. 3107.018.

**Section: 307.180**

Same as the Executive.

Appropriates the amounts of any adoption assistance loans.

Same as the Executive.

Executive

In House Finance

**JFSCD17 Early Childhood Education**

**Section: 307.190**

Earmarks up to \$20,000,000 in each fiscal year of DPF Fund 5KTO line item 600696, Early Childhood Education, to:

(1) Achieve the goals described in division (C) of section 5104.29 of the Revised Code.

(2) Support early learning and development programs operating in smaller communities, early learning and development programs that are rated in the Step Up to Quality Program at the third highest tier or higher, or both.

**Section: 307.190**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

**JFSCD18 Victims of Human Trafficking**

**Section: 307.200**

Requires DPF Fund 5GN0 line item 600660, Victims of Human Trafficking, be used to provide treatment, care, rehabilitation, education, housing, and assistance for victims of trafficking in persons.

Specifies that if amounts credited to the Victims of Human Trafficking Fund (Fund 5NG0) exceed amounts appropriated, the ODJFS Director may request the OBM Director to authorize additional expenditures from the fund. Appropriates any additional amounts.

**Section: 307.200**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**JFSCD19 Childrens Crisis Care**

**Section: 307.210**

Requires DPF Fund 5TZ0 line item 600674, Childrens Crisis Care, be provided to children's crisis care facilities, allocated based on the total length of stay or days of care for each child residing in the facility. Specifies that this is determined by calculating the total days each child resides at the crisis care facility, including date of admission, but not day of discharge.

Specifies that a children's crisis care facility may decline to receive such funding.

Requires a children's crisis care facility that accepts such funding to use the funds in accordance with R.C. 5103.13, as well as rule 5101:2-9-36 of the Administrative Code.

**Section: 307.210**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**JFSCD20 Fiduciary and holding account fund groups**

**Section: 307.220**

Requires the Fiduciary Fund Group and Holding Account Fund Group be used to hold revenues until the appropriate fund is determined or until the revenues are directed to the appropriate governmental agency other than ODJFS. Specifies that any ODJFS' refunds or reconciliations received or held by ODM be transferred or credited to the Refunds and Audit Settlement Fund (Fund R012).

Permits the ODJFS Director to request the OBM Director to authorize expenditures from the Support Intercept - Federal Fund (Fund 1920), the Support Intercept - State Fund (Fund 5830), the Food Stamp Offset Fund (Fund 5B60), or the Refunds and Audit Settlements Fund (Fund R012), if receipts credited to these funds exceed appropriations. Appropriates the additional amounts upon approval of the OBM Director.

**Section: 307.220**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**JFSCD21 Federal Unemployment Programs**

**Section: 307.230**

Requires a portion of FED Fund line item 600678, Federal Unemployment Programs, be used to administer fraud identification and prevention efforts in the unemployment program.

**Section: 307.230**

Same as the Executive.

**JFSCD22 Unemployment insurance program improvement**

**Section: 307.240**

Requires ODJFS to make certain system enhancements related to the Unemployment Insurance Program, including to streamline claims processing, enhance adjudication methodology, and secure and implement a new cloud-based tax and benefits system to replace outdated technology.

**Section: 307.240**

Same as the Executive.

**JFSCD51 General Assembly evaluation of publicly funded child care and the Step Up to Quality Program**

No provision.

**Section: 307.250**

Requires a subcommittee or standing committee from each chamber of the 134th General Assembly to evaluate publicly funded child care and the Step Up to Quality Program.

No provision.

Requires each committee to hold hearings and receive testimony, including testimony from the ODJFS Director if requested by the committee.

No provision.

Authorizes each committee to issue a report of its findings and recommendations.

**Fiscal effect: Minimal.**

Executive

In House Finance

**JCRCD1 Operating guidance**

**Section: 309.10**

Requires the Legislative Service Commission to act as fiscal agent for the Joint Committee, and requires that Joint Committee members be paid in accordance with R.C. 101.35.

**Section: 309.10**

Same as the Executive.

**JCRCD2 Operating Expenses**

**Section: 309.10**

Permits the Executive Director of the Joint Committee to certify to the Director of Budget and Management an amount up to the unexpended, unencumbered balance of GRF appropriation item 029321, Operating Expenses, at the end of FY 2021 and FY 2022 to be reappropriated to FY 2022 and FY 2023, respectively, and appropriates those amounts.

**Section: 309.10**

Same as the Executive.

Executive

In House Finance

**JMOCD1 Operating Expenses**

**Section: 313.10**

Requires GRF appropriation item 048321, Operating Expenses, to be used to support expenses related to the Joint Medicaid Oversight Committee (JMOC).

Permits the Executive Director of JMOC to certify to the Director of Budget and Management the amount of the unexpended, unencumbered balance of the appropriation item at the end of FY 2021 and FY 2022 to be reappropriated to FY 2022 and FY 2023, respectively. Reappropriates the amounts certified.

**Section: 313.10**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

JCOCD1 State Council of Uniform State Laws

Section: 315.10

Earmarks up to \$96,305 in FY 2022 and up to \$99,194 in FY 2023 of GRF appropriation item 018321, Operating Expenses, to be used to pay the expenses of the State Council of Uniform State Laws, including membership dues to the National Conference of Commissioners on Uniform State Laws.

Section: 315.10

Same as the Executive.

JCOCD2 Ohio Jury Instructions Fund

Section: 315.10

(1) Requires that the Ohio Jury Instructions Fund (Fund 4030) consist of grants, royalties, dues, conference fees, bequests, devises, and other gifts received for the purpose of supporting the Judicial Conference in its activities as a part of the judicial system of the state as determined by the Judicial Conference Executive Committee.

Section: 315.10

(1) Same as the Executive.

(2) Requires money in the fund to be used to pay expenses incurred by the Conference in performing activities as determined by its Executive Committee.

(2) Same as the Executive.

(3) Appropriates, in FYs 2020 and 2021, respectively, any money accruing to the fund in excess of that year's appropriation.

(3) Same as the Executive.

(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring money from Fund 4030 to any other fund.

(4) Same as the Executive.

Executive

In House Finance

**JSCCD1 State Criminal Sentencing Commission**

**Section: 317.20**

Requires GRF appropriation item 005401, State Criminal Sentencing Commission, to be used for the operation of the State Criminal Sentencing Commission established by R.C. 181.21.

**Section: 317.20**

Same as the Executive.

**JSCCD2 Law-Related Education**

**Section: 317.20**

Requires GRF appropriation item 005406, Law-Related Education, to be distributed directly to the Ohio Center for Law-Related Education to provide continuing citizenship education activities to primary and secondary students, expand delinquency prevention programs, increase activities for at-risk youth, and access additional public and private money for new programs.

**Section: 317.20**

Same as the Executive.

**JSCCD3 Ohio Courts Technology Initiative**

**Section: 317.20**

Requires GRF appropriation item 005409, Ohio Courts Technology Initiative, to be used to fund an initiative by the Supreme Court to facilitate:

- (1) Exchange of information and warehousing of data by and between courts and other justice system partners through the creation of an Ohio Courts Network.
- (2) Delivery of technology services to courts statewide, including the provision of hardware, software, and the development and implementation of educational and training programs for judges and court personnel.
- (3) Operation of the Commission on Technology and the Courts for the promulgation of statewide rules, policies, and uniform

**Section: 317.20**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Executive

In House Finance

standards, and to aid in the orderly adoption and comprehensive use of technology in Ohio courts.

JSCCD4 Attorney Services

Section: 317.20

(1) Requires the Attorney Registration Fund (Fund 4C80) consist of money received by the Supreme Court pursuant to the Rules for the Government of the Bar of Ohio.

(2) Permits the money appropriated to the fund's related DPF appropriation item 005605, Attorney Services, in addition to funding other activities considered appropriate by the Supreme Court, to be used to compensate employees and to fund appropriate activities of the Office of Disciplinary Counsel, the Board of Commissioners on Grievances and Discipline, the Clients' Security Fund, and the Attorney Services Division including the Office of Bar Admissions.

(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.

(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 4C80 to any other fund.

(5) Requires any interest earned on the money in Fund 4C80 to be credited to the fund.

Section: 317.20

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

Executive

In House Finance

**JSCCD5 Court Interpreter Certification**

**Section: 317.20**

(1) Requires the Court Interpreter Certification Fund (Fund 5HT0) consist of money received by the Supreme Court pursuant to Rules 80 through 87 of the Rules of Superintendence for the Courts of Ohio.

(2) Requires money appropriated to the fund's related DPF appropriation item 005617, Court Interpreter Certification, to be used to provide training, to provide the written examination, and to pay language experts to rate, or grade, the oral examinations of those applying to become certified court interpreters.

(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.

(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 5HT0 to any other fund.

(5) Requires any interest earned on the money in Fund 5HT0 to be credited to the fund.

**Section: 317.20**

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

**JSCCD6 Civil Justice Grant Program**

**Section: 317.20**

(1) Requires the Civil Justice Program Fund (Fund 5SP0) consist of \$50 voluntary donations made as part of the biennium attorney registration process, and \$150 of the pro hac vice fees for out-of-state attorneys pursuant to Government of the Bar Rules amendments.

(2) Requires any money appropriated to the fund's related DPF appropriation item 005626, Civil Justice Grant Program, to be used for grants to not-for-profit organizations and agencies

**Section: 317.20**

(1) Same as the Executive.

(2) Same as the Executive.

Executive

In House Finance

dedicated to providing civil legal aid to underserved populations, to fund innovative programs directed at this purpose, and to increase access to judicial services to that population.

(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.

(3) Same as the Executive.

(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 5SP0 to any other fund.

(4) Same as the Executive.

(5) Requires any interest earned on the money in Fund 5SP0 to be credited to the fund.

(5) Same as the Executive.

JSCCD10 Grants and Awards

Section: 317.20

Section: 317.20

(1) Requires the Grants and Awards Fund (Fund 5T80) consist of grants and other money awarded to the Supreme Court by the State Justice Institute, the Division of Criminal Justice Services, or other entities, and that the grant or award be used in a manner consistent with the purpose of the grant or award.

(1) Same as the Executive.

(2) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.

(2) Same as the Executive.

(3) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 5T80 to any other fund.

(3) Same as the Executive.

(4) Requires any interest earned on money in the fund to be transferred or credited to the GRF.

(4) Same as the Executive.

Executive

In House Finance

JSCCD7 Judiciary/Supreme Court Education

Section: 317.20

(1) Requires the Judiciary/Supreme Court Education Fund (Fund 6720) consist of fees paid for attending judicial and public education on the law, reimbursement of costs for judicial and public education on the law, and other gifts and grants received for the purpose of judicial and public education on the law.

(2) Requires any money appropriated to the fund's related DPF appropriation item 005601, Judiciary/Supreme Court Education, to be used to pay expenses for judicial education courses for judges, court personnel, and those who serve the courts, and for public education on the law.

(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.

(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 6720 to any other fund.

(5) Requires any interest earned on the money in Fund 6720 to be credited to the fund.

Section: 317.20

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

JSCCD8 County Law Library Resources Boards

Section: 317.20

(1) Requires that the Statewide Consortium of County Law Library Resources Boards Fund (Fund 5JY0) consist of money deposited pursuant to R.C. 307.515 into a county's law library resources fund and forwarded by that county's treasurer for deposit in the state treasury pursuant to R.C. 3375.481.

(2) Requires that any money appropriated to the fund's related FID appropriation item 005620, County Law Library Resources

Section: 317.20

(1) Same as the Executive.

(2) Same as the Executive.

**Executive**

**In House Finance**

Boards, to be used for the operation of the Statewide Consortium of County Law Library Resources Boards.

(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.

(3) Same as the Executive.

(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 5JY0 to any other fund.

(4) Same as the Executive.

(5) Requires any interest earned on the money in Fund 5JY0 to be credited to the fund.

(5) Same as the Executive.

**JSCCD9 Federal Grants**

**Section: 317.20**

**Section: 317.20**

(1) Requires the Federal Grants Fund (Fund 3J00) consist of grants and other money awarded to the Supreme Court by the federal government or other entities that receive the money directly from the federal government and distribute that money to the Supreme Court.

(1) Same as the Executive.

(2) Requires that money appropriated to the fund's related FED appropriation item 005603, Federal Grants, be used in a manner consistent with the purpose of the grant or award.

(2) Same as the Executive.

(3) Appropriates additional amounts as determined necessary by the Administrative Director of the Supreme Court.

(3) Same as the Executive.

(4) Prohibits the Director of Budget and Management or the Controlling Board from transferring any of the money in Fund 3J00 to any other fund.

(4) Same as the Executive.

(5) Requires any interest earned on the money in Fund 3J00 to be credited or transferred to the GRF.

(5) Same as the Executive.

Executive

In House Finance

JSCCD11 Probation Workload Study Committee

(1) No provision.

**Section: 725.10**

(1) Creates the Probation Workload Study Committee within the Ohio Supreme Court to study and discuss probation caseload principles, education standards for probation officers, workload capacity principles, and any additional subjects the Study Committee determines to be relevant.

(2) No provision.

(2) Requires the Study Committee to consist of nine members: three appointed by the Chief Justice, three appointed by the Executive Director of the Ohio Judicial Conference, and three appointed by the President of the Ohio Chief Probation Officers Association.

(3) No provision.

(3) Prohibits members of the Study Committee from receiving compensation for their service or reimbursement for expenses incurred through participation.

(4) No provision.

(4) Requires the Study Committee to provide its recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by December 31, 2021.

**Fiscal effect: Potential increase in administrative support expenses for the Ohio Supreme Court and the Ohio Judicial Conference.**

Executive

In House Finance

**LECCD1 Cash transfers to the Lake Erie Protection Fund**

**Section: 319.10**

(1) Permits the Director of Budget and Management, on July 1 of each fiscal year, or as soon as possible thereafter, to transfer up to \$25,000 from each of the following funds to the Lake Erie Protection Fund (Fund 4C00):

(a) Environmental Protection Fund (Fund 5BC0) used by the Ohio Environmental Protection Agency.

(b) Pesticide, Fertilizer and Lime Fund (Fund 6690) used by the Department of Agriculture.

(c) General Operations Fund (Fund 4700) used by the Department of Health.

(d) Program Support Fund (Fund 1570) used by the Department of Natural Resources.

(2) Permits the Director of Budget and Management, on July 1 of each fiscal year, or as soon as possible thereafter, to transfer \$25,000 from a fund used by the Development Services Agency and as specified by the Director of Development Services, to Fund 4C00.

(3) Permits the Director of Budget and Management, on July 1 of each fiscal year, or as soon as possible thereafter, to transfer \$25,000 from a fund used by the Department of Transportation and as specified by the Director of Transportation, to Fund 4C00.

(4) Permits Fund 4C00 to accept contributions and transfers made to the fund.

**Section: 319.10**

(1) Same as the Executive, but requires Controlling Board approval.

(a) Same as the Executive.

(b) Same as the Executive.

(c) Same as the Executive.

(d) Same as the Executive.

(2) Same as the Executive, but requires Controlling Board approval.

(3) Same as the Executive, but requires Controlling Board approval.

(4) Same as the Executive.

Executive

In House Finance

LECCD2 H2Ohio Fund

Section: 319.10

Permits the Director of the Lake Erie Commission to certify to the Director of Budget and Management, on July 1, 2022, or as soon as possible thereafter, an amount up to the unexpended, unencumbered balance of DPF Fund 6H20 appropriation item 780604, H2Ohio, at the end of FY 2022 to be reappropriated in FY 2023, and reappropriates that amount.

Section: 319.10

Same as the Executive.

Executive

In House Finance

**JLECD1 Legislative Ethics Committee**

**Section: 321.10**

Permits the Legislative Inspector General of the Committee to certify to the Director of Budget and Management an amount up to the unexpended, unencumbered balance of GRF appropriation item 028321, Legislative Ethics Committee, at the end of FY 2021 and FY 2022 to be reappropriated to FY 2022 and FY 2023, respectively, and reappropriates those amounts.

**Section: 321.10**

Same as the Executive.

Executive

In House Finance

**LSCCD1 Operating Expenses**

**Section: 323.20**

No provision.

Authorizes the Director of LSC to certify to the Director of OBM an amount up to the unexpended, unencumbered balance of GRF appropriation item 035321, Operating Expenses, at the end of FY 2021 and FY 2022 to be reappropriated to FY 2022 and FY 2023, respectively, and reappropriates those amounts.

**Section: 323.20**

Earmarks \$6,000 in each fiscal year from GRF appropriation item 035321, Operating Expenses, to cover expenses the Ohio Aerospace and Aviation Technology Committee (OAATC) incurs in carrying out its responsibilities.

Same as the Executive.

**LSCCD2 Legislative Task Force on Redistricting**

**Section: 323.20**

Reappropriates an amount equal to the unexpended, unencumbered portion of GRF appropriation item 035407, Legislative Task Force on Redistricting, at the end of FY 2021 and FY 2022 for the same purpose in FY 2022 and FY 2023, respectively.

**Section: 323.20**

Same as the Executive.

**LSCCD3 Legislative Information Systems**

**Section: 323.20**

Authorizes the Director of LSC to certify to the Director of OBM an amount up to the unexpended, unencumbered balance of GRF appropriation item 035410, Legislative Information Systems, at the end of FY 2021 and FY 2022 to be reappropriated to FY 2022 and FY 2023, respectively, and reappropriates those amounts.

**Section: 323.20**

Same as the Executive.

Executive

In House Finance

**LSCCD4    Litigation**

**Section:    323.20**

Requires that GRF appropriation item 035501, Litigation, be used for any lawsuit in which the General Assembly is a party.

Requires the Chairperson and Vice-chairperson of LSC to both approve the use of funds from 035501.

Reappropriates an amount equal to the unexpended, unencumbered balance of 035501 at the end of FY 2021 and FY 2022 for the same purpose in FY 2022 and FY 2023, respectively.

**Section:    323.20**

Same as the Executive.

Same as the Executive.

**Executive**

**In House Finance**

**LIBCD1 Ohioana Library Association**

**Section: 325.20**

Earmarks \$180,000 in each fiscal year of GRF appropriation item 350401, Ohioana Library Association, for the operating expenses of the Martha Kinney Cooper Ohioana Library Association.

Specifies that the remainder of the appropriation be used to pay the rental expenses of the Martha Kinney Cooper Ohioana Library Association.

**Section: 325.20**

Same as the Executive.

Same as the Executive.

**LIBCD2 Regional Library Systems**

**Section: 325.20**

Requires that GRF appropriation item 350502, Regional Library Systems, be used to support regional library systems.

**Section: 325.20**

Same as the Executive.

**LIBCD3 Ohio Public Library Information Network (OPLIN)**

**Section: 325.20**

Requires that DPF Fund 4S40 appropriation item 350604, Ohio Public Library Information Network, be used for an information telecommunications network linking public libraries in the state.

Permits the OPLIN Board of Trustees to make decisions regarding the use of the appropriation.

Requires the OPLIN Board to research and assist local libraries with regard to emerging technologies and methods of controlling access to obscene and illegal materials. Requires the OPLIN director to provide written reports related to these efforts upon request.

Requires OPLIN, INFOhio, and OhioLINK to coordinate their purchases of electronic databases.

**Section: 325.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

**Executive**

**In House Finance**

Requires the Director of OBM to transfer \$3,689,788 cash in each fiscal year from the Public Library Fund (Fund 7065) to the OPLIN Technology Fund (Fund 4S40).

Same as the Executive.

**LIBCD4 Library for the Blind**

**Section: 325.20**

Requires that DPF Fund 5GB0 appropriation item 350605, Library for the Blind, be used for the statewide Talking Book Program.

**Section: 325.20**

Same as the Executive.

Requires the Director of OBM to transfer \$1,274,194 cash in each fiscal year from Fund 7065 to the Library for the Blind Fund (Fund 5GB0).

Same as the Executive.

Executive

In House Finance

LCOCD1 COVID-19 Violations and Liquor Permit Premises

No provision.

Section: 743.10

Vacates violations of orders addressing COVID-19 by retail liquor permit holders that occurred between March 14, 2020, and the effective date of the section.

No provision.

Requires the OBM Director, in consultation with the Liquor Control Commission, to determine the amount of any civil or administrative penalties paid by each retail liquor permit holder for each vacated violation and refund those amounts. Appropriates the amounts necessary to make the refunds. Requires the Commission to expunge the record of each violation.

No provision.

Requires that a permitting authority cease disciplinary action initiated against a retail permit holder for violations of an order that occurred between March 14, 2020, and the effective date of the section.

No provision.

Declares that a public health or permitting authority must not take any disciplinary action against a retail liquor permit holder if both of the following apply: (1) the disciplinary action is based on a violation of an order addressing COVID-19 and the violation occurs after the effective date of this section, but before October 1, 2021; and (2) other than violating that order, the retail permit holder operated in compliance with the retail liquor permit holder's liquor permit.

**Fiscal effect: As of early February 2021, LCO had collected approximately \$100,000 in such penalties from retail liquor permit holders, with the amounts being deposited into the GRF. Consequently, there would be a GRF loss of at least this amount for making the refunds required under this provision.**

Executive

In House Finance

**LOTCD5 Prohibition of credit card purchases of lottery tickets**

No provision.

**R.C. 3770.03, 3770.08**

Prohibits a lottery sales agent from accepting a credit card for the purchase of a lottery ticket, with the exception of video lottery terminals at racetracks.

**Fiscal effect: Reduces the number of cashless transactions, and potentially lowers lottery sales and profits.**

**LOTCD1 Operating expenses**

**Section: 329.10**

Authorizes the Controlling Board, at the request of the State Lottery Commission, to authorize additional expenditures in excess of appropriations for operating expenses of the State Lottery Commission from the State Lottery Fund up to a maximum of 10 percent of anticipated total revenue from the sale of lottery products. Appropriates the additional expenditures upon Controlling Board approval.

**Section: 329.10**

Same as the Executive.

**LOTCD2 Direct prize payments**

**Section: 329.10**

Appropriates any amounts, in addition to the amounts appropriated in SLF Fund 7044 appropriation item 950601, Direct Prize Payments, that the Director of the State Lottery Commission determines to be necessary to fund prizes, bonuses, and commissions.

**Section: 329.10**

Same as the Executive.

Executive

In House Finance

**LOTCD3 Annuity prizes**

**Section: 329.10**

Authorizes the Director of Budget and Management, upon the request of the State Lottery Commission, to transfer an amount sufficient to fund deferred prizes from the State Lottery Fund (Fund 7044) to the Deferred Prizes Trust Fund (Fund 8710). Appropriates any amounts, in addition to the amounts appropriated in appropriation item 950602, Annuity Prizes, that the Director of the State Lottery Commission determines to be necessary to fund deferred prizes and interest earnings. Requires the Treasurer of State, from time to time, to credit Fund 8710 the pro rata share of interest earned on invested balances.

**Section: 329.10**

Same as the Executive.

**LOTCD4 Transfers to the Lottery Profits Education Fund**

**Section: 329.10**

Requires the Director of Budget and Management to transfer, contingent upon resources, \$1,234,000,000 in fiscal year 2022 and \$1,263,000,000 in fiscal year 2023, from the State Lottery Fund (Fund 7044) to the Lottery Profits Education Fund (Fund 7017). States that such transfers represent the estimated net income from operations of the Commission in FY 2022 and FY 2023. Requires that the transfers be administered as the statutes direct.

**Section: 329.10**

Same as the Executive.

Executive

In House Finance

**MCDCD6 Nursing facility Medicaid payment rates**

**R.C. 5165.01, 5165.16, 5165.17, 5165.191**

Makes the following changes to the nursing facility Medicaid payment rate formula:

- (1) Clarifies the definition of "inpatient days" to mean all days during which a resident occupies a licensed bed in a nursing facility, instead of a bed that is included in the facility's Medicaid certified capacity;
- (2) Clarifies occupancy rate to mean the percentage of occupied beds that, regardless of payer source, are reserved for use or actually being used;
- (3) Clarifies that, for purposes of eligibility of the critical access incentive payment, the nursing facility's occupancy and utilization rates as of the last day of the calendar year are the rates for the entire cost reporting period;
- (4) For the ancillary and support costs and capital costs components of the payment rate, removes law that requires, for the purpose of determining a nursing facility's occupancy rate, the Ohio Department of Medicaid (ODM) to include any beds that the facility removes from its Medicaid certified capacity, unless the facility also removes the beds from its licensed capacity;
- (5) Requires that rules relating to the resident assessment data nursing facilities must compile must specify any resident assessment data that is excluded from the facility's case mix score, as calculated by ODM.

**R.C. 5165.01, 5165.16, 5165.17, 5165.191**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

Executive

In House Finance

**MCDCD7 Nursing facility quality improvement payments**

**R.C. 5165.15, 5165.151, Repealed: 5165.25 and 5165.26; Section 333.220**

Repeals the nursing facility quality and quality incentive payments and establishes a new temporary quality improvement payment.

Provides a \$50,000,000 add-on in FY 2022 for temporary quality incentive payments.

Provides that for state FY 2022, the nursing facility quality improvement payment is calculated in a manner similar to the repealed quality incentive payment.

Requires, by January 1, 2022, ODM, in consultation with the departments of Aging and Health, to develop and establish quality improvement criteria that will be used to calculate a quality improvement payment for eligible nursing facilities.

Provides that the criteria replace the FY 2022 quality improvement criteria if implemented in that state fiscal year, and that if the criteria are developed after state FY 2022, no quality improvement payments are to be made until the criteria are established.

**R.C. 5165.15, 5165.151, and 5165.26, Repealed: 5165.25**

Replaces the Executive provision with a provision that reinstates the statutory quality incentive payment with the following changes: (1) provides that the payment is for FY 2022 and FY 2023 instead of ending after FY 2021; (2) provides that for FY 2022, a nursing facility's quality points are reduced to zero if its total points are less than the number of points equal to the thirty-third percentile of all nursing facilities; (3) provides that for FY 2023, a nursing facility's quality points are reduced to zero if its total points are less than its total number of points for FY 2022; and (4) specifies how to calculate a nursing facility's quality incentive payment if the facility undergoes a change of operator during state FY 2022 or FY 2023.

Replaces the Executive provision with a provision that Provides a \$108,500,000 add-on in each fiscal year for the quality incentive payments.

No provision.

No provision.

No provision.

Executive

In House Finance

Requires nursing facilities to operate a location in this state with key program staff to be eligible for the quality improvement payments.

No provision.

**Fiscal effect: The budget provides \$170,000,000 all funds in each fiscal year (\$56.0 million in GRF state share in FY 2022 and \$61.0 million in GRF state share in FY 2023) for a replaced quality incentive payment. Additionally, the budget provides \$50,000,000 all funds in each fiscal year (\$16.5 million in GRF state share in FY 2022 and \$18.0 million in GRF state share in FY 2023) to fund an increase to the quality rate.**

**Fiscal effect: The bill increases appropriations to GRF line item 651525, Medicaid Health Care Services, by a total of \$58,500,000 in each fiscal year (\$19,258,000 in FY 2022 and \$21,001,500 in FY 2023 state share).**

MCD37 Quality Incentive Payment Commission

R.C. 5165.261

No provision.

Requires ODM to establish a Nursing Facility Payment Commission consisting of seven nursing facility stakeholders and requires that appointments be made by December 31, 2021.

No provision.

Requires the Commission to analyze the current nursing facility quality incentive payment metrics, nursing facility base rates used to calculate the quality incentive payments, and cost centers for efficacy and, by August 31, 2022, submit a report to the General Assembly with its recommendations and determinations about whether or not they should be changed.

**Fiscal effect: Commission members will serve without compensation. However, if reimbursements are made for necessary related expenses, costs could increase minimally.**

Executive

In House Finance

**MCDCD3 Temporary extension of rebasing**

**Section: 333.240**

Delays ODM's next rebasing until July 1, 2023, notwithstanding current law requiring ODM to conduct a rebasing at least once every five years.

No provision.

**Fiscal effect: The impact will depend on what base year is selected to be used for the rebasing. ODM estimates that delaying will save \$233 million each fiscal year in the next biennium.**

**R.C. 5165.36, Section 333.240**

Replaces the Executive provision (in temporary law) with a provision (in codified law) that requires ODM to conduct its next rebasing by June 30, 2022, using nursing facility calendar year 2019 data.

Earmarks \$50,000,000 in each fiscal year in GRF line item 651525, Medicaid Health Care Services, for ODM to use to pay for rebasing determinations of nursing facilities' Medicaid rates. Requires ODM to prorate these rebasing determinations as needed to stay within this earmark.

**Fiscal effect: The bill increases appropriations to GRF appropriation item 651525 by \$50,000,000 in each fiscal year (\$16,460,000 in FY 2022 and \$17,950,000 in FY 2023 state share).**

**MCDCD8 Special Focus Facility Program**

**R.C. 5165.771**

Modifies the nursing facility Special Focus Facility Program, which requires ODM to terminate a nursing facility's Medicaid participation if the nursing facility is placed on the federal Special Focus Facility (SFF) list and fails to make improvements or graduate from the SFF program within certain periods of time, as follows:

- (1) Requires a nursing facility to take all necessary steps to avoid having its Medicaid participation terminated;
- (2) Provides that technical assistance and quality improvement initiatives to help a nursing facility avoid having its Medicaid participation terminated are available through the Nursing Home Quality Initiative (NHQI) and through a quality improvement

**R.C. 5165.771**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

Executive

In House Finance

organization under the Nursing Home Quality Initiative, instead of requiring the Department of Aging to provide assistance through the NHQI at least four months before ODM would be required to terminate the facility's Medicaid participation;

(3) Permits nursing facilities to appeal, under the Administrative Procedure Act, the length of time a facility is listed on the SFF table, instead of prohibiting any appeals;

(4) Permits the Medicaid Director to adopt rules to provide for an expedited appeal process, notwithstanding the Administrative Procedure Act's time limits.

**Fiscal effect: Any impact will depend on the number of nursing facilities placed on the SFF list.**

(3) Same as the Executive.

(4) Same as the Executive.

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

**MCDCD1 Medicaid waiver component definition**

**R.C. 5166.01**

Specifies that the definition of a "Medicaid waiver component" under existing law does not include services delivered under a prepaid inpatient health plan.

**Fiscal effect: None.**

**R.C. 5166.01**

Same as the Executive.

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

**MCDCD9 Medicaid Health Care Services**

**Section: 333.20**

Requires that GRF appropriation item 651525, Medicaid Health Care Services, not be limited by R.C. 131.33, which requires that unexpended balances of appropriations revert to the funds from which they were made at the end of the appropriation period.

**Section: 333.20**

Same as the Executive.

Executive

In House Finance

**MCDCD10 Lead abatement and related activities**

**Section: 333.30**

Allows the Director of OBM, upon the request of the Medicaid Director, to transfer state share appropriations from GRF appropriation item 651525, Medicaid Health Care Services, to appropriation items in other state agencies for the purposes of lead abatement and related activities. Permits the Director of OBM, if such a transfer occurs, to adjust the federal share of GRF appropriation item 651525, Medicaid Health Care Services, accordingly.

Allows the Medicaid Director to transfer federal funds for these transactions.

Appropriates any transferred amounts.

**Section: 333.30**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**MCDCD32 Positive Education Program Connections**

No provision.

**Section: 333.35**

Requires GRF appropriation item 651426, Positive Education Program Connections, to be used for the Positive Education Program Connections in Cuyahoga County.

**MCDCD11 Hospital Franchise Fee Program**

**Section: 333.40**

Permits the Director of OBM to authorize additional expenditures from appropriation items 651623, Medicaid Services - Federal; 651525, Medicaid Health Care Services, and 651656, Medicaid Services - Hospital Franchise Fee, to implement the programs authorized by R.C. 5168.20 and 5168.28. Appropriates any authorized amounts.

**Section: 333.40**

Same as the Executive.

Executive

In House Finance

**MCDCD5 Hospital Franchise Fee additional appropriations**

**Section: 333.45**

Allows the Medicaid Director to request that the Director of OBM authorize expenditures in excess of the amounts appropriated in DPF Fund 5GF0 appropriation item 651656, Medicaid Services – Hospital Franchise Fee, and Federal Fund 3F00 appropriation item 651623, Medicaid Services – Federal, if additional amounts are necessary due to the COVID-19 public health emergency.

Allows the Director of OBM to authorize excess expenditures by up to \$400.0 million in item 651656 and up to \$1.00 billion in item 651623 in each fiscal year. Appropriates any authorized excess expenditures.

**Section: 333.45**

Same as the Executive.

Same as the Executive.

**MCDCD12 Medicare Part D**

**Section: 333.50**

Permits GRF appropriation item 651526, Medicare Part D, to be used by ODM for the implementation and operation of the Medicare Part D requirements contained in the Medicare Prescription Drug, Improvement, and Modernization Act of 2003.

Permits the Director of OBM, upon the request of ODM, to transfer the state share of appropriations between GRF appropriation items 651525, Medicaid Health Care Services, and 651526, Medicare Part D.

Requires the Director of OBM to adjust the federal share of item 651525, if the state share is adjusted.

Requires ODM to provide notification to the Controlling Board of any such transfers at their next scheduled meeting.

**Section: 333.50**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**MCD29 Brigid's Path Program**

No provision.

**Section: 333.55**

Requires GRF appropriation item 651529, Brigid's Path Program, be distributed to the Brigid's Path Program in Montgomery County.

No provision.

Specifies that if the Medicaid Director files rules to implement a mother baby dyad program under which residential pediatric recovery centers would receive reimbursement for treatment of infants with neonatal abstinence syndrome, upon the rules' effective date or as soon as possible thereafter, the Medicaid Director must certify to the OBM Director the unexpended, unencumbered funds from appropriation item 651529 remaining for FY 2022 and FY 2023.

No provision.

Requires, upon certification, the OBM Director to transfer the remaining appropriation to appropriation item 651525, Medicaid Health Care Services.

**MCD33 Food Farmacy pilot project**

No provision.

**Section: 333.57**

Requires GRF appropriation item 651533, Food Farmacy Pilot Project, to be distributed to the Akron Canton Regional Foodbank to provide comprehensive medical, nutrition, and lifestyle support for food-insecure patients with chronic diseases and their families.

Executive

In House Finance

**MCDCD13 Care Innovation and Community Improvement Program**

**Section: 333.60**

No provision.

**Section: 333.60**

Requires the Medicaid Director to continue the Care Innovation and Community Improvement Program (CICIP) for the FY 2022- FY 2023 biennium and permits any nonprofit hospital agency affiliated with a state university or public hospital agency to volunteer to participate if the agency operates a hospital that has a Medicaid provider agreement.

No provision.

Specifies that participating agencies are responsible for the state share of CICIP's costs and must make or request the appropriate government entity to make intergovernmental transfers to pay for those costs.

No provision.

Requires each participating agency to receive supplemental payments under the Medicaid program for physician and other professional services that are covered by Medicaid and provided to recipients.

No provision.

Permits the Medicaid Director to terminate or adjust the amount of the supplemental payments if funding is inadequate.

No provision.

Requires each participating agency to jointly participate in quality improvement initiatives that align with and advance the goals of ODM's quality strategy required under federal law.

No provision.

Requires the Medicaid Director to maintain a process to evaluate the work done by participating agencies.

No provision.

Requires the Medicaid Director, not later than December 31 each year, to submit a report to the Speaker of the House, the President of the Senate, and the Joint Medicaid Oversight Committee, detailing the efficacy, trends, outcomes, and number of agencies enrolled in CICIP. Requires that the report also specify the total amount of supplemental payments made to

Executive

In House Finance

Allows the Medicaid Director to request the Director of OBM to authorize additional expenditures from the Care Innovation and Community Improvement Program Fund (Fund 5AN0) and the Health Care - Federal Fund (Fund 3F00) if the amounts appropriated and the corresponding federal share are inadequate to make the supplemental payments. Appropriates any authorized additional expenditures.

participating agencies.  
Same as the Executive.

**MCDCD14 Deposits to the Health Care/Medicaid Support and Recoveries Fund**

**Section: 333.70**

Requires the Medicaid Director to deposit into the Health Care Services Support and Recoveries Fund (Fund 5DL0), \$2.5 million cash in each fiscal year from the first installment of assessments and intergovernmental transfers made under the Hospital Care Assurance Program (HCAP) under R.C. 5168.06 and 5168.07.

**Section: 333.70**

Same as the Executive.

**MCDCD15 Health Care/Medicaid Support and Recoveries Fund expenditures**

**Section: 333.80**

Permits the Medicaid Director to request that the Director of OBM authorize expenditures from the Health Care/Medicaid Support and Recoveries Fund (Fund 5DL0) in excess of the amounts appropriated, if receipts credited to the fund exceed the amounts appropriated from the fund. Requires, if additional expenditures are authorized, that the Director of OBM adjust any federal appropriations accordingly. Appropriates authorized amounts and corresponding federal adjustments.

**Section: 333.80**

Same as the Executive.

Executive

In House Finance

**MCDCD16 Cash transfers from the Health Care/Medicaid Support and Recoveries Fund to the Statewide Prevention and Treatment Fund**

**Section: 333.90**

Permits the Director of OBM, upon request of the Medicaid Director, to transfer up to \$2.0 million cash in each fiscal year from the Health Care/Medicaid Support and Recoveries Fund (Fund 5DL0) to the Statewide Prevention Treatment Fund (Fund 4750).

Requires any transferred funds be used to support Centers of Excellence and related activities. Appropriates any transferred funds.

**Section: 333.90**

Same as the Executive.

Same as the Executive.

**MCDCD17 Health Insuring Corporation Class Franchise Fee**

**Section: 333.100**

Permits the Director of OBM, at the request of the Medicaid Director, to authorize expenditures from the Health Insuring Corporation Class Franchise Fee Fund (Fund 5TN0) in excess of the amounts appropriated if receipts credited to the fund exceed appropriations. Requires the Director of OBM to adjust the federal appropriation item identified by the Medicaid Director if additional amounts are authorized. Appropriates any authorized amounts and corresponding federal adjustments.

**Section: 333.100**

Same as the Executive.

**MCDCD18 Hospital Care Assurance Match**

**Section: 333.110**

Permits the Director of OBM, at the request of the Medicaid Director, to authorize additional expenditures from the Health Care Federal Fund (Fund 3F00) if receipts credited to the fund exceed the amounts appropriated for making the HCAP distribution. Appropriates any authorized amounts.

**Section: 333.110**

Same as the Executive.

Executive

In House Finance

Requires that DPF Fund 6510, appropriation item 651649, Medicaid Services – Health Care Assurance Program, be used by ODM for distributing the state share of all HCAP funds to hospitals. Permits the Director of OBM, at the request of the Medicaid Director, to authorize additional expenditures from the Hospital Care Assurance Program Fund (Fund 6510) if receipts credited to the fund exceed the amounts appropriated for the HCAP distributions. Appropriates any authorized amounts.

Same as the Executive.

**MCD19 Refunds and Reconciliation Fund**

**Section: 333.120**

Permits the Director of OBM, at the request of the Medicaid Director, to authorize additional expenditures from the Refunds and Reconciliation Fund (Fund R055) if receipts credited to the fund exceed the amounts appropriated. Appropriates any authorized amounts.

**Section: 333.120**

Same as the Executive.

**MCD28 Medicaid Interagency Pass-Through**

**Section: 333.130**

Permits the Director of OBM, at the request of the Medicaid Director, to authorize expenditures from FED Fund 3G50 appropriation item 651655, Medicaid Interagency Pass-Through, in excess of amounts appropriated. Appropriates any authorized amounts.

**Section: 333.130**

Same as the Executive.

Executive

In House Finance

**MCDCD20 Non-emergency medical transportation**

**Section: 333.140**

Permits the Director of OBM, at the request of the Medicaid Director, to transfer the state share appropriations between GRF appropriation item 651525, Medicaid Health Care Services, in the ODM budget and 655523, Medicaid Program Support - Local Transportation, in the ODJFS budget to ensure access to a non-emergency medical transportation brokerage program. Requires that the Director of OBM adjust the federal share of item 651525 and FED Fund 3F01 appropriation item 655624, Medicaid Program Support - Federal, in the ODJFS budget, accordingly. Requires the Medicaid Director to transmit federal funds it receives for the transaction to Fund 3F01, used by ODJFS.

**Section: 333.140**

Same as the Executive.

**MCDCD21 Public assistance eligibility determination and local program support**

**Section: 333.150**

Permits the Director of OBM, at the request of the Medicaid Director, to transfer up to \$5.0 million in each fiscal year in state share appropriations between GRF appropriation item 651525, Medicaid Health Care Services, in the ODM budget and 655522, Medicaid Program Support - Local, in the ODJFS budget. Requires that the Director of OBM adjust the federal share of item 651525 and FED Fund 3F01 appropriation item 655624, Medicaid Program Support - Federal, in the ODJFS budget, accordingly. Requires the Medicaid Director to transmit federal funds it receives for the transaction to Fund 3F01, used by ODJFS.

**Section: 333.150**

Same as the Executive.

Requires the Medicaid Director to establish criteria for distribution of funds and for county departments of job and family services (CDJFS) to submit allowable expenses.

Same as the Executive.

Executive

In House Finance

Requires CDJFSs to comply with new roles, processes, and responsibilities related to the new eligibility determination system and requires CDJFS to report to ODJFS and ODM how the funds were used.

Same as the Executive.

**MCDCD22 Medicaid payment rates for community behavioral health services**

**Section: 333.160**

Permits ODM to establish Medicaid payment rates for community behavioral health services provided during FY 2022 and FY 2023 that exceed authorized rates paid for the services under the Medicare Program.

**Section: 333.160**

Same as the Executive.

Specifies that this provision does not apply to community behavioral health services provided by hospitals on an inpatient basis, nursing facilities, and intermediate care facilities for individuals with intellectual disabilities.

Same as the Executive.

**Fiscal effect: Any impact will depend on whether ODM chooses to pay these amounts.**

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

**MCDCD38 HCBS waiver rates**

No provision.

**Section: 333.165**

Earmarks \$5,000,000 in each fiscal year in GRF line item 651525, Medicaid Health Care Services, to be used to increase the payment rates during FY 2022 and FY 2023 for adult day care services provided by Medicaid-funded and state-funded providers under the PASSPORT Program.

No provision.

Requires ODM to establish a methodology for calculating the rate increase.

**Fiscal effect: The bill increases the appropriation in GRF line item 651525 by \$5.0 million in each fiscal year (about \$1.8 million in FY 2022 and \$1.7 million in FY 2023 state share).**

Executive

In House Finance

**MCDCD23 Area Agencies on Aging and Medicaid Managed Care**

**Section: 333.170**

Requires ODM, if it expands the inclusion of the aged, blind, and disabled (ABD) eligibility group or dual-eligibles in the care management system during the FY 2022-FY 2023 biennium, to do the following:

(1) Require Area Agencies on Aging (AAA) to be the coordinators of home and community-based services available under Medicaid waiver components that those individuals and the group receive and permit Medicaid managed care organizations (MCOs) to delegate to the agencies full-care coordination functions for those services and other healthcare services those individuals and that group receive; and

(2) Give preference, when selecting managed care organizations to contract with, organizations that will enter into subcapitation arrangements with AAAs under which the agencies are to perform, in addition to other functions, certain network management and payment functions.

**Fiscal effect: Any impact will depend on if ODM chooses to include these populations into the care management system. AAAs currently coordinate services for dual-eligibles participating in MyCare.**

**Section: 333.170**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

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

Executive

In House Finance

**MCDCD24 Work Community Engagement Program - OhioMeansJobs costs**

**Section: 333.180**

Permits the Director of OBM, upon the request of the Medicaid Director, to transfer in each fiscal year state share appropriations between DPF Fund 5DL0 appropriation item 651685, Medicaid Recoveries -Program Support, within ODM, and GRF appropriation item 655425, Medicaid Program Support, within ODJFS. Requires that if any transfer occurs, the Director of OBM adjust federal share appropriations in specified line items, accordingly.

Specifies that any funds provided to ODJFS shall only be used for costs related to transitioning to a new work community engagement program for the Medicaid program as prescribed by the Medicaid Director.

**Section: 333.180**

Same as the Executive.

Same as the Executive.

**MCDCD25 Work Community Engagement Program - county costs**

**Section: 333.190**

Permits the Director of OBM, upon request of the Medicaid Director, to transfer state share appropriations in each fiscal year between GRF appropriation item 651525, Medicaid Health Care Services, used by ODM, and GRF appropriation item 655522, Medicaid Program Support - Local, used by ODJFS. Requires federal shares to be adjusted accordingly if such a transfer occurs.

Requires any increase to be provided to CDJFSs to be used only for costs related to transitioning to a new work and community engagement program under the Medicaid program. Prohibits funds from being used for existing and ongoing operating expenses.

**Section: 333.190**

Same as the Executive.

Same as the Executive.

**Executive**

**In House Finance**

Requires the Medicaid Director to establish criteria for distributing these funds and for CDJFSs to submit allowable expenses.

Same as the Executive.

**MCDCD26 Managed Care Claims Fund**

**Section: 333.200**

Creates the Managed Care Claims Fund in the state treasury, which consists of money that Medicaid MCOs pay to ODM in order for ODM to make payments to providers under the care management system that the organizations are unable to make due to systems issues. Requires moneys in the fund to be used to make such payments.

No provision.

Allows the Medicaid Director to request the Director of OBM to authorize expenditures from the Managed Care Claims Fund and the corresponding federal share from the Health Care Federal Fund (Fund 3F00). Appropriates any requested amounts upon the approval of the Director of OBM.

No provision.

**MCDCD31 Medicaid Health and Human Services**

No provision.

**Section: 333.205**

Requires the Medicaid Director to seek Controlling Board approval before any funds can be expended from DPF Fund 5SA4 line item 651689, Medicaid Health & Human Services.

Executive

In House Finance

**MCDCD27 Voluntary Medicaid Community Engagement Program**

**Section: 333.210**

Requires the Medicaid Director to establish a voluntary community engagement program since the COVID-19 public health emergency created impediments to implementing the Work and Community Engagement Waiver Component under R.C. 5166.37. Requires the voluntary program to be implemented no later than January 1, 2022 and to be available to all medical assistance recipients.

Requires the program to do the following: encourage medical assistance recipients who are working age and able-bodied to work; promote the economic stability, financial independence, and improved health outcomes from work; and provide information about services available under the voluntary program, including an explanation of the importance of work to overall physical and mental health.

Provides that the program is in effect through the FY 2022 – FY 2023 biennium, or until Ohio is able to implement the waiver component under R.C. 5166.37, whichever is sooner.

Requires the Medicaid Director to explore partnerships with education and training providers to increase training opportunities for Medicaid recipients.

**Fiscal effect: ODM will realize costs to establish and implement this program. However, the budget provides the funding to support this.**

**Section: 333.210**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**MCD30 Value-based purchasing supplemental rebate**

No provision.

**Section: 333.215**

Requires ODM to submit to the Centers for Medicare and Medicaid Services a Medicaid state plan amendment to permit ODM to enter into value-based purchasing supplemental rebate agreements with pharmaceutical manufacturers.

No provision.

Requires the amendment to be submitted within 60 days after the section's effective date.

**Fiscal effect: Potential administrative costs related to applying for the state plan amendment. Any other impacts will depend on the agreements entered into.**

**MCD34 Medicaid Cost Assurance Pilot Program**

No provision.

**Section: 333.217**

Establishes the Medicaid Cost Assurance Pilot Program to be available to expansion eligibility group ("Group VIII") enrollees in the care management system during FY 2022 and FY 2023.

No provision.

Enumerates pilot program requirements, including that the program provide Medicaid services to participants at a rate of 95% of current Medicaid MCO capitation rates, use technology in specified ways, develop strategies to assist participants rise above the poverty level for Medicaid eligibility, and include 90-day study periods to determine whether to expand the program.

No provision.

Requires ODM to implement the pilot program initially to a limited population of eligible participants, with future expansion to be determined based on demonstrated success criteria.

No provision.

Requires ODM to select a single managed care entity to begin the program and prescribes criteria for the managed care entity.

Executive

In House Finance

No provision.

Requires, by December 31, 2022, ODM to submit a report to the Speaker of the House of Representatives, the Senate President, and JMOC members outlining clinical outcome data and cost impacts of the pilot program.

**Fiscal effect: Potential administrative costs involved in establishing and reporting on the results of the pilot program. Any other impacts will depend on program outcomes.**

**MCDCD4 Lump sum payment for low Medicaid utilization**

**Section: 333.230**

Requires ODM to issue a lump sum payment to nursing facilities that have a Medicaid utilization rate for 2022 that is less than 90% of the aggregate Medicaid utilization for calendar year 2019, with certain exceptions.

No provision.

Caps the total lump sum payments to the lesser of \$50.0 million or an amount equal to the aggregate utilization shortfall across all nursing facilities during that time period.

No provision.

**Fiscal effect: The budget provides \$50.0 million all funds (\$16.5 million in GRF state share) in FY 2022 for the lump sum payment.**

**MCDCD2 Hospital Care Assurance Program**

**Section: 610.20, 610.21**

Amends Sections 125.10 and 125.11 of H.B. 59 of the 130th G.A. to delay the repeal of the Hospital Care Assurance Program, which compensates hospitals that provide a disproportionate share of care to indigent patients, for two additional years, from 2021 to 2023.

**Section: 610.20, 610.21**

Same as the Executive.

**Executive**

**In House Finance**

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**Fiscal effect: The bill appropriates \$158.4 million in FY 2022 and \$102.3 million in FY 2023 in DPF Fund 6510 appropriation item 651649, Medicaid Services - Hospital Care Assurance Program, for the program. The cash used for the program is from an assessment imposed on hospitals**

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

Executive

In House Finance

MEDCD1 medcd1

No provision.

**R.C. 4731.152**

Creates the Massage Therapy Advisory Council to make recommendations to the State Medical Board regarding issues affecting the practice of massage therapy.

No provision.

Requires the Board to appoint the Council's members, a majority of whom must be licensed and active in the practice of massage therapy. Authorizes associations of massage therapy professionals to nominate individuals for appointment.

**Fiscal effect: While members will not receive compensation, they could receive reimbursements for related expenses. Thus, there could be minimal costs associated with this.**

Executive

In House Finance

MHACD26 ADAMHS board composition and appointment

No provision.

R.C. 340.02, 340.021

Authorizes boards of county commissioners, within three years after the bill's effective date, to reduce the membership of existing alcohol, drug addiction, and mental health services (ADAMHS) boards, alcohol and drug addiction services boards, and community mental health boards from 18 members to between five and nine members. Requires that boards newly established after the bill's effective date consist of five to nine members.

No provision.

Modifies the appointment authority for members of ADAMHS boards, alcohol and drug addiction services boards, and community mental health boards so that 80% of the members are appointed by the board of county commissioners and 20% are appointed by the OhioMHAS Director.

**Fiscal effect: If the number of board members is reduced, the number of reimbursements for necessary costs could also be reduced.**

MHACD24 Reimbursement program for opioid-related treatment with drugs in county jails

No provision.

R.C. 5119.191, Section 337.50

Establishes a program, to be administered by OhioMHAS, to provide state reimbursement to counties for the cost of drugs that are administered or dispensed to inmates of county jails in medication assisted treatment or in withdrawal management or detoxification.

No provision.

Permits the OhioMHAS Director to allocate the funds to counties and to adopt rules to implement the program.

**Executive**

**In House Finance**

No provision.

Earmarks \$2,000,000 in each fiscal year in GRF appropriation item 336422, Criminal Justice Services, for the reimbursement program.

**MHACD3 Confidentiality of substance use disorder records**

**R.C. 5119.27**

Modifies existing requirements for maintaining confidentiality of records or information regarding drug treatment programs and services that are licensed or certified by OhioMHAS and, in their place, establishes confidentiality requirements based on federal law for records or information regarding federally assisted programs for substance use disorder treatment.

**R.C. 5119.27**

Same as the Executive.

Requires the disclosure of any confidential information comply with the applicable federal regulations.

Same as the Executive.

Updates associated provisions that refer to programs used within the criminal justice system.

Same as the Executive.

**Fiscal effect: None.**

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

**MHACD2 Suspending admissions at hospitals for mentally ill persons**

**R.C. 5119.33**

Authorizes the Director of OhioMHAS to suspend the admission of patients to a hospital for mentally ill persons, without an opportunity for a hearing under the Administrative Procedure Act, if the Director determines that the licensee has demonstrated a pattern of serious noncompliance or that a violation creates a substantial risk to the health and safety of patients.

**R.C. 5119.33**

Same as the Executive.

Specifies a process for appeals when a suspension of admissions is issued without a hearing.

Same as the Executive.

**Executive**

**In House Finance**

Authorizes OhioMHAS, in relation to the following proceedings, to take action against a hospital regardless of whether some or all of the deficiencies that prompted the proceedings have been corrected: suspending admissions; denying license applications; refusing to renew a license; and revoking a license.

Same as the Executive.

Specifies that OhioMHAS cannot grant an opportunity to submit a plan of correction when it issues an order suspending admissions or when it denies, refuses to renew, or revokes a hospital's license.

Same as the Executive.

**Fiscal effect: Any impact will depend on the number of violations or noncompliance issues, as well as the actions taken.**

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

**MHACD1 Suspending admissions at residential facilities**

**R.C. 5119.34**

Authorizes the Director of OhioMHAS to suspend the admission of residents to a residential facility without an opportunity for a hearing under the Administrative Procedure Act if the Director determines that the licensee has demonstrated a pattern of serious noncompliance or that a violation creates a substantial risk to the health and safety of residents.

**R.C. 5119.34**

Same as the Executive.

Specifies a process for appeals when an admissions suspension is issued without a prior hearing.

Same as the Executive.

Authorizes OhioMHAS, in relation to the following proceedings, to take action regardless of whether some or all of the deficiencies that prompted the proceedings have been corrected: suspending admissions; denying license applications; refusing to renew a license; and revoking a license.

Same as the Executive.

Specifies that OhioMHAS cannot grant an opportunity to submit a plan of correction when it issues an order suspending admissions or when it denies, refuses to renew, or revokes a

Same as the Executive.

Executive

In House Finance

residential facility license.

**Fiscal effect: Any impact will depend on the number of violations or noncompliance issues, as well as the actions taken.**

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

**MHACD22 Disciplinary procedures for certifiable services and supports**

**R.C. 5119.36, 5119.99**

Specifies reasons the Director of OhioMHAS may refuse to certify, refuse to renew certification, and revoke certification services and supports provided by community mental health or addiction services providers.

**R.C. 5119.36, 5119.99**

Same as the Executive.

Eliminates requirements that the Director of OhioMHAS (1) identify areas of noncompliance if the Director determines an applicant's certifiable services and supports do not satisfy certification standards and (2) provide applicants with reasonable time to demonstrate compliance with standards.

Same as the Executive.

Specifies that proceedings to deny, refuse to renew, or revoke certifications are governed by the Administrative Procedure Act.

Same as the Executive.

Provides that OhioMHAS cannot grant an opportunity for submitting a plan of correction when it issues an order suspending admissions or when it denies, refuses to renew, or revokes certification.

Same as the Executive.

**Fiscal effect: Any impact will depend on the number of potential disciplinary procedures.**

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

Executive

In House Finance

**MHACD23 Suspending admissions for community addiction services providers**

**R.C. 5119.36, 5119.99**

Specifies that proceedings to suspend admissions to a community addiction services provider that provides overnight accommodations are governed by the Administrative Procedure Act, but permits admissions to be suspended without an adjudication if the OhioMHAS Director determines there has been a pattern of serious noncompliance or a violation creates a substantial risk to the health and safety of patients.

**Fiscal effect: Any impact depends on the number of such proceedings and the actions taken.**

**R.C. 5119.36, 5119.99**

Same as the Executive.

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

**MHACD25 Opioid treatment program license expiration and employees**

No provision.

**R.C. 5119.37, Section 337.200**

Lengthens the validity of a license to operate an opioid treatment program (OTP) to two years from one year under current law.

No provision.

Requires OhioMHAS to inspect all community addiction services providers licensed to operate OTPs at least biennially instead annually under current law.

No provision.

Permits a community addiction services provider to employ an individual who receives medication-assisted treatment if the individual is a certified peer recovery supporter (under current law, a community addiction services provider is prohibited from employing an individual who receives medication-assisted treatment from that provider).

Executive

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**Fiscal effect: There might be a decrease in administrative costs if licenses and inspections are done on a biennial basis instead of annually. However, if fees are charged, there could be a corresponding decrease in fee revenue collected as well.**

**MHACD4 Prevention and Wellness**

**Section: 337.20**

Makes the following earmarks in GRF appropriation item 336406, prevention and Wellness, in each fiscal year:

- (1) Up to \$1,250,000 to be distributed to ADAMHS boards to purchase the provision of evidence-based prevention services from OhioMHAS-certified providers.
- (2) Up to \$500,000 to be used to support suicide prevention efforts.
- (3) Up to \$2,250,000 to be used to increase access to early identification of behavioral health disorders.
- (4) No provision.
- (5) No provision.

**Section: 337.20**

Same as the Executive, but makes the following changes to the earmarks:

- (1) Same as the Executive.
- (2) Same as the Executive.
- (3) Same as the Executive.
- (4) \$250,000 to support the use of LifeAct's certified suicide prevention programs in middle schools and high schools.
- (5) \$120,000 to be allocated to the Northeast Ohio Medical University's statewide campus safety and mental health programs, including suicide prevention.

**MHACD5 Mental Health Facilities Lease Rental Bond Payments**

**Section: 337.30**

Requires GRF line item 336415, Mental Health Facilities Lease Rental Bond Payments, to be used to meet all payments during the period from July 1, 2021, through June 30, 2023, by OhioMHAS under leases and agreements made under R.C. 154.20.

**Section: 337.30**

Same as the Executive.

Executive

In House Finance

**MHACD6 Continuum of care services**

**Section: 337.40**

Specifies the following regarding GRF appropriation item 336421, Continuum of Care Services:

(1) Requires a portion be allocated to ADAMHS boards in accordance with a distribution methodology determined by the Director of OhioMHAS for the boards to purchase mental health and addiction services permitted under Chapter 340. of the Revised Code. Permits boards to use a portion of the funds allocated to provide:

(a) Subsidized support for psychotropic medication needs of indigent citizens in the community to reduce unnecessary hospitalization due to lack of medication; and

(b) Subsidized support for medication-assisted treatment costs.

(2) Permits a portion to be distributed to ADAMHS boards, community addiction and/or mental health services providers, courts, or other governmental entities to provide specific grants in support of initiatives concerning mental health and addiction services.

(3) Earmarks \$1,500,000 in each fiscal year be allocated to ADAMHS boards to establish and administer six mental health crisis stabilization centers, or with approval from the Director of OhioMHAS, the funds may be used in conjunction with funds from DPF Fund 5T20 appropriation item 336600 to establish and administer crisis stabilization centers that meet certain specifications (see MHACD15). Requires one center be located in each state psychiatric hospital region. Requires that each center established or administered comply with certain requirements.

**Section: 337.40**

Same as the Executive, but makes the following changes:

(1) Same as the Executive.

(a) Same as the Executive.

(b) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Executive

In House Finance

Requires ADAMHS boards to submit a plan to OhioMHAS for approval regarding the establishment of any stabilization centers.

(4) Earmarks up to \$5,500,000 in each fiscal year to be used to develop a strategic approach to strengthening cross-systems collaboration efforts to serve adults with serious mental illness who are involved in multiple behavioral health, health, human services, and criminal justice systems.

(5) Earmarks up to \$2,500,000 in each fiscal year to be used to develop, evaluate, and expand crisis services infrastructure to provide support for adults, children, and families in a variety of settings.

(6) Earmarks up to \$475,000 in each fiscal year to be used to support the operation of a statewide, twenty-four-hour, seven-days-a-week, behavioral health support line.

(7) No provision.

(8) No provision.

(9) No provision.

(10) No provision.

(4) Same as the Executive.

(5) Same as the Executive.

(6) Same as the Executive.

(7) Earmarks \$400,000 in each fiscal year for the Bellefaire Jewish Children's Bureau to be used for unanticipated operating expenditures resulting from the COVID-19 pandemic that are not reimbursed by any other sources of state or federal funding. Specifies that expenditures may include, but are not limited to, personnel costs of health care and social workers.

(8) Earmarks \$3,000,000 in each fiscal year for ADAMHS boards to use to enhance suicide prevention, crisis response, and treatment and recovery services and to provide personalized care to children and adults struggling with mental health issues and emotional stressors.

(9) Earmarks \$325,000 in each fiscal year for OhioGuidestone for the Adverse Childhood Experiences Pilot Project.

(10) Earmarks \$519,514 in each fiscal year for the Near West Side Multi-Service Corporation dba May Dugan Center.

**Executive**

**In House Finance**

(11) No provision.

(11) Earmarks \$225,000 in each fiscal year for LifeTown Columbus to provide additional support for facility renovations and operations, including professional development, curriculum development, educational materials, equipment, marketing, and recruitment.

**MHACD7 Criminal Justice Services**

**Section: 337.50**

Requires GRF appropriation item 336422, Criminal Justice Services, be used to provide forensic psychiatric evaluations to courts of common pleas and to conduct evaluations of patients of forensic status in facilities operated or designated by OhioMHAS prior to conditional release to the community. Permits a portion of item 336422 to be allocated through ADAMHS boards to community addiction and/or mental health services providers in accordance with a distribution methodology as determined by the Director of OhioMHAS.

**Section: 337.50**

Same as the Executive.

Earmarks up to \$3,000,000 in each fiscal year in GRF appropriation item 336422, Criminal Justice Services, to be allocated to the Psychotropic Drug Reimbursement Program established in R.C. 5119.19. Requires the Director of OhioMHAS, on July 1, 2022 or as soon as possible thereafter, to certify to the Director of OBM, the unexpended, unencumbered balance of the earmark at the end of FY 2022. Reappropriates the amount for FY 2023 for the same purpose.

Same as the Executive, but specifies that funds from the earmark can only be allocated to existing programs.

Permits GRF appropriation item 336422 to also be used to do any of the following: provide forensic monitoring and tracking of individuals on conditional release; provide forensic training; support projects to identify and develop alternative services to incarceration for nonviolent mentally ill offenders; provide specialized re-entry services to offenders leaving prisons and

Same as the Executive.

Executive

In House Finance

jails; provide specific grants; support therapeutic communities; support specialty dockets and expand or create new certified court programs; and establish and administer outpatient competency restoration services.

**MHACD8 Substance use disorder treatment in Specialized Docket Programs**

**Section: 337.60**

Requires OhioMHAS to conduct a program to provide substance use disorder treatment, which may include medication-assisted treatment (MAT) and recovery supports, to persons who are eligible to participate in a MAT drug court program, and are selected under this section to be participants in a MAT drug court program because of a substance use disorder.

Requires OhioMHAS to conduct its program in collaboration with any counties in Ohio that are conducting MAT drug court programs.

Allows OhioMHAS to conduct its program in collaboration with any other court conducting a MAT drug court program.

Requires OhioMHAS to collaborate with the Supreme Court, the Department of Rehabilitation and Correction, and any agency that OhioMHAS determines may be of assistance in the program's objectives. Allows OhioMHAS to collaborate with ADAMHS boards and local law enforcement agencies that serve the counties of a participating court.

Requires a participating MAT drug court program to select persons to participate. Requires a person selected to be a criminal offender or involved in a drug or dependency court. Prohibits a person from being selected unless the person meets the legal and clinical eligibility criteria for the MAT drug court program and is an active participant in the program or unless the

**Section: 337.60**

Same as the Executive, but adds that the program may also include services for withdrawal management or detoxification and drugs used in providing those services.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

offender is under a community control sanction with the program's participating judge.

Requires a program participant to comply with all MAT drug court program requirements.

Requires the substance use disorder treatment and recovery supports provided in collaboration with a MAT drug court program to be provided by a community addiction services provider.

Specifies providers' duties which include, among other things, providing access to the long-acting antagonist therapies, partial agonist therapies, or full agonist therapies, that are included in the program's MAT.

Specifies that in the case of MAT provided under the program all the following apply: (1) a drug has been approved by the U.S. Food and Drug Administration for use in treatment dependence on opioids, alcohol, or both or for preventing relapse into the use of opioids, alcohol, or both, (2) one or more drugs may be used, but each must constitute long-acting antagonist therapy, partial antagonist therapy, or full agonist therapy, and (3) if a drug constituting partial or full agonist therapy is used, the program must provide safeguards to minimize abuse and diversion.

Requires the Medicaid Director, in collaboration with major Ohio health care plans, to develop plans consistent with the implementation of the program. Specifies that there are to be no step therapies or prior authorization for MAT program participants. Specifies what the plans developed are to ensure such as, the development of a consistent benefit package that provides ready access to and reimbursement for essential health

Same as the Executive.

Same as the Executive, but emphasizes that any recovery supports that are provided must be provided by a community addiction services provider.

Same as the Executive, but requires providers to provide access to drugs that meet certain conditions and are used for the program's substance use disorder treatment and also includes alpha-2 agonist therapies that are included in the program's services for withdrawal management or detoxification.

Same as the Executive, but (1) includes drugs used in providing services for withdrawal management or detoxification and (2) includes Alpha-2 agonist therapy for withdrawal management or detoxification.

Same as the Executive, but (1) specifies that there are no prior authorizations or step therapies for program participants to have access to any drug included in the substance use disorder treatment provided under the OhioMHAS' program, and (2) specifies that in terms of the consistent benefit package services include alcohol and opioid detoxification services "and drugs used in providing those" services and medications for "drugs

**Executive**

**In House Finance**

care services including, but not limited to, primary health care services, alcohol and opioid detoxification services, appropriate psychosocial services, and medication for long-acting injectable antagonist therapies, partial agonist therapies, and full agonist therapies.

used in providing" therapies.

Earmarks \$5,000,000 in each fiscal year in GRF line item 336422, Criminal Justice Services, to be used to support substance use disorder treatment, including MAT and recovery supports for drug court specialized docket programs and to support the administrative expenses of courts and community addiction services providers participating in the program.

Same as the Executive, but includes services for withdrawal management or detoxification and drugs used in providing those services.

**MHACD9 Recovery Housing**

**Section: 337.70**

Requires GRF appropriation item 336424, Recovery Housing, be used to expand and support access to recovery housing.

**Section: 337.70**

Same as the Executive.

Requires, for expenditures that are capital in nature, OhioMHAS to develop procedures to administer these funds in a manner that is consistent with current community capital assistance guidelines.

Same as the Executive.

**MHACD10 Specialized Docket Support**

**Section: 337.80**

Requires GRF appropriation item 336425, Specialized Docket Support, be used to defray a portion of the annual payroll costs associated with the specialized docket of a common pleas court, municipal court, county court, juvenile court, or family court that meets all specified eligibility requirements.

**Section: 337.80**

Same as the Executive.

Permits GRF appropriation item 336425, Specialized Docket Support, to be used to defray costs associated with treatment

Same as the Executive.

**Executive**

**In House Finance**

services and recovery supports for participants.

Requires a specialized docket to have received Supreme Court of Ohio initial or final certification and include participants with behavioral health needs in its target population.

Same as the Executive.

Requires OhioMHAS to use up to one per cent in each fiscal year of GRF appropriation item 336425, Specialized Docket Support, to pay the cost it incurs in administering the duties required by the docket program.

Same as the Executive.

Permits OhioMHAS, in consultation with the Supreme Court of Ohio, to adopt funding distribution methodology, guidelines, and procedures as necessary to carry out the docket program.

Same as the Executive.

**MHACD11 Community Innovations**

**Section: 337.90**

**Section: 337.90**

Permits GRF appropriation item 336504, Community Innovations, to be used by OhioMHAS to make targeted investments in programs, projects, or systems operated by or under the authority of other state agencies, governmental entities, or private not-for-profit agencies that impact, or are impacted by, the operations and functions of OhioMHAS, with the goal of achieving a net reduction in expenditure of GRF funds and/or improved outcomes for Ohio citizens without a net increase in GRF spending.

Same as the Executive.

Requires the Director of OhioMHAS to identify and evaluate programs, projects, or systems proposed or operated outside of OhioMHAS' authority, where targeted investment of funds is expected to decrease demand for OhioMHAS or other resources funded from GRF, and/or to measurably improve outcomes for Ohio citizens with mental illness or with alcohol, drug, or gambling addictions.

Same as the Executive.

Executive

In House Finance

Grants the Director of OhioMHAS discretion to transfer money from GRF appropriation item 336504, Community Innovations, to other state agencies or entities in amounts determined to achieve state savings and/or improved outcomes.

Same as the Executive.

Requires OhioMHAS to enter into an agreement with each recipient receiving funds and specifies what information is to be identified in the agreement.

Same as the Executive.

Earmarks up to \$6,000,000 in each fiscal year in GRF appropriation item 336504, Community Innovations, to be used for operating expenses that result in improved quality of life for adults with severe mental illness living in class two and class three residential facilities.

Same as the Executive.

Earmarks up to \$4,000,000 in each fiscal year in GRF appropriation item 336504, Community Innovations, to be used to provide funding for community projects across the state and that focus on support for families, assisting families in avoiding crisis, and crisis intervention.

Same as the Executive.

Earmarks up to \$3,500,000 in each fiscal year in GRF appropriation item 336504, Community Innovations, to be used to support workforce development initiatives.

Same as the Executive.

Earmarks up to \$1,500,000 in each fiscal year in GRF appropriation item 336504, Community Innovations, to be used to improve behavioral health outcomes for racial and ethnic minorities.

Same as the Executive.

Executive

In House Finance

**MHACD12 Residential State Supplement**

**Section: 337.100**

Permits GRF appropriation item 336510, Residential State Supplement, to be used to provide training and other supports for residential facilities providing accommodations, supervision, and personal care services to three to 16 unrelated adults with mental illness and to make payments to Residential State Supplement recipients.

Requires OhioMHAS to adopt rules establishing eligibility criteria and payment amounts regarding the Residential State Supplement program.

**Section: 337.100**

Same as the Executive.

Same as the Executive.

**MHACD13 Early Childhood Mental Health Counselors and Consultation**

**Section: 337.110**

Requires GRF appropriation item 336511, Early Childhood Mental Health Counselors and Consultation, to be used to promote identification and intervention for early childhood mental health and to enhance healthy social emotional development in order to reduce preschool to third grade classroom expulsions.

Requires funds to be used to support early childhood mental health credentialed counselors and consultation services, as well as administration and workforce development.

**Section: 337.110**

Same as the Executive.

Same as the Executive.

**MHACD28 Appalachian Children Coalition**

No provision.

**Section: 337.115**

Requires GRF appropriation item 336516, Appalachian Children Coalition, to be provided to the Appalachian Children Coalition to address systemic challenges children face in southeast Ohio and makes the following earmarks from the item:

Executive

In House Finance

(1) No provision.

(1) \$600,000 in each fiscal year for funding the training, hiring, and retention of entry-level child mental and behavioral health workers in school settings;

(2) No provision.

(2) \$150,000 in each fiscal year to enhance child mental health outcomes, promote implementation of whole-child models of care, and to expand the mental health workforce in the region.

**MHACD14 Medicaid Support**

**Section: 337.120**

Requires GRF appropriation item 652321, Medicaid Support, to be used to fund specified Medicaid services as delegated by the Ohio Department of Medicaid.

**Section: 337.120**

Same as the Executive.

**MHACD27 COVID Response - Mental Health**

No provision.

**Section: 337.125**

Earmarks \$2,500,000 in each fiscal year in DPF Fund 5CV1 appropriation item 336513, COVID Response - Mental Health, for OhioMHAS-certified community behavioral health organizations to develop and sustain workforce recruitment and retention initiatives and to offer supervision support.

Executive

In House Finance

**MHACD15 Substance Abuse Stabilization Centers**

**Section: 337.130**

Requires DPF Fund 5TZ0 appropriation item 336600, Substance Abuse Stabilization Centers, to be used to establish and administer, in collaboration with other boards that serve the same state psychiatric hospital region, substance use disorder stabilization centers or if approved by the Director of OhioMHAS, permits funds to be used in conjunction with GRF appropriation item 336421 to establish and administer crisis stabilization centers that meet specified criteria (see MHACD6). Requires one center to be located in each state psychiatric hospital region.

Requires ADAMHS boards to submit a plan for approval to OhioMHAS addressing the establishment and administration of crisis stabilization centers.

**Section: 337.130**

Same as the Executive.

Same as the Executive.

**MHACD16 ADAMHS boards**

**Section: 337.140**

Specifies that following regarding DPF Fund 5TZ0 appropriation item 336643, ADAMHS Boards:

(1) Earmarks \$5,000,000 in each fiscal year be allocated to ADAMHS boards by first providing \$50,000 per county in the board's district and distributing the remainder based on a formula developed by the Director of OhioMHAS.

(2) Earmarks up to \$6,000,000 in each fiscal year to be used to fund a continuum of crisis stabilization and crisis prevention services and supports to allow individuals to be served in the least restrictive setting.

Requires ADAMHS boards to submit a plan for approval to OhioMHAS addressing the establishment and administration of

**Section: 337.140**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

Same as the Executive.

Executive

In House Finance

crisis services.

**MHACD17 Problem Gambling and Casino Addiction**

**Section: 337.150**

Requires a portion of DPF Fund 5JL0 appropriation item 336629, Problem Gambling and Casino Addiction, be allocated to ADAMHS boards in accordance with a methodology determined by the Director of OhioMHAS.

**Section: 337.150**

Same as the Executive.

**MHACD18 Family and Children First flexible funding pool**

**Section: 337.160**

Permits a county family and children first council to establish and operate a flexible funding pool to assure access to needed services by families, children, and older adults in need of protective services. Specifies the restrictions governing the flexible funding pools.

**Section: 337.160**

Same as the Executive.

**MHACD19 Access Success II Program**

**Section: 337.170**

Permits the Director of OBM, to the extent cash is available, to transfer cash from a fund designated by the Medicaid Director to the Sale of Goods and Services Fund (Fund 1490). Appropriates any transferred cash.

**Section: 337.170**

Same as the Executive.

Requires the transferred funds to be used to administer the Access Success II Program to help non-Medicaid patients in hospitals established, controlled, or supervised by OhioMHAS to transition from inpatient status to a community setting.

Same as the Executive.

Executive

In House Finance

**MHACD20 Indigent Drivers Alcohol Treatment Fund cash transfer**

**Section: 337.180**

Requires, on a schedule determined by the Director of OBM, the Director of OhioMHAS to certify the amount of excess license reinstatement fees that are available to be transferred from the Indigent Drivers Alcohol Treatment Fund (Fund 7049) to the Statewide Treatment and Prevention Fund (Fund 4750). Permits, upon certification, the Director of OBM to transfer cash from Fund 7049 to Fund 4750.

**Section: 337.180**

Same as the Executive.

**MHACD21 Transcranial Magnetic Stimulation Program**

**Section: 337.190**

Requires GRF appropriation item 336515, Transcranial Magnetic Stimulation Program, to be used for the Transcranial Magnetic Stimulation Program for veterans with substance use disorders or mental illness as described in R.C. 5902.09.

**Section: 337.190**

Same as the Executive.

Executive

In House Finance

**MIHCD1 Infant Mortality Health Grants**

**Section: 339.20**

Earmarks the following from GRF appropriation item 149503, Infant Mortality Health Grants:

(1) Up to \$2,685,000 in each fiscal year to be distributed to up to ten community-based agencies to support the continuation or establishment of a pathways community HUB model that has the primary purpose of reducing infant mortality in the urban and rural communities with a targeted focus on disparities.

(2) \$135,000 in each fiscal year to be used to provide evaluation and review of the service delivery of grant recipients.

Requires the remainder of the appropriation to be used for administrative costs.

No provision.

(1) No provision.

(2) No provision.

No provision.

Executive

In House Finance

**DNRCD6 Forestry projects on federal land - timber sales**

**R.C. 1503.05, 1503.271**

Allows the Chief of the Division of Forestry to enter into agreements with the federal government for forest management projects, including timber sales, pursuant to specified federal statutes. Allows the Chief of the Division of Forestry to sell timber and other forest products from federal lands in accordance with the terms of an agreement with the federal government. (Under current law the Chief may sell timber and forest products from state forests and state forest nurseries.)

Requires the Chief to deposit money received from timber sales from federal lands into the established State Forest Fund. Specifies that, in addition to fund uses allowed under current law, the fund also may be used for forest management projects associated with federal lands in the case of revenues received pursuant to agreements entered into with the federal government.

**Fiscal effect: Unknown increase in revenue deposited to the credit of the State Forest Fund (Fund 5090) used to support operations and maintenance of state forests. The bill's expansion of permissible uses of money in Fund 5090, allowing expenditures of revenue received from the sale of timber or forest products on federal land to be used for projects on federal land under an agreement with the federal government, may also result in increased expenditures from Fund 5090.**

**R.C. 1503.05, 1503.271**

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**DNRCD8 ODNR wildfire reimbursement to firefighting agencies**

**R.C. 1503.141**

Allows the Director of Natural Resources to reimburse firefighting agencies and private fire companies for costs associated with wildfire suppression, prescribed fire assistance, or emergency response support to federal agencies, if those costs are eligible in accordance with an agreement between the Division of Forestry and the federal government.

**Fiscal effect: Under current law, the DNR Director may designate up to \$200,000 from Fund 5090 for wildfire suppression payments to firefighting agencies and private fire companies. Additional payments to these entities for assistance with fire activities on federal land will result in increased expenditures from Fund 5090.**

**R.C. 1503.141**

Same as the Executive.

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

**DNRCD7 State worker assistance with out-of-state forest fires**

**R.C. 1503.33**

Specifies that any state employees whom the Chief of the Division of Forestry sends to another state to assist with forest fires, not solely employees of that Division, as under current law, are eligible for regular employment benefits (i.e., compensation, pension, indemnity fund rights, and workers' compensation) and are immune from civil liability when performing duties within the scope of employment.

**Fiscal effect: None.**

**R.C. 1503.33**

Same as the Executive.

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

Executive

In House Finance

**DNRCD4 Eliminate Ohio Geology license plate**

**R.C. 1505.09, 4503.515 (repealed)**

Eliminates the Ohio Geology license plate and the corresponding \$15 contribution that is deposited into the Geological Mapping Fund and that the Chief of the Division of Geological Survey may use to (1) award grants to geology departments at state colleges and universities for graduate level research, or (2) give educational materials such as rock and mineral kits to elementary or secondary schools. Allows, instead, the Chief to use any money in the Geological Mapping Fund for the above purposes, and allows the Chief to use the money to provide grants for undergraduate geological research.

**Fiscal effect: None. Although the bill eliminates the Ohio Geology license plate and the corresponding \$15 contribution to the Geological Mapping Fund (Fund 5110), because this plate is not currently issued by the Bureau of Motor Vehicles, the change will have no fiscal effect.**

**R.C. 1505.09, 4503.515 (repealed)**

Same as the Executive.

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

**DNRCD16 Defective well casing and plugging requirements**

**R.C. 1509.02**

(1) Prohibits any person (rather than only the owner of a well) from constructing a well that causes damage to other permeable strata, underground sources of drinking water, or the surface of the land or that threatens the public health and safety or the environment.

(2) Prohibits any person or an owner of a well from operating a well that causes the damages specified above or threatens the public health and safety or the environment.

(3) Retains current law that prohibits the owner of a well from allowing defective casing in a well to leak fluid or gases, but

**R.C. 1509.02**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

eliminates the requirement that the leak must cause the damages specified above, or threaten the public health and safety or the environment.

(4) Requires the person who constructed the well or the owner of the well to notify the Chief of the Division of Oil and Gas Resources Management of well or casing defects in writing within 24 hours of discovering the defect.

Same as the Executive.

(5) Requires the owner of the well or the person who constructed the well to immediately repair any defects or plug the well.

Same as the Executive.

(6) Specifies that the Chief may order a person who constructed a well or the owner of the well to plug it.

Same as the Executive.

(7) Prohibits any person, rather than only the owner as in current law, from failing or refusing to plug the well as specified in the order.

Same as the Executive.

(8) Applies existing civil and criminal penalties to any violation of the prohibitions.

Same as the Executive.

**Fiscal effect: Potential additional revenue being deposited to the credit of the Oil and Gas Well Fund (Fund 5180) as a result of fines and civil penalties. Under continuing law, civil penalties may be assess up to \$10,000 for each violation and criminal fines of between \$100 and \$1,000 for a first offense and between \$200 and \$2,000 for additional offenses.**

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

Executive

In House Finance

**DNRCD17 Oil and gas well plugging**

**R.C. 1509.13**

- (1) Authorizes the holder of a valid drilling permit to obtain approval from the Division of Oil and Gas Resources Management to plug a well without a permit to plug and abandon if an oil and gas inspector approves the plugging and either of the following apply: (1) the well was drilled to total depth and the well cannot or will not be completed, or (2) the well is a lost hole or a dry hole.
- (2) Requires a permit holder plugging a well that was drilled to a total depth and that cannot or will not be completed to do so within 30 days of inspector approval.
- (3) Requires a permit holder plugging a lost hole or dry hole to do so immediately after determining that the well is a lost hole or dry hole in accordance with rules.
- (4) Clarifies that the Chief may plug and abandon wells without a permit to do so.
- (5) Specifies that the \$250 application fee for a permit to plug and abandon a well is nonrefundable and applies even if oil and gas has not been produced from the well.
- (6) Requires any person undertaking plugging, other than a well owner already required to maintain an insurance policy under current law, to obtain \$1 million in bodily injury and property damage insurance coverage or \$3 million if the well is in an urbanized area.
- (7) Requires a person to electronically submit proof of that insurance to the Chief upon the Chief's request.

**R.C. 1509.13**

- Same as the Executive.

Executive

In House Finance

**Fiscal effect: Minimal. Allowing someone who hold a valid drilling permit to plug wells without a permit to plug and abandon under certain circumstances may result in a minimal reduction of revenue deposited to the credit of the Oil and Gas Well Fund (Fund 5180). The fee for plug and abandon permits is set at \$250 under continuing law.**

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

**DNRCD3 Performance security for coal mining operations**

**R.C. 1513.08**

Requires a coal mining and reclamation permittee to submit full performance security instead of using partial security and money from the existing Reclamation Forfeiture Fund for purposes of land reclamation if: (1) ownership and operational control of the permittee has been transferred, assigned, or sold, and (2) the transferee has not held a mining permit in Ohio for at least five years. Specifies that this restriction applies even if the status and name of the permittee otherwise remain the same.

**R.C. 1513.08**

Same as the Executive.

**Fiscal effect: Potential reduction in costs from the Reclamation Forfeiture Fund (Fund 5310). This fund is used to pay costs of reclaiming land affected by coal mining on which the coal mine operator has defaulted on the operator's obligation to reclaim the land.**

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

**DNRCD18 Water well, water diversion, and water withdrawal fines**

**R.C. 1521.06, 1521.99**

Requires criminal fines collected from violators of certain laws governing water well construction logs and water diversions and withdrawals to be credited to the Water Management Fund (Fund 5160) rather than the Dam Safety Fund (Fund 6150) as under current law.

**R.C. 1521.06, 1521.99**

Same as the Executive.

Executive

In House Finance

**Fiscal effect: This change will not impact the amount of fine revenue collected but will affect the allowable uses of that revenue. Fund 5160, which would receive the revenue under the bill, is used by DNR for administration of its water management activities including the consumptive use and withdrawal programs. Fund 6150, which receives the fine revenue under current law is used to administer dam safety programs, including oversight of construction and safety inspections of dams and for emergency response to dam hazards.**

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

**DNRCD14 Dams and levees financial responsibility**

**R.C. 1521.061**

Revises the amount of the surety bond that an applicant for a dam or levee construction permit must file (currently, a flat 50% of the estimated construction project costs), to the following: (1) \$50,000; plus (2) 25% of the estimated costs above \$500,000 and up to \$5,000,000; plus (3) 10% of the estimated costs exceeding \$5,000,000.

**R.C. 1521.061**

Same as the Executive.

Authorizes the Chief of the Division of Water Resources to reduce the bond amount to an amount equal to the cost estimate of construction activities necessary to render the dam nonhazardous, provided the estimate is provided by the applicant and it is approved by the Chief.

Same as the Executive.

**Fiscal effect: Uncertain. Any fiscal effect will depend upon actual construction costs of a dam on which the permittee to construct the dam fails to complete the construction. For dams with construction costs greater than \$100,000, forfeiture of the surety by the permittee will result in less revenue deposited to the Dam Safety Fund (Fund 6150) than under current law.**

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

Executive

In House Finance

**DNRCD13 Dams and levees enforcement**

**R.C. 1521.40**

Authorizes the Chief of the Division of Water Resources to assess a civil penalty of up to \$5,000 per day for each day of each violation of the laws governing dams and levees and water withdrawals and diversions or any term or condition of a permit issued under those laws.

Disburses money derived from costs and civil penalties as follows: (1) for violations related to dams and levees, both costs and civil penalties are credited to the Dam Safety Fund (Fund 6150) and (2) for violations related to water diversions and withdrawals, civil penalties are credited to the Water Management Fund (Fund 5160).

**Fiscal effect: Potential increase in revenue to Fund 5160 and 6150.**

**R.C. 1521.40**

Same as the Executive.

Same as the Executive.

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

**DNRCD15 Lake Erie Sport Fishing District permit**

**R.C. 1531.01, 1533.01, 1533.101, and 1533.38 (repealed)**

Eliminates the Lake Erie Sport Fishing District permit, which the Division of Wildlife issues to nonresidents to fish in Lake Erie, its embayments, and other specified areas connected to Lake Erie between January and April.

**Fiscal effect: Minimal loss of revenue deposited to the credit of the Wildlife Fund (Fund 7015). Under current law, revenue from the sale of this \$10 permit may only be used for specific purposes that benefit sport fishing in and the protection of the Lake Erie Sport Fishing District.**

**R.C. 1531.01, 1533.01, 1533.101, and 1533.38 (repealed)**

Same as the Executive.

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

Executive

In House Finance

**DNRCD10 Wildlife Boater Angler Fund's cap on certain expenditures**

**R.C. 1531.35**

Removes the \$500,000 cap on annual expenditures from the Wildlife Boater Angler Fund that the Division of Wildlife may make to pay for equipment and personnel costs associated with boating access improvements.

**Fiscal effect: Removing the cap on expenditures from the Wildlife Boater Angler Fund (Fund 5P20) on equipment and payroll will likely result in a small increase in overall expenditures paid from the fund. Fund 5P20 receives 0.125% of revenues from the motor vehicle fuel tax.**

**R.C. 1531.35**

Same as the Executive.

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

**DNRCD11 Senior deer and wild turkey fees**

**R.C. 1533.11**

Decreases the fees for a senior deer permit and senior wild turkey permit, available to Ohio residents 66 and older, from \$11.50 to \$11.00. Removes superfluous definitions of "resident" and "nonresident" in the law governing deer and wild turkey permits (those definitions already exist in R.C. 1531.01 and 1533.01).

**Fiscal effect: A 50¢ reduction in fees for senior deer and wild turkey permits will likely result in an annual loss of revenue of less than \$20,000. Revenue from deer and wild turkey permits is deposited to the credit of the Wildlife Fund (Fund 7015).**

**R.C. 1533.11**

Same as the Executive.

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

Executive

In House Finance

**DNRCD12 Veterans fishing and hunting benefits**

**R.C. 1533.12**

Aligns state veteran fishing and hunting benefits with federal benefits by replacing a reference that qualifying for the benefit requires a veteran to have a total and permanent disability as determined by the U.S. Veterans Administration instead with a reference that a veteran qualifies if entitled to benefits under the federal Dependent's Education Assistance Program administered by the U.S. Department of Veterans Affairs.

**Fiscal effect: None.**

**R.C. 1533.12**

Same as the Executive.

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

**DNRCD35 Multi-year and lifetime hunting and fishing license fees**

No provision.

No provision.

**R.C. 1533.321**

Decreases the following hunting and fishing fees: (1) Senior 3-year hunting or fishing license from \$27.50 to \$26.00; (2) Senior 5-year hunting or fishing license from \$45.75 to \$43.34; (3) Youth 3-year hunting license from \$27.50 to \$26.00; (4) Youth 5-year hunting license from \$45.75 to \$43.34; (5) Youth 10-year hunting license from \$91.50 to \$86.67; (6) Adult 5-year hunting license from \$86.75 to \$86.67; (7) Adult 10-year hunting license from \$173.50 to \$173.34; (8) Adult lifetime hunting license from \$450.00 to \$432.00.

Increases the following fishing fees: (1) Adult 3-year fishing license from \$52.00 to \$69.34; (2) Adult 5-year fishing license from \$86.75 to \$115.56; (3) Adult 10-year fishing license from \$173.50 to \$231.12; (4) Adult lifetime fishing license from \$450.00 to \$576.00.

Executive

In House Finance

**Fiscal effect: The fee changes to multi-year hunting and fishing licenses provide a standardized 3.7% discount from the relative annual hunting and fishing license fees. For lifetime license fees, the bill applies the following formulas: (1) for adult lifetime hunting and fishing licenses, 24 times the annual hunting or fishing license fee, (2) for youth lifetime hunting licenses, 46 times the annual youth hunting fee, and (3) for senior lifetime hunting and fishing licenses, 9 times the annual senior hunting or fishing license fee. Because youth (under 16) are not required to have a fishing license, the fee for youth lifetime fishing licenses remains unchanged at \$414.00.**

**DNRCD31 Fraudulent watercraft identification number or decal**

**R.C. 1547.533**

Prohibits a person from operating a watercraft in Ohio if it displays an identification number or registration that is (1) fictitious, (2) a counterfeit or an unlawfully made copy of an identification number or registration decal, or (3) belongs to another watercraft. Applies the current minor misdemeanor penalty to a violation of the prohibition.

**Fiscal effect: Minimal.**

**R.C. 1547.533**

Same as the Executive.

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

**DNRCD5 Reporting threshold for boating accidents**

**R.C. 1547.59**

Increases the damage threshold that triggers a required watercraft accident report to the Chief of the Division of Parks and Watercraft from \$500 to \$1,000.

**R.C. 1547.59**

Same as the Executive.

Executive

In House Finance

**Fiscal effect: Increasing the damage threshold for reporting watercraft accident reports may result in fewer reports being filed and a slight decrease in administrative costs paid from the Waterways Safety Fund (Fund 7086), used by DNR to cover the costs of its watercraft regulatory operations.**

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

**DNRCD2 Deputy mine inspector eligibility requirements**

**R.C. 1561.12**

Modifies the six years of work experience requirement of an applicant for the position of a deputy mine inspector of underground coal mines or underground noncoal mines by: (1) eliminating the requirement that two of the six years of experience be in Ohio underground coal mines for an underground coal mine inspector, (2) eliminating the requirement that two of the six years of experience be in Ohio underground noncoal mines for an underground noncoal mine inspector, and (3) allowing the experience for either type of inspector to be in any underground mine, rather than in specific mining operations.

**R.C. 1561.12**

Same as the Executive.

Modifies the six years of work experience requirement of an applicant for the position of a deputy mine inspector of surface mines by eliminating the requirement that two of the six years be in Ohio surface mines.

Same as the Executive.

**Fiscal effect: None.**

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

Executive

In House Finance

**DNRCD1 Reciprocity for mine personnel**

**R.C. 1561.23**

Authorizes the Chief of the Division of Mineral Resources Management to issue a certificate to work as a mine foreperson, foreperson, or mine electrician to an out-of-state applicant if (1) the applicant holds a valid certification or other authorization from a state with which the Department of Natural Resources has a reciprocal agreement for the certification or authorization, and (2) the applicant passes an examination on Ohio mining law or other topics determined by the Chief.

Allows an out-of-state mine foreperson, foreperson, or mine electrician who has been issued a temporary certificate to act as a foreperson or mine electrician in Ohio prior to the provision's effective date to continue to work under that temporary certificate.

**Fiscal effect: None.**

**R.C. 1561.23**

Same as the Executive.

Same as the Executive.

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

**DNRCD19 Program Support Fund**

**Section: 343.20**

Requires the Director of Natural Resources to use a methodology for determining each DNR division's payments into the Program Support Fund (Fund 1570). Requires the methodology used to determine the payments to contain the characteristics of administrative ease and uniform application in compliance with federal grant requirements, and allows the methodology to include direct cost charges for specific services provided. Requires payments to Fund 1570 to be made using intrastate transfer voucher. Specifies that GRF appropriation item 725401, Division of Wildlife - Operating Subsidy, be used to cover the direct and indirect costs of the Division of Wildlife.

**Section: 343.20**

Same as the Executive.

Executive

In House Finance

**DNRCD20 Parks and Recreational Facilities Lease Rental Bond Payments**

**Section: 343.20**

Requires GRF appropriation item 725413, Parks and Recreational Facilities Lease Rental Bond Payments, to be used during the FY 2022-FY 2023 biennium to make payments by DNR pursuant to leases and agreements made under RC 154.22. Specifies that these appropriations are the source of funds pledged for bond service charges on related obligations issued under Chapter 154 or the Revised Code.

**Section: 343.20**

Same as the Executive.

**DNRCD21 Healthy Lake Erie Program**

**Section: 343.20**

Requires appropriation item 725505, Healthy Lake Erie Program, to be used in support of: (1) conservation measures in the Western Lake Erie Basin, (2) funding assistance for soil testing, winter cover crops, edge of field testing, tributary monitoring, animal waste abatement, and (3) any additional efforts to reduce nutrient runoff as the DNR director may decide. Requires that the director give priority to recommendations that encourage farmers to adopt 4R nutrient stewardship practices.

**Section: 343.20**

Same as the Executive.

**DNRCD22 Coal and Mine Safety Programs**

**Section: 343.20**

Requires GRF appropriation item 725507, Coal and Mine Safety Program, to be used for the administration of the Mine Safety Program and the Coal Regulation Program.

**Section: 343.20**

Same as the Executive.

Executive

In House Finance

**DNRCD23 Natural Resource General Obligation Bond Debt Service**

**Section: 343.20**

Requires GRF appropriation item 725903, Natural Resources General Obligation Bond Debt Service, to be used during the FY 2022-FY 2023 biennium to pay all debt service and related financing costs on obligations issued under RC 151.01 and 151.05.

**Section: 343.20**

Same as the Executive.

**DNRCD24 Oil and Gas Well Plugging**

**Section: 343.30**

Requires Fund 5180 appropriation item 725677, Oil and Gas Well Plugging, to be used exclusively for plugging wells and properly restoring the land surface of idle and orphan oil and gas wells pursuant to RC 1509.071. Prohibits it from being used for salaries, maintenance, equipment, or other administrative purposes, except those costs directly attributable to the plugging of an idle or orphan well. Prohibits the line item from being used to transfer cash to any other fund or appropriation item.

**Section: 343.30**

Same as the Executive.

**DNRCD25 H2Ohio Fund**

**Section: 343.30**

Allows the Director of DNR, on July 1, 2022, or as soon as possible thereafter, to certify to OBM an amount up to the unexpended, unencumbered balance of Fund 6H20 appropriation item 725681, H2Ohio, at the end of FY 2022 to be appropriated in FY 2023. Appropriates the certified amounts for FY 2023.

**Section: 343.30**

Same as the Executive, but subjects the reappropriation to Controlling Board approval.

Executive

In House Finance

**DNRCD26 Well log filing fees**

**Section: 343.30**

Requires the Chief of the Division of Water Resources to deposit well log filing fees forwarded to the Division into the Water Management Fund (Fund 5160) for the purposes described in RC 1521.05.

**Section: 343.30**

Same as the Executive.

**DNRCD27 Parks Capital Expenses Fund**

**Section: 343.30**

Requires that the Director of DNR submit to the Director of OBM the estimated design, engineering, and planning costs of capital related work to be done by DNR staff for parks projects within the Ohio Parks and Recreation Improvement Fund (Fund 7035). Permits the Director of DNR, if OBM approves the estimated costs, to release appropriations from Fund 7035 appropriation item C725E6, Project Planning, for those purposes. Requires DNR to pay for these expenses from the Parks Capital Expenses Fund (Fund 2270), and requires expenses paid from Fund 2270 to be reimbursed by Fund 7035 using an intrastate transfer voucher.

**Section: 343.30**

Same as the Executive.

Executive

In House Finance

**DNRCD28 NatureWorks Capital Expenses Fund**

**Section: 343.30**

Requires the Department of DNR to submit to the Director of OBM the estimated design, planning, and engineering costs of capital related work to be done by DNR staff for each capital improvement project within the Ohio Parks and Natural Resources Fund (Fund 7031). Permits the Director of DNR, if OBM approves the estimated costs, to release appropriations from Fund 7031 appropriation item C725E5, Project Planning, for those purposes. Requires DNR to pay for these expenses from the Capital Expenses Fund (Fund 4S90), and requires expenses paid from Fund 4S90 to be reimbursed by Fund 7031 by using an intrastate transfer voucher.

**Section: 343.30**

Same as the Executive.

**DNRCD29 Park Maintenance**

**Section: 343.30**

Requires that appropriation item 725514, Park Maintenance, be used to pay the costs of projects supported by the State Park Maintenance Fund (Fund 5TD0). Requires the Director of Natural Resources, on July 1, of each fiscal year, or as soon as possible thereafter, to certify the amount of 5% of the average of the previous five years of deposits in the State Park Fund (Fund 5120) to the Director of OBM. Allows the Director of OBM to transfer up to \$1,600,000 in cash from Fund 5120 to Fund 5TD0.

**Section: 343.30**

Same as the Executive.

**DNRCD30 Clean Ohio Trail Operating Expenses**

**Section: 343.50**

Requires that appropriation item 725405, Clean Ohio Trail Operating, be used to administer Clean Ohio Trail Fund (Fund 7061) projects under RC 1519.05.

**Section: 343.50**

Same as the Executive.

Executive

In House Finance

**DNRCD32 Parks and Recreation Improvement Fund capital appropriations**

**Section: 610.13**

No provision.

Amends Sections 223.10, 223.15, and 223.50 of S.B. 310 of the 133rd General Assembly to increase capital appropriations under Parks and Recreation Improvement Fund (Fund 7035) capital appropriation item C725E2, Local Parks, Recreation, and Conservation Projects, by \$2,776,000 to a total of \$67,229,745 for the FY 2021-FY 2022 capital biennium.

No provision.

Earmarks \$2,000,000 for the Bailey's Bike Trail Project in Athens County, \$750,000 for the Scranton Trail Project in Cuyahoga County, and \$26,000 for a wheelchair accessible fishing pier at Sunny Lake Park in Aurora, Portage County.

No provision.

Increases the amount of original obligations the Treasurer of State is authorized to issue to support the costs of Fund 7035 by \$3,000,000 to a total of \$258,000,000.

Executive

In House Finance

**PYTC9 Board membership vacancies**

**R.C. 4755.01**

Extends from 60 days to 90 days the maximum transition period that may occur between an expired term of office and the Governor's appointment of a person to fill a vacancy on the Board.

**Fiscal effect: None.**

**R.C. 4755.01**

Same as the Executive.

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

**PYTC1 Limited permits**

**R.C. 4755.08, conforming changes in 121.22, 4755.01, 4755.02, 4755.04-4755.06, 4755.11, 4755.12**

Eliminates the Board's authority to issue limited permits to practice as an occupational therapist or occupational therapy assistant until the licensing examination results were available.

**Fiscal effect: None. The Board no longer issues limited permits.**

**R.C. 4755.08, conforming changes in 121.22, 4755.01, 4755.02, 4755.04-4755.06, 4755.11, 4755.12**

Same as the Executive.

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

**PYTC7 Discipline for sexual interactions with patients**

**R.C. 4755.11, 4755.47, 4755.64, 4779.28**

Adds reasons the Board may take disciplinary action related to sexual interactions with a patient, other than the professional's spouse:

(1) For physical therapists and physical therapist assistants, includes sexual conduct.

(2) For occupational therapists, occupational therapy assistants, athletic trainers, orthoptists, prosthetics, and pedorthists, includes sexual conduct, sexual contact, and sexually demeaning verbal behavior.

**Fiscal effect: This may result in an increase investigations costs.**

**R.C. 4755.11, 4755.47, 4755.64, 4779.28**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

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

## Executive

## In House Finance

**PYTC88 Intervention in lieu of conviction****R.C. 4755.11, 4755.47, 4755.64, 4779.28**

Permits the Board to impose discipline on an applicant or licensee due to the person being subject to a judicial finding of eligibility for intervention in lieu of conviction for crimes that would otherwise be a reason for disciplinary action.

**Fiscal effect: Permissive.****R.C. 4755.11, 4755.47, 4755.64, 4779.28**

Same as the Executive.

**Fiscal effect: Same as the Executive.****PYTC82 Inactive licenses****R.C. 4755.12, 4755.06**

Eliminates law that allows an occupational therapist or occupational therapy assistant not in active practice to register as being non-active and have the person's license placed in escrow.

**Fiscal effect: None. The Board no longer provides the option to escrow a license.****R.C. 4755.12, 4755.06**

Same as the Executive.

**Fiscal effect: Same as the Executive.****PYTC85 Photograph and physical description****R.C. 4755.42, 4755.421**

Eliminates the requirement that a physical therapist or physical therapist assistant applying for a license submit a physical description and photograph.

**Fiscal effect: Potential savings due to eliminating delays in processing licenses and removing the need to store photographs.****R.C. 4755.42, 4755.421**

Same as the Executive.

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

Executive

In House Finance

**PYTCD6 Professional physical therapy programs**

**R.C. 4755.42, 4755.421, 4755.48**

Specifies that a physical therapy licensure applicant must graduate from a professional program, rather than complete an education program.

Requires an applicant to graduate from a professional program that is accredited by a national physical therapy accreditation agency approved by the Board's Physical Therapy Section, rather than approved by the U.S. Department of Education.

**Fiscal effect: None.**

**R.C. 4755.42, 4755.421, 4755.48**

Same as the Executive.

Same as the Executive.

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

**PYTCD3 Discipline and hearings**

**R.C. 4779.28, 4779.281**

Permits the Board to impose a fine or require corrective action courses as a form of discipline against a licensed orthotist, prosthetist, or pedorthist.

Permits the Board to impose discipline against a licensed orthotist, prosthetist, or pedorthist due to the individual's denial, revocation, suspension, or restriction of authority to practice any health care occupation (other than for failure to renew) in Ohio, another state, or other jurisdiction.

Requires a sanctioned orthotist, prosthetist, or pedorthist to pay a fee for the actual cost of the administrative hearing.

**Fiscal effect: Granting the Board the authority to impose a fine and require a sanctioned licensee to pay administrative hearing costs could result in additional revenue.**

**R.C. 4779.28, 4779.281**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

Executive

In House Finance

**PYTCD4 Investigations of license holders**

**R.C. 4779.33**

Transfers the duty to investigate violations relating to the practice of orthotics, prosthetics, and pedorthics from the Board's secretary to the full Board.

Permits the Board to share confidential investigatory information, relating to the practice of orthotics, prosthetics, and pedorthics, with any federal, state, or local law enforcement, prosecutorial, or regulatory agency, but requires the entity receiving the information to comply with the same confidentiality requirements as the Board.

Allows the shared information to be admitted as evidence at a criminal trial or administrative hearing, but requires measures be taken to maintain the confidentiality of identifying information.

**Fiscal effect: Minimal. These changes align the disciplinary statute for these professions with others overseen by the Board.**

**R.C. 4779.33**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

**Executive**

**In House Finance**

**OODCD8 Employer inclusive workplace award**

**R.C. 3304.24**

Requires the Governor to present an award during National Disability Employment Awareness Month to employers who meet the criteria for having a workplace inclusive of individuals with disabilities.

Requires OOD to determine the criteria for recommending employers for the award.

**Fiscal effect: Minimal.**

**R.C. 3304.24**

Same as the Executive.

Same as the Executive.

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

**OODCD1 Independent Living**

**Section: 353.20**

Requires that GRF appropriation item 415402, Independent Living Council , be used to support state independent living programs and centers pursuant to Title VII of the federal Rehabilitation Act Amendments of 1992.

Earmarks \$67,662 in each fiscal year from GRF appropriation item 415402 to be used as state matching funds for vocational rehabilitation innovation and expansion activities.

Requires GRF appropriation item 415511, Centers for Independent Living, to support the Centers for Independent Living in accordance with the State Plan for Independent Living.

**Section: 353.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

**OODCD2 Assistive Technology**

**Section: 353.20**

Requires that GRF appropriation item 415406, Assistive Technology, be provided to Assistive Technology of Ohio and used to provide grants and assistive technology services for people with disabilities in Ohio.

**Section: 353.20**

Same as the Executive.

**Executive**

**In House Finance**

**OODCD3 Brain Injury**

**Section: 353.20**

Requires that GRF appropriation item 415431, Brain Injury, be provided to The Ohio State University College of Medicine to support the Brain Injury Program.

**Section: 353.20**

Same as the Executive.

**OODCD4 Services for Individuals with Disabilities**

**Section: 353.20**

Requires that in addition to funding the general vocational rehabilitation program, GRF appropriation item 415506, Services for Individuals with Disabilities, also be used to do the following:

**Section: 353.20**

Same as the Executive.

(1) Continue partnerships with certified drug courts to expand access to employment and increase employment outcomes that promote recovery and rehabilitation.

(1) Same as the Executive.

(2) Continue partnerships with community colleges and state universities to ensure college students with disabilities can compete for in-demand jobs and increase the median earnings of these individuals.

(2) Same as the Executive.

(3) Create paid on-the-job work experiences for eligible candidates placed in state agencies to develop work skills and increase the number of individuals with disabilities employed in state government.

(3) Same as the Executive.

(4) Increase access to vocational rehabilitation services for eligible students enrolled at the Ohio State School for the Blind and the Ohio School for the Deaf to prepare these students for transition to college or employment.

(4) Same as the Executive.

Requires expenses related to these activities be used as state match for the federal vocational rehabilitation grant.

Same as the Executive.

**Executive**

**In House Finance**

**OODCD5 Services for the Deaf**

**Section: 353.20**

Requires that GRF appropriation item 415508, Services for the Deaf, be used to provide grants to community centers for the deaf.

**Section: 353.20**

Same as the Executive.

**OODCD6 Visually Impaired Reading Services**

**Section: 353.20**

Requires that GRF appropriation item 415512, Visually Impaired Reading Services, be used to support VOICEcorps Reading Services to provide reading services for blind individuals.

**Section: 353.20**

Same as the Executive.

**OODCD7 Sight centers**

**Section: 353.20**

Makes the following earmarks from FED Fund 3L40 appropriation item 415617, Independent Living Older Blind, to provide independent living services to the community of individuals with blindness or low vision:

**Section: 353.20**

Same as the Executive.

(1) \$10,000 in each fiscal year to the Cleveland Sight Center.

(1) Same as the Executive.

(2) \$10,000 in each fiscal year to the Cincinnati Association for the Blind and Visually Impaired.

(2) Same as the Executive.

(3) \$10,000 in each fiscal year to the Sight Center of Northwest Ohio.

(3) Same as the Executive.

Executive

In House Finance

**PENCD1 Police and Fire Death Benefit Fund**

**Section: 361.20**

Specifies that appropriation item 090575, Police and Fire Death Benefits, be disbursed quarterly by the Treasurer of State (TOS) at the beginning of each quarter of each fiscal year to the Board of Trustees of the Ohio Police and Fire Pension Fund (OP&F), which serves as trustees of the Ohio Public Safety Officers Death Benefit Fund. Requires TOS to certify such amounts quarterly to the Director of Budget and Management.

Specifies that the OP&F Board of Trustees must certify to TOS, by June 20 of each fiscal year, the amount disbursed in the current fiscal year to make the payments associated with benefits paid under the death benefit fund and applicable costs for the fund's recipients who elected benefits under the state employees' health benefit plans. Requires the OP&F Board of Trustees to return to TOS all monies received from appropriation item 090575, Police and Fire Death Benefits, but not disbursed.

Requires the OP&F Board of Trustees to also withhold from the benefits paid from the death benefit fund to a fund recipient, who elected any benefits under state employees' health benefit plans, the percentage of the cost for health benefits that would be paid by a state employee, and forward the withheld amounts to the Department of Administrative Services (DAS), from the revenue received from ALI 090575.

Specifies that the OP&F Board of Trustees, for each death benefit fund recipient who participates in health, medical, hospital, dental, surgical, or vision benefits under the state employees' health benefit plans, must forward from the revenue received from ALI 090575 the percentage of the cost for the applicable benefits that would be paid by a state employer for a

**Section: 361.20**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

state employee who elects that coverage and any applicable administrative costs, which must not exceed 2% of the total cost of the benefits.

Specifies that if the DAS Director determines, in consultation with the Chairperson of the OP&F Board of Trustees (or designee), that additional amounts are necessary to pay the cost of providing required death or health benefits from ALI 090575 in FY 2022 or 2023, the DAS Director may certify the additional amount necessary to the OBM Director, and appropriates that amount.

**Fiscal effect: Potential increase in amounts appropriated in GRF line item 090575 in FY 2022 and FY 2023, depending on the DAS Director's determination.**

Same as the Executive.

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

Executive

In House Finance

**PRXCD1    Dispensing tobacco cessation drugs without a prescription**

**R.C.        4729.42, 4731.90**

(1) Permits a pharmacist or pharmacy intern to dispense tobacco cessation drugs without a prescription in accordance with a physician-established protocol that meets specified requirements and establishes recordkeeping and notice requirements.

(2) Requires the State Board of Pharmacy to adopt rules in consultation with the State Medical Board and the Department of Health regarding pharmacists and pharmacy interns dispensing tobacco cessation drugs.

**Fiscal effect: Potential increase in administrative expenses for the State Board of Pharmacy to promulgate rules and regulate additional pharmacist and pharmacy intern duties.**

**R.C.        4729.42, 4731.90**

(1) Same as the Executive.

(2) Same as the Executive.

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

## Executive

## In House Finance

**PUBCD1 Insufficient operating expenses funding****Section: 371.10**

Permits the Director of Budget and Management, in each fiscal year and upon written request of the State Public Defender, to approve an appropriation transfer of up to \$100,000 from GRF appropriation item 019501, County Reimbursement, to GRF appropriation item 019401, State Legal Defense Services, to fund the operating expenses of the Public Defender Commission if the State Public Defender determines that the amounts appropriated to GRF appropriation item 019401 are insufficient.

**Section: 371.10**

Same as the Executive.

**PUBCD2 Indigent defense office****Section: 371.10**

Requires GRF appropriation item 019404, Trumbull County - State Share, and DPF Fund 4X70 appropriation item 019610, Trumbull County - County Share, to be used to support an indigent defense office for Trumbull County.

**Section: 371.10**

Same as the Executive.

**PUBCD3 Multi-county office****Section: 371.10**

Requires GRF appropriation item 019403, MultiCounty: State Share, and DPF Fund 4C70 appropriation item 019601, Multi-County: County Share, to be used to support the Commission's Multi-County Branch Office Program.

**Section: 371.10**

Same as the Executive.

## Executive

## In House Finance

**PUBCD4 Training Account****Section: 371.10**

Requires GRF appropriation item 019405, Training Account, to be used to provide legal training programs at no cost for private appointed counsel who represent at least one indigent person at no cost, and state and county public defenders and attorneys who contract with the Ohio Public Defender to provide indigent defense services.

**Section: 371.10**

Same as the Executive.

**PUBCD5 Cash transfer from the General Revenue Fund to the Legal Aid Fund****Section: 371.10**

(1) Requires the Director of Budget and Management, on July 1 of each fiscal year, or as soon as possible thereafter, to transfer \$500,000 cash from the GRF to the Legal Aid Fund (Fund 5740).

(1) Same as the Executive.

(2) Requires \$250,000 in each fiscal year to be distributed by the Ohio Access to Justice Foundation to Ohio's civil legal aid societies for the sole purpose of providing legal services for economically disadvantaged individuals and families seeking assistance with legal issues arising as a result of substance abuse disorders.

(2) Same as the Executive.

(3) Requires \$250,000 in each fiscal year to be distributed by the Ohio Legal Assistance Foundation to Ohio's civil legal aid societies for the sole purpose of providing legal services for veterans.

(3) Same as the Executive.

(4) Prohibits any of the money to be used for administrative costs, including, but not limited to, salaries, benefits, or travel reimbursements.

(4) Same as the Executive.

Executive

In House Finance

**PUBCD6 Federal Representation**

**Section: 371.10**

Requires FED Fund 3S80 appropriation item 019608, Federal Representation, to be used to support representation provided by the Ohio Public Defender in federal court cases.

**Section: 371.10**

Same as the Executive.

**PUBCD7 Adoption proceedings**

No provision.

**Section: 371.10**

Earmarks \$3,000,000 in each fiscal year from GRF appropriation item 019501, County Reimbursement, for reimbursing counties for the costs and expenses of providing legal representation to indigent persons in adoption proceedings.

Executive

In House Finance

**DPSCD35 Minimum age to sell tobacco products**

**R.C. 2927.02**

Expands the offense of illegal distribution of tobacco products to additionally prohibit tobacco businesses from permitting an employee under 18 years of age to sell tobacco products. Makes the penalty for a first violation of the prohibition a fourth degree misdemeanor, and a third degree misdemeanor for any subsequent violation.

**Fiscal effect: Potential increase in annual operating costs for county and municipal criminal justice systems to prosecute and sanction violators, and a related annual revenue gain in court costs and fees, and fines distributed between the state and subdivisions.**

**R.C. 2927.02**

Same as the Executive.

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

**DPSCD33 Enforcement of illegal tobacco distribution**

**R.C. 5502.14**

Authorizes a Department of Public Safety enforcement agent to investigate and enforce the law related to illegally selling and distributing cigarettes and tobacco without the offense being associated with a Liquor Law violation.

**Fiscal effect: Potential increase in annual operating costs for county and municipal criminal justice systems to prosecute and sanction violators, and a related annual revenue gain in court costs and fees, and fines distributed between the state and subdivisions.**

**R.C. 5502.14**

Same as the Executive.

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

Executive

In House Finance

**DPSCD34 Local government employee immunity**

**R.C. 5502.30**

Specifies that an employee of a political subdivision who renders aid in another state in accordance with the Emergency Management Assistance Compact is considered a state employee for immunity purposes, is considered an agent of the requesting state for tort liability and immunity purposes, and not liable for any act or omission done in good faith while engaged or on account of the maintenance or use of any equipment or supplies.

**Fiscal effect: Potential state and local government savings effect in relation to adjudication, litigation, and settlement costs that otherwise may be incurred under current law.**

**R.C. 5502.30**

Same as the Executive.

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

**DPSCD22 Recovery Ohio Law Enforcement**

**Section: 373.20**

Makes the following earmarks in each fiscal year of GRF appropriation item 761403, Recovery Ohio Law Enforcement:

(1) Up to \$6,575,000 to create and maintain a highly specialized Narcotics Intelligence Center consisting of personnel assigned to intelligence and computer forensic analysis that will assist Ohio narcotics task forces and law enforcement agencies.

(2) Up to \$3,400,000 to be used to support local law enforcement narcotics task forces that focus on cartel trafficking interdiction. Requires the interdiction task forces to be designated Ohio Organized Crime Commission task forces subject to approval and supervision of the Commission. Permits the money to also be used to provide funding to local law enforcement agencies, the Commission for task force related equipment purchases, and for operating expenses of the Office of Criminal Justice Services related to the narcotics interdiction

**Section: 373.20**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

Executive

In House Finance

task force program.

(3) Up to \$2,500,000 for narcotics task forces in order to build new and strengthen existing partnerships with local law enforcement, for local law enforcement agencies, and for operating expenses of the Office of Criminal Justice Services related to the Ohio narcotics task force program.

(3) Same as the Executive.

(4) Up to \$600,000 to be used to partner with the Office of Information Technology in the Department of Administrative Services to enhance and maintain a uniform records management and data intelligence system, and provide case management, collaboration, data sharing, and data analytics tools for Ohio narcotics task forces and law enforcement agencies.

(4) Same as the Executive.

**DPSCD23 Justice Program Services**

**Section: 373.20**

Earmarks the following amounts of GRF appropriation item 768425, Justice Program Services, for use by the Office of Criminal Justice Services in each fiscal year:

**Section: 373.20**

Same as the Executive.

(1) Up to \$5,000,000 to administer and distribute grants to state and local law enforcement agencies for body-worn camera programs.

(1) Same as the Executive.

(2) Up to \$4,000,000 to administer and distribute grants to local law enforcement agencies to assist local communities in reducing and preventing crime through the use of promising and proven crime reduction strategies. Specifies that the funds may be used for, but are not limited to, overtime, equipment, technical assistance, and analytical support to implement crime reduction strategies.

(2) Same as the Executive, but requires approval by the Controlling Board before the grants are disbursed.

**Executive**

**In House Finance**

(3) Up to \$1,000,000 for grants to state and/or local law enforcement to conduct investigations on sexual assault kit testing results and related expenditures.

(3) Same as the Executive.

(4) Up to \$500,000 to support state and local law enforcement agencies in the recruitment, hiring, and training of qualified individuals to serve as peace officers.

(4) Same as the Executive.

(5) Up to \$250,000 for the purposes of implementing recommendations of the Governor's Warrant Task Force.

(5) Same as the Executive.

**DPSCD24 Youthful Driver Safety**

**Section: 373.20**

Requires GRF appropriation item 769407, Youthful Driver Safety, be used to enhance driver training for a statewide youthful driver safety program using best practices and technology focused on behind-the-wheel driver training for drivers aged 16-24 in order to reduce the number of at-fault youthful fatal car crashes.

**Section: 373.20**

Same as the Executive.

**DPSCD25 School Safety**

**Section: 373.20**

Requires GRF appropriation item 769501, School Safety, be used to pay for the operations of the Ohio School Safety Center, including maintaining and promoting the Safer Ohio Schools Tip Line, and assisting local schools and first responders in preventing, preparing for, and responding to threats and acts of violence, including self-harm, through a holistic, solutions-based approach to improving school safety.

**Section: 373.20**

Same as the Executive.

Executive

In House Finance

**DPSCD26 Local Disaster Assistance**

**Section: 373.20**

(1) Reappropriates the unexpended, unencumbered balance of GRF appropriation item 763511, Local Disaster Assistance, at the end of FY 2021 to FY 2022 for the April 17, 2018, and April 8, 2019 Major Disaster Declarations for FY 2022.

(2) Reappropriates the unexpended, unencumbered balance of GRF appropriation item 763511, Local Disaster Assistance, at the end of FY 2022 to FY 2023 for the same purpose.

**Section: 373.20**

(1) Same as the Executive.

(2) Same as the Executive.

**DPSCD27 State Disaster Relief**

**Section: 373.20**

(1) Permits the Director of Budget and Management, on July 1 of each fiscal year, or as soon as possible thereafter, to transfer \$1,875,000 from the Disaster Services Fund (Fund 5E20) to the State Disaster Relief Fund (Fund 5330) to pay for estimated program administrative costs and Emergency Operations Center activation costs for that fiscal year.

(2) Permits Fund 5330 to be used for the following purposes:

(a) Accept transfers of cash or appropriations from Controlling Board appropriation items for Ohio Emergency Management Agency (Ohio EMA) disaster response costs and disaster program management costs.

(b) Accept transfers of cash or appropriations from Controlling Board appropriation items for Ohio EMA recovery and mitigation program match costs to reimburse eligible local governments and private nonprofit organizations for disaster-related costs.

**Section: 373.20**

(1) Same as the Executive.

(2) Same as the Executive.

(a) Same as the Executive.

(b) Same as the Executive.

Executive

In House Finance

(c) Accept transfers of cash or appropriations from Controlling Board appropriation items to cover costs incurred and to reimburse government entities for Emergency Management Assistance Compact (EMAC) missions.

(c) Same as the Executive.

(d) Accept disaster-related reimbursement from federal, state, and local governments. Permits the Director of Budget and Management to transfer cash from reimbursements received by Fund 5330 to other state funds from which transfers were originally approved by the Controlling Board.

(d) Same as the Executive.

(e) Accept transfers of cash or appropriations from Controlling Board appropriation items to fund the State Disaster Relief Program, for disasters qualifying for the program by written authorization of the Governor, and the State Individual Assistance Program for disasters that have been declared by the federal Small Business Administration and that qualify for the program by written authorization of the Governor.

(e) Same as the Executive.

(3) Permits Fund 5330 to accept, hold, administer and expend any cash received from a gift, donation, bequest, devise or contribution.

(3) Same as the Executive.

**DPSCD51 Ohio Task Force One**

No provision.

**Section: 373.20**

Earmarks \$250,000 of GRF appropriation item 763512, Ohio Task Force One, for distribution to the Ohio Task Force One – Urban Search and Rescue Unit to pay for its operating expenses and developing new programs.

Executive

In House Finance

**DPSCD53 Lake County Emergency Management Agency**

No provision.

**Section: 373.20**

Earmarks \$300,000 of GRF appropriation item 763403, EMA Operating, in FY 2022 for the Lake County Emergency Management Agency to improve wireless and microwave communication for emergency operations.

**DPSCD28 Transfer from State Fire Marshal Fund to Emergency Management Agency Service Reimbursement Fund**

**Section: 373.30**

(1) Requires the Director of Budget and Management, on July 1 of each fiscal year, or as soon as possible thereafter, to transfer \$200,000 from the State Fire Marshal Fund (Fund 5460) used by the Department of Commerce to the Emergency Management Agency Service and Reimbursement Fund (Fund 4V30) used by the Department of Public Safety.

(2) Requires those amounts to be distributed to the Ohio Task Force One – Urban Search and Rescue Unit, other similar urban search and rescue programs around the state, and for maintenance of the statewide fire emergency response by an entity recognized by the Ohio Emergency Management Agency.

**Section: 373.30**

(1) Same as the Executive.

(2) Same as the Executive.

**DPSCD29 Drug Law Enforcement Fund**

**Section: 373.30**

Specifies that, notwithstanding R.C. 5502.68, in FYs 2022 and 2023, the cumulative amount of funding provided to any single drug task force out of the Drug Law Enforcement Fund (Fund 5ET0) may not exceed \$500,000 in any calendar year.

**Section: 373.30**

Same as the Executive.

Executive

In House Finance

**DPSCD30 Community Police Relations**

**Section: 373.30**

Requires DPF Fund 5RS0 appropriation item 768621, Community Police Relations, be used to implement key recommendations of the Ohio Task Force on Community-Police Relations, including a database on use of force and officer involved shootings, a public awareness campaign, and state-provided assistance with policy-making and manuals.

**Section: 373.30**

Same as the Executive.

**DPSCD31 SARA Title III HAZMAAT Planning**

**Section: 373.30**

Authorizes the SARA Title III HAZMAT Planning Fund (Fund 6810) to receive grants from the Emergency Response Commission to implement the Ohio Emergency Management Agency's responsibilities under R.C. Chapter 3750.

**Section: 373.30**

Same as the Executive.

**DPSCD32 Security Grants**

**Section: 373.30**

(1) Requires GRF appropriation item 763513, Security Grants, be used to make competitive grants of up to \$100,000 to nonprofit organizations, houses of worship, chartered nonpublic schools, and licensed preschools for the following purposes:

(a) To make eligible security improvements that assist the organization in preventing, preparing for, or responding to acts of terrorism;

(b) To acquire the services of a resource officer, special duty police officer, or licensed armed security guards; or

**Section: 373.30**

(1) Same as the Executive.

(a) Same as the Executive.

(b) Same as the Executive, but specifies that the grants may be used to acquire new or retain existing personnel (as opposed to "acquire" under the Executive version of the bill), and requires the Emergency Management Agency(EMA) to allow for a portion of the funds granted to acquire or retain the services of a

Executive

In House Finance

(c) To purchase qualified equipment, including equipment for emergency and crisis communication, crisis management, or trauma and crisis response to assist in preventing, preparing for, or responding to acts of terrorism.

resource officer, special duty police officer, or licensed armed security guard to be used for training, licensing, or certification of such as resource officers.

(c) Same as the Executive, but adds a purpose permitting the EMA to prioritize a portion of funding, but not more than \$1,000,000 in each fiscal year, for innovative community-public safety partnerships addressing counterterrorism prevention, provided the grantee is still eligible as a nonprofit organization that is at risk of terror attack.

(2) Requires the Emergency Management Agency (EMA) to administer and award the grants, as well as establish procedures and forms by which applicants may apply for a grant, a competitive process for ranking applicants and awarding the grants, and procedures for distributing grants to recipients.

(2) Same as the Executive, but specifies that the grantee has twenty-four months from the date of the first disbursement to meet program requirements.

(3) Specifies that the EMA’s procedures shall require each applicant do all of the following and requires the EMA to consider all of the following in evaluating grant applications:

(3) Same as the Executive.

(a) Identify and substantiate prior threats or attacks by a terrorist organization, network, or cell against the nonprofit organization, house of worship, chartered nonpublic school, or licensed preschool.

(a) Same as the Executive.

(b) Indicate the symbolic or strategic value of one or more site that renders the site a possible target of terrorism.

(b) Same as the Executive.

(c) Discuss potential consequences to the organization if the site is damaged, destroyed, or disrupted by a terrorist.

(c) Same as the Executive.

(d) Describe how the grant will be used to integrate organizational preparedness with broader state and local preparedness efforts.

(d) Same as the Executive.

Executive

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(e) Submit a vulnerability assessment conducted by experienced security, law enforcement, or military personnel, or a credible intelligence and threat analysis from one or more qualified homeland security, counterintelligence, or anti-terrorism experts, and a description of how the grant will be used to address the vulnerabilities identified in the assessment.

(e) Same as the Executive.

(4) Specifies that any grant submission described in R.C. 3313.536 or 149.433 is not a public record under R.C. 149.43 and is not subject to mandatory release or disclosure under that section.

(4) Same as the Executive.

(5) Permits the EMA to use up to 2.5% of the total amount appropriated to administer the program and specifies that a portion of that amount may be used to pay costs incurred by the Department of Public Safety to provide security-related or specialized assistance in reviewing vulnerability assessments and prioritizing grant applications.

(5) Same as the Executive.

(6) Defines “eligible security improvements” as:

(6) Same as the Executive.

(a) Physical security enhancement equipment or inspection and screening equipment included on the Authorized Equipment List published by the United States Department of Homeland Security, or

(a) Same as the Executive, but adds the purchase, upgrade, and maintenance of high-speed internet for those utilizing it for security purposes as an eligible security improvement.

(b) Attendance fees and associated materials, supplies, and equipment costs for security-related training courses and programs regarding the protection of critical infrastructure and key resources, physical and cyber security, target hardening, or terrorism awareness or preparedness.

(b) Same as the Executive.

(c) Specifies that personnel and travel costs associated with training are not considered to be an eligible expense of the grant.

(c) Same as the Executive.

Executive

In House Finance

(7) Defines “nonprofit organization” as a corporation, association, group, institution, society, or other organization that is exempt from federal income taxation under section 501(c)(3) of the “Internal Revenue Code of 1986,” 100 Stat. , 26 U.S.C 501(c)(3), as amended.

(7) Same as the Executive.

(8) Defines "resource officer" as any law enforcement officer of an accredited local law enforcement agency providing special duty services in a school setting to create or maintain a safe, secure, and orderly environment, and specifies that a resource officer may include a special duty police officer, off-duty police officer, deputy sheriff, or other peace officer of the applicable local law enforcement agency in which the chartered nonpublic school or licensed preschool is located or qualifying personnel of an accredited local law enforcement agency for any jurisdiction in Ohio.

(8) Same as the Executive.

(9) Defines "terrorism" as any act taken by a group or individual used to intimidate or coerce a nonprofit organization, house of worship, chartered nonpublic school, or licensed preschool, its employees, and anyone who is or in the future may be associated with it, as well as their families; to influence the policy of the nonprofit organization, house of worship, chartered nonpublic school, or licensed preschool; and to affect the conduct of the nonprofit organization, house of worship, chartered nonpublic school, or licensed preschool.

(9) Same as the Executive.

(10) Requires the Director of Budget and Management, on July 1, 2021 to cancel any existing encumbrances against GRF appropriation item 763514, Security Grants – Personnel, and reestablish them against GRF appropriation item 763513, Security Grants.

(10) Same as the Executive.

Executive

In House Finance

(11) Reappropriates the unexpended, unencumbered balance of GRF appropriation item 763513, Security Grants, at the end of FY 2021 and FY 2022, respectively, to the following fiscal year.

(11) Same as the Executive.

**DPSCD52 Fredericksburg MARCS Tower project**

No provision.

**Section: 610.14, 610.15**

Amends S.B. 310 of the 133rd General Assembly to increase Administrative Building Taxable Bond Fund (Fund 7016) appropriation item C76073, Fredericksburg MARCS Tower, by \$250,000, from \$250,000 to \$500,000, for the FY 2021-FY 2022 capital biennium.

## Executive

## In House Finance

**PUCCD1 Commission office operating hours****R.C. 4901.10**

Removes the requirement that the Public Utilities Commission office be open during specific business hours.

**Fiscal effect: None.****R.C. 4901.10**

Same as the Executive.

**Fiscal effect: Same as the Executive.****PUCCD2 Power Siting Board contract for expert or analyst****R.C. 4906.02**

Allows the Ohio Power Siting Board to obtain the services of outside experts through contracts and fund the expense through certificate or amendment application fees imposed under existing law.

**Fiscal effect: Potential increase in expenditures from DPF line item 870606, Power Siting Board. Any such increase would be funded by a corresponding increase in fee revenue.**

**R.C. 4906.02**

Same as the Executive, but requires Controlling Board approval of these contracts.

**Fiscal effect: Same as the Executive.****PUCCD3 Internet telephone directories**

No provision.

**R.C. 4927.01, Section 749.10**

Provides that an internet-accessible database of directory listings is a reasonable format for the telephone directory, required as part of a telephone company's basic local exchange service, if the telephone company also provides a hard copy of the directory upon the customer's written request.

**Fiscal effect: None.**

Executive

In House Finance

**PWCCD3 Conservation General Obligation Bond Debt Service**

**Section: 377.20**

Requires GRF appropriation item 150904, Conservation General Obligation Bond Debt Service, to be used to pay all debt service and related financing costs during the FY 2022-FY 2023 biennium on obligations issued for the Clean Ohio Conservation Program under RC 151.01 and 151.09 of the Revised Code.

**Section: 377.20**

Same as the Executive.

**PWCCD4 Infrastructure Improvement General Obligation Bond Debt Service**

**Section: 377.20**

Requires GRF appropriation item 150907, Infrastructure Improvement General Obligation Bond Debt Service, to be used to pay all debt service and related financing costs during the FY 2022-FY 2023 biennium for obligations issued for the State Capital Improvement Program under RC 151.01 and 151.08.

**Section: 377.20**

Same as the Executive.

**PWCCD5 Clean Ohio Conservation - Operating**

**Section: 377.20**

Requires that Clean Ohio Conservation Fund (Fund 7056) appropriation item 150403, Clean Ohio Conservation Operating, be used to administer the Clean Ohio Conservation Program pursuant to RC 164.20 to 164.27.

**Section: 377.20**

Same as the Executive.

**PWCCD6 State Capital Improvements Program Operating Expenses**

**Section: 377.20**

Requires that State Capital Improvements Fund (Fund 7038) appropriation item 150321, State Capital Improvement Program - Operating Expenses, be used to administer the State Capital Improvement Program pursuant to RC 164.01 to 164.16.

**Section: 377.20**

Same as the Executive.

Executive

In House Finance

**PWCCD7 District administration costs**

**Section: 377.20**

Authorizes PWC to use the proceeds of the State Capital Improvement Fund (Fund 7038) and the Local Transportation Improvement Program Fund (Fund 7052) for a District Administration Costs Program, which covers the administrative costs incurred by the 19 individual District Public Works Integrating Committees (DPWICs). Permits no more than \$1,235,000 per fiscal year to be made available for reimbursement and allows each DPWIC to receive up to \$65,000 for this purpose.

Requires PWC to define allowable costs for the program, and specifies that indirect costs, elected official salaries and benefits, and project-specific costs are not allowable. Requires DPWICs to approve such costs in order to participate in the program.

**Section: 377.20**

Same as the Executive.

Same as the Executive.

**PWCCD8 Natural Resource Assistance Council administration costs**

**Section: 377.20**

Authorizes PWC to use the proceeds of the Clean Ohio Conservation Fund (Fund 7056) for a District Administration Costs Program to cover administrative costs incurred by Natural Resource Assistance Councils (NRACs). Allows any of the 19 NRACs to receive up to \$15,000 per fiscal year for these costs.

Requires PWC to define the allowable costs of the program and specifies that indirect costs, elected official salaries and benefits, and project-specific costs are not allowable.

**Section: 377.20**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**DRCCD14 Removing outdated law about the Ohio River Valley Facility**

No provision.

**R.C. 307.39, 341.12, 341.121 (repealed)**

Removes outdated provisions of the Revised Code that allowed Lawrence County to place inmates in the Ohio River Valley Facility.

**Fiscal effect: None.**

**DRCCD15 Sacramental wine brought into a state facility**

No provision.

**R.C. 2921.36**

Exempts small amounts of sacramental wine from the offense of "illegal conveyance of intoxicating liquor onto the grounds of a specified governmental facility" when the person conveying, delivering, or attempting to convey or deliver the wine is a cleric. Under continuing law, a "specified governmental facility" is a place under the control of the departments of Mental Health and Addiction Services, Developmental Disabilities, Youth Services, or Rehabilitation and Correction.

**Fiscal effect: None.**

**DRCCD10 Certain firearms-related offense penalties**

**R.C. 2923.13, 2923.20, 2923.21**

(1) Increases the penalty for "having weapons while under disability" as follows:

(1) No provision.

(a) From a third degree felony to a second degree felony when the offender has previously been convicted of an offense of having weapons while under disability;

(a) No provision.

(b) From a third degree felony to a second degree felony when the offender is under indictment for or has been convicted of any felony offense of violence or has been adjudicated a delinquent child for the commission of an offense that, if

(b) No provision.

Executive

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committed by an adult, would have been a felony offense of violence; and

(c) From a third degree felony to a first degree felony when the offender has previously been convicted of an offense of having weapons while under disability and is under indictment for or has been convicted of any felony offense of violence or has been adjudicated a delinquent child for the commission of an offense that, if committed by an adult, would have been a felony offense of violence.

(c) No provision.

(2) Increases the penalty for "unlawful transactions in weapons" as follows:

(2) No provision.

(a) From a fourth degree felony to a third degree felony if the violation is recklessly selling, lending, giving, or furnishing a firearm or dangerous ordnance to any person prohibited by state law from acquiring or using a firearm or dangerous ordnance, or possessing a firearm or dangerous ordnance with purpose to dispose of it; and

(a) No provision.

(b) From a third degree felony to a second degree felony if the violation is (i) knowingly soliciting, persuading, encouraging, or enticing a federally licensed firearms dealer or private seller to transfer a firearm or ammunition to any person in a manner prohibited by state or federal law, (ii) knowingly providing materially false information to a federally licensed firearms dealer or private seller with an intent to deceive, or (iii) knowingly procuring, soliciting, persuading, encouraging, or enticing a person to act in violation of either of the preceding (i) or (ii).

(b) No provision.

(3) Increases the penalty for "improperly furnishing firearms to a minor" from a fifth degree felony to a third degree felony.

(3) No provision.

Executive

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**Fiscal effect: Annual cost increase for the Department of Rehabilitation and Correction due to the potential for longer prison terms imposed on certain offenders or certain offenders being sentenced to a prison term that otherwise may not have been imposed under current law.**

**DRCCD11 Firearms specification penalties**

**R.C. 2929.14, 2941.141, 2941.144, 2941.145**

Increases the penalty for conviction of a firearm specification charging the offender with having a firearm on or about the offender's person or under the offender's control while committing a felony and displaying, brandishing, indicating possession of, or using the firearm:

(1) From three years to three, four, or five years; or

(2) From 54 months to 54, 66, or 78 months if the offender previously was convicted of a firearms specification, subject to a limitation on duration if the offender also is convicted of a repeat violent offender or violent career criminal specification.

No provision.

(1) No provision.

(2) No provision.

**Fiscal effect: Annual cost increase for the Department of Rehabilitation and Correction due to the potential for longer prison terms imposed on certain offenders or certain offenders being sentenced to a prison term that otherwise may not have been imposed under current law.**

**DRCCD8 Community control sanctions, judicial release, and 80% release mechanism**

**R.C. 2929.15, 2929.20, 2929.25, 2967.19**

(1) Modifies the existing authorized duration of community control sanctions a court is permitted to impose on an offender for a felony from a maximum of five years for all felonies to:

(1) No provision.

Executive

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- (a) Maximum of five years for first, second, and third degree felonies and felony sex offenses;
- (b) Maximum of three years for fourth degree felonies that are not felony sex offenses; and
- (c) Maximum of two years for fifth degree felonies that are not felony sex offenses.
- (2) Modifies the existing authorized duration of community control sanctions a court is permitted to impose on an offender for a misdemeanor from a maximum of five years to a maximum of two years.
- (3) Modifies the authorized duration of community control sanctions which a court is permitted to impose on a prisoner released on judicial release or under the 80% release mechanism from a maximum of five years for all offenders to:
  - (a) Maximum of five years if the most serious offense from which the release is granted is a first, second, or third degree felony or a felony sex offense;
  - (b) Maximum of three years if the most serious offense from which the release is granted is a fourth degree felony that is not a felony sex offense; and
  - (c) Two years if the most serious offense from which release is granted is a fifth degree felony that is not a felony sex offense.

- (a) No provision.
- (b) No provision.
- (c) No provision.
- (2) No provision.
- (3) No provision.
- (a) No provision.
- (b) No provision.
- (c) No provision.

**Fiscal effect: Administrative cost savings for the state's Adult Parole Authority and county probation departments, as their respective monthly community supervision caseloads will be reduced to some degree.**

Executive

In House Finance

**DRCCD5 Adult Parole Authority – grant of administrative release**

**R.C. 2967.17**

(1) Expands the existing provision that allows the Adult Parole Authority (APA) to grant an administrative release to certain offenders in specified circumstances and under specified conditions to also allow the Authority to grant an administrative release under the specified conditions to a "releasee" serving another felony sentence in a prison or taken into custody by the U.S. Department of Justice and deported from the U.S.

(2) Defines "releasee" as an inmate who has been released from confinement at the expiration of a prison term under a period of post-release control that includes one or more post-release control sanctions.

**Fiscal effect: Potential administrative cost savings for the APA, as certain offenders will no longer be under the Authority's jurisdiction.**

**R.C. 2967.17**

(1) Same as the Executive.

(2) Same as the Executive.

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

**DRCCD9 Post-release control sanctions**

**R.C. 2967.28**

(1) Changes the duration of mandatory post-release control (PRC):

(a) From five years to "up to five years, but not less than two years" for a first degree felony that is not a felony sex offense;

(b) From three years to "up to three years, but not less than 18 months" for a second degree felony that is not a felony sex offense; and

(c) From three years to "up to three years, but not less than one year" for a third degree felony that is an offense of violence and is not a felony sex offense.

**R.C. 2967.28**

(1) Same as the Executive.

(a) Same as the Executive.

(b) Same as the Executive.

(c) Same as the Executive.

Executive

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(2) Changes the duration of discretionary PRC from "up to three years" to "up to two years" for a third, fourth, or fifth degree felony that is not subject to mandatory PRC.

(2) Same as the Executive.

(3) Removes juvenile court delinquent child adjudications as items that must be considered by the Parole Board or court in determining PRC sanctions.

(3) Same as the Executive.

(4) Changes from mandatory to discretionary the use of active GPS monitoring for the first 14 days of a prisoner on PRC who is released before the expiration of the prisoner's term and who earned over 60 days of earned credit.

(4) Same as the Executive.

(5) Modifies the mechanism for shortening or terminating PRC of an offender who is complying with the PRC sanctions.

(5) Same as the Executive.

(6) Specifies that if an offender is under a period of PRC and if, during the period of PRC, the offender serves as a sanction for violating PRC conditions, the maximum prison sanction time available as a PRC sanction, the PRC terminates.

(6) Same as the Executive.

(7) Provides rules for determining the manner in which PRC operates when an offender is simultaneously subject to a period of parole and a period of PRC or is subject to two simultaneous periods of PRC.

(7) Same as the Executive.

(8) Specifies that a period of PRC shall not be imposed consecutively to any other period of PRC.

(8) Same as the Executive.

**Fiscal effect: Administrative cost savings for the state's Adult Parole Authority, as their monthly community supervision caseload will be reduced to some degree.**

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

Executive

In House Finance

**DRCCD6 Expands the community-based substance use disorder treatment program**

**R.C. 5120.035**

(1) Extends eligibility for the community-based substance use disorder treatment program to non-violent third degree felony offenders while continuing eligibility for non-violent fourth- and fifth-degree felony offenders.

(2) Removes a restriction that prevents those with any prior conviction of a felony offense of violence or a prior conviction of a misdemeanor offense of violence within the preceding five years from participating in the program.

**Fiscal effect: None.**

**R.C. 5120.035**

(1) Same as the Executive.

(2) Same as the Executive.

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

**DRCCD12 Internet access for prisoners**

**R.C. 5120.62, 5145.31**

Allows prisoner access to the internet for uses or purposes approved by the managing officer of a prison or their designee, rather than only while participating in an educational program that requires use of the internet for training or research, as under current law.

**Fiscal effect: None.**

**R.C. 5120.62, 5145.31**

Same as the Executive.

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

Executive

In House Finance

**DRCCD7 Subsidies for community-based corrections programs**

**R.C. 5149.31**

(1) Modifies the requirements for the program of subsidies provided by the Department of Rehabilitation and Correction to counties for community-based corrections programs by making the subsidies contingent upon the outcomes of any performance-based standards established by the Department, in addition to being contingent upon the number of offenders participating in such programs who satisfy the participation suitability standards established by the Department as under current law.

(2) Requires the Department's standards for community-based corrections programs to be designed to support evidence-based policies and practices, as defined by the Department.

**Fiscal effect: Certain counties may be awarded larger or lesser amounts than otherwise may have been the case under current law.**

**R.C. 5149.31**

(1) Same as the Executive.

(2) Same as the Executive.

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

**DRCCD16 Targeting community alternatives to prison (T-CAP)**

No provision.

**R.C. 5149.38, 2929.34, 5149.311**

Requires, instead of allows, each county: (1) to participate in the targeting community alternatives to prison (T-CAP) program, and (2) to enter into a memorandum of understanding relating to the T-CAP program, unless the county has already entered into a memorandum of understanding relating to the T-CAP program.

**Fiscal effect: GRF appropriation item 501407, Community Nonresidential Programs, is increased by \$7,200,000 in each fiscal year to fund the changes to the T-CAP program.**

Executive

In House Finance

**DRCCD13 Reentry employment grants**

(1) No provision.

**Section: 383.10**

(1) Earmarks \$275,000 in each fiscal year from GRF appropriation item 503321, Parole and Community Operations, to create and implement a program to award grants to at least one nonprofit organization that operates reentry employment programs that meet certain criteria.

(2) No provision.

(2) Requires the Department to establish guidelines, procedures, grant application forms, and outcome-based criteria upon which performance is evaluated.

**DRCCD4 Expedited Pardon Initiative**

**Section: 383.10**

Earmarks up to \$500,000 in each fiscal year of GRF appropriation item 501321, Institutional Operations, to be used by the Department of Rehabilitation and Correction to distribute grants for advancing the expedited pardon initiative and encouraging eligible individuals to participate.

**Section: 383.10**

Same as the Executive, but permits, rather than requires, the Department of Rehabilitation and Correction to use up to \$500,000 of GRF appropriation item 501321, Institutional Operations, in each fiscal year for the expedited pardon initiative, and changes the purpose of the earmarked amounts to creating up to five regional collaborative partnership pilot projects to connect rehabilitated citizens with community partners to advance the expedited pardon initiative and help eligible individuals navigate the process and access clemency.

Executive

In House Finance

**DRCCD1 OSU medical charges**

**Section: 383.10**

1) Requires The Ohio State University Medical Center, including the Arthur G. James Cancer Hospital and Richard J. Solove Research Institute and the Richard M. Ross Heart Hospital, at the request of the Department of Rehabilitation and Correction (DRC), to provide necessary care to persons who are confined in state adult correctional facilities.

(2) Requires the provision of necessary inpatient care billed to DRC to be reimbursed at the rate not to exceed the authorized reimbursement rate for the same service established by the Department of Medicaid under the Medicaid Program.

**Section: 383.10**

(1) Same as the Executive.

(2) Same as the Executive.

**DRCCD2 Adult Correctional Facilities Lease Rental Bond Payments**

**Section: 383.10**

Requires GRF appropriation item 501406, Adult Correctional Facilities Lease Rental Bond Payments, to be used to meet all payments during the period from July 1, 2021, through June 30, 2023, by the Department of Rehabilitation and Correction pursuant to leases and agreements for buildings under R.C. Chapters 152. and 154. Specifies that the appropriations are the source of funds pledged for bond service charges on related obligations issued under R.C. Chapters 152. and 154.

**Section: 383.10**

Same as the Executive.

Executive

In House Finance

**DRCCD3 Probation Improvement and Incentive Grants**

**Section: 383.10**

Requires DPF Fund 5TZ0 appropriation item 501610, Probation Improvement and Incentive Grants, to be allocated by the Department of Rehabilitation and Correction to municipalities as grants with an emphasis on: (1) providing services to those addicted to opiates and other illegal substances, and (2) supplementing the programs and services funded by grants distributed from GRF appropriation item 501407, Community Nonresidential Programs.

**Section: 383.10**

Same as the Executive.

Executive

In House Finance

**RDFCD1 State Revenue Distributions additional appropriations**

**Section: 387.20**

Specifies that appropriation items in Section 387.10 are to be used for the purpose of administering and distributing the designated revenue distribution funds according to the Revised Code. Appropriates any additional amounts that are determined to be necessary for this purpose.

**Section: 387.20**

Same as the Executive.

**RDFCD2 GRF transfers**

**Section: 387.20**

Specifies that in FY 2022 and FY 2023, the Director of Budget and Management may 1) transfer from the GRF to the Local Government Tangible Property Tax Replacement Fund (Fund 7081) and the School District Tangible Property Tax Replacement Fund (Fund 7047) in the Revenue Distribution Fund Group, those amounts necessary to reimburse local taxing units and school districts under sections 5709.92 and 5709.93 of the Revised Code, and 2) make temporary transfers from the GRF to ensure sufficient balances in Fund 7081 and Fund 7047 and to replenish the GRF for such transfers.

**Section: 387.20**

Same as the Executive.

Executive

In House Finance

**RDFCD3 Property tax reimbursement - Education**

**Section: 387.20**

Specifies that appropriation item 200903, Property Tax Reimbursement - Education, is appropriated to pay for the state's costs incurred because of the homestead exemption, the property tax rollback, and payments required under division (C) of section 5705.2110 of the Revised Code. Requires the Department of Education, in cooperation with the Department of Taxation, to distribute these funds directly to the appropriate school districts of the state, notwithstanding sections 321.24 and 323.156 of the Revised Code, which provide for payment of the homestead exemption and property tax rollback by the Tax Commissioner to the appropriate county treasurer and the subsequent redistribution of these funds to the appropriate local taxing districts by the county auditor. Appropriates any additional sums that may be needed to make these payments. Requires each school district to distribute these amounts among the proper funds as if they had been paid as real or tangible personal property taxes. (Payments for the costs of administration are to continue to be paid to the county treasurer and county auditor as provided for in sections 319.54, 321.26, and 323.156 of the Revised Code.)

**Section: 387.20**

Same as the Executive.

Executive

In House Finance

**RDFCD4 Homestead exemption, property tax rollback**

**Section: 387.20**

Specifies that appropriation item 110908, Property Tax Reimbursement - Local Government, be used to pay for the state's costs incurred due to the Homestead Exemption, the Manufactured Home Property Tax Rollback, and the Property Tax Rollback. Requires the Tax Commissioner to distribute these funds directly to the appropriate local taxing districts, except for school districts, notwithstanding the provisions in sections 321.24 and 323.156 of the Revised Code, which provide for payment of the funds by the Tax Commissioner to the appropriate county treasurer and the subsequent redistribution of these funds to the appropriate local taxing districts by the county auditor. Requires each local taxing district, upon receipt of these amounts, to distribute the amount among the proper funds as if it had been paid as real property taxes. Appropriates any additional sums that may be needed to make these payments. (Payments for the costs of administration are to continue to be paid to the county treasurer and county auditor as provided for in sections 319.54, 321.26, and 323.156 of the Revised Code.)

**Section: 387.20**

Same as the Executive.

**RDFCD5 Tangible personal property tax reimbursements**

**Section: 387.20**

Specifies that in FY 2022 and FY 2023, any school district that has a nuclear power plant located within its territory is to receive the same payment amount under section 5709.92 of the Revised Code as in FY 2017, notwithstanding any provision of law to the contrary.

**Section: 387.20**

Same as the Executive.

**Executive**

**In House Finance**

**Fiscal effect: Benton-Carroll-Salem Local School District in Ottawa County will receive an additional \$828,538 in the biennium as a result of this provision; Perry Local School District in Lake County will receive an additional \$796,542.**

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

**RDFCD6 Municipal income tax**

**Section: 387.20**

Specifies that appropriation item 110995, Municipal Income Tax, be used to make payments to municipal corporations under section 5745.05 of the Revised Code. Appropriates additional amounts if it is determined that additional amounts are needed to make such payments.

**Section: 387.20**

Same as the Executive.

**RDFCD7 Municipal net profit tax fund**

**Section: 387.20**

Specifies that appropriation item 110902, Municipal Net Profit Tax, be used to make payments to municipal corporations under section 718.83 of the Revised Code. Appropriates additional amounts determined to be necessary to make such payments.

**Section: 387.20**

Same as the Executive.

Requires the Tax Commissioner, if the Commissioner determines that insufficient cash is in the Municipal Net Profit Tax Fund (Fund 5VR0) to meet monthly distribution obligations under section 718.83 of the Revised Code during FY 2022 and FY 2023, to certify to the Director of Budget and Management the amount of additional cash necessary to satisfy those obligations. Requires the Commissioner, in such a case, to submit a plan to the Director requesting that the necessary cash be transferred from one or a combination of the following funds: the Municipal Income Tax Administrative Fund, the Local Sales Tax Administrative Fund, the General School District Income Tax Administrative Fund, the Motor Fuel Tax Administrative Fund,

Same as the Executive.

Executive

In House Finance

the Property Tax Administrative Fund, or the GRF. Requires the plan to include a proposed repayment schedule to reimburse those funds for any cash so transferred. Authorizes the Director, after receiving the certification and funding plan from the Commissioner and if the Director determines that sufficient cash is available, to transfer the cash to Fund 5VR0 in accordance with the plan submitted by the Commissioner or as otherwise determined by the Director, and subsequently permits the Director to transfer cash from Fund 5VR0 to reimburse the funds from which cash was transferred.

**Fiscal effect: May facilitate administration of the municipal net profit tax.**

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

Executive

In House Finance

**SOSCD1 Secretary of State process fees**

**R.C. 111.16**

Specifies that the \$5 fee the Secretary of State may charge for service of process is per address served.

**Fiscal effect: Potential minimal loss in fee revenue collected from process service. This fee revenue is deposited into the Business Services Fund (Fund 5990).**

**R.C. 111.16**

Same as the Executive.

**SOSCD4 Disposition of U.S. Elections Assistance Commission grant revenue**

**R.C. 111.28**

Requires that grants the Secretary of State receives from the Elections Assistance Commission, other than those through the Help America Vote Act (HAVA), be deposited into the Miscellaneous Federal Grants Fund (Fund 3FM0), and spent in accordance with the grant agreement.

**Fiscal effect: No change other than the fund that would house the grants. The Help America Vote Act Fund (Fund 3AS0) formerly housed the grants described in the provision.**

**R.C. 111.28**

Same as the Executive.

**SOSCD2 Foreign nonprofit corporation principal offices**

**R.C. 1703.27**

Removes the requirement that a foreign nonprofit corporation, in order to obtain a certificate of authority, list the corporation's principal office in Ohio in its filing statements.

**Fiscal effect: None.**

**R.C. 1703.27**

Same as the Executive.

Executive

In House Finance

**SOSCD5 Poll Workers Training**

**Section: 395.20**

Requires GRF appropriation 050407, Poll Workers Training, be used to reimburse county boards of elections for precinct election official (PEO) training pursuant to R.C. 3501.27. Reappropriates the unexpended, unencumbered portion of the line item at the end of FY 2022 for the same purpose in FY 2023.

**Section: 395.20**

Same as the Executive.

**SOSCD6 County Voting System Lease Rental Payments**

**Section: 395.20**

Requires GRF appropriation item 050509, County Voting System Lease Rental Payments, to be used to make payments during the FY 2022-FY 2023 biennium pursuant to leases and agreements entered into under Section 4 of S.B. 135 of the 132nd G.A., that were used to finance the costs of acquiring, developing, installing, and implementing county voting systems.

**Section: 395.20**

Same as the Executive.

**SOSCD7 Board of Voting Machine Examiners**

**Section: 395.20**

Requires that Fund 4S80 appropriation item 050610, Board of Voting Machine Examiners, be used for the services and expenses of the members of the Board of Voting Machine Examiners and for other expenses that are authorized to be paid from the Board of Voting Machine Examiners Fund (Fund 4S80). Requires that unused money be returned to the person or entity submitting equipment for examination. Permits the Secretary of State to request that the Director of Budget and Management approve additional appropriations if necessary, and appropriates the additional amounts approved.

**Section: 395.20**

Same as the Executive.

Executive

In House Finance

**SOSCD8 Ballot Advertising Costs**

**Section: 395.20**

Allows the Controlling Board, upon request of the Secretary of State, to approve cash transfers from the Controlling Board Emergency Purposes/Contingencies Fund (Fund 5KM0) to the Statewide Ballot Advertising Fund (Fund 5FH0) in order to pay for the cost of public notices associated with statewide ballot initiatives.

**Section: 395.20**

Same as the Executive.

**SOSCD9 Absent Voter's Ballot Application Mailing**

**Section: 395.20**

Authorizes the Controlling Board, upon request of the Secretary of State, to approve cash and appropriation transfers from the Controlling Board Emergency Purposes/Contingencies Fund (Fund 5KM0) to the Absent Voter's Ballot Mailing Fund (Fund 5RGO) to be used by the Secretary of State to pay the costs of printing and mailing unsolicited applications for absent voters' ballots for the November 2022 general election.

**Section: 395.20**

Same as the Executive.

**SOSCD13 Address Confidentiality Program**

**Section: 395.20**

Authorizes the Director of Budget and Management, upon request of the Secretary of State, to transfer up to \$200,000 cash per fiscal year from the Business Services Operating Expenses Fund (Fund 5990) to the Address Confidentiality Program Fund (Fund 5SN0).

**Section: 395.20**

Same as the Executive.

## Executive

## In House Finance

**SOSCD10 Women's Suffrage Centennial Commission****Section: 395.20**

Requires DPF appropriation item 050634, Women's Suffrage Centennial Commission, to be used to pay for the duties of the Women's Suffrage Centennial Commission in accordance with S.B. 30 of the 133rd G.A. Reappropriates the unexpended, unencumbered balance of the appropriation item at the end of FY 2021 for the same purpose in FY 2022, and similarly, any unexpended, unencumbered amounts from FY 2022 for use in FY 2023.

**Section: 395.20**

Same as the Executive.

**SOSCD11 Corporate/Business Filing Refunds****Section: 395.20**

Requires that Fund R002 appropriation item 050606, Corporate/Business Filing Refunds, be used to hold revenues until they are directed to appropriate accounts or until they are refunded. Allows the Secretary of State to determine if additional appropriations are needed and request that the Director of Budget and Management approve such additional amounts. Appropriates the approved amounts.

**Section: 395.20**

Same as the Executive.

**SOSCD12 HAVA Funds****Section: 395.20**

Requires an amount equal to the unexpended, unencumbered portion of appropriation item 050616, Help America Vote Act (HAVA), at the end of FY 2021 and FY 2022, to be reappropriated for the same purposes in the following fiscal year.

**Section: 395.20**

Same as the Executive.

Executive

In House Finance

**SENCD1 Operating expenses**

**Section: 397.10**

Permits the Clerk of the Senate, on July 1 of each fiscal year, or as soon as possible thereafter, to certify to the Director of Budget and Management an amount up to the unexpended, unencumbered balance of GRF appropriation item 020321, Operating Expenses, to be reappropriated from FY 2021 to FY 2022, and similarly, from FY 2022 to FY 2023. Reappropriates the amounts certified.

**Section: 397.10**

Same as the Executive.

Executive

In House Finance

**CSFCD1 Debt service costs**

**Section: 401.10**

Specifies that appropriation items of the Commissioners of the Sinking Fund be used for the purpose of paying debt service and financing costs during the period from July 1, 2021 through June 30, 2023 on bonds or notes of the state issued under the Ohio Constitution and acts of the General Assembly. Appropriates additional amounts, if necessary, to fully fund debt service and financing costs.

**Section: 401.10**

Same as the Executive.

Executive

In House Finance

**SOACD1 Abolishment of the Southern Ohio Agricultural and Community Development Foundation**

**Section: 518.30, R.C. 102.02, 183.021, 183.33, Repealed: 183.12 - 183.17**

Abolishes the Southern Ohio Agricultural Community Foundation on December 30, 2021 and takes the following steps related to that action: (1) eliminates SOA's board of trustees; (2) confers the responsibility for winding down SOA's affairs upon the Department of Agriculture (AGR), including the possible transfer of employees from the Foundation to AGR; (3) abolishes the Southern Ohio Agricultural and Community Development Foundation Endowment Fund and requires the Treasurer of State to remit the cash balance in the Fund to the Ohio Proud Marketing Fund (Fund 4R00) used by AGR; and (4) abolishes the Southern Ohio Agricultural and Community Development Operating Expenses Fund (Fund 5M90) and requires the OBM Director to transfer the cash balance in Fund 5M90 to Fund 4R00.

**Fiscal effect: At the end of CY 2020, the cash balance in the Endowment Fund was \$1.0 million.**

**Section: 518.30, R.C. 102.02, 183.021, 183.33, Repealed: 183.12 - 183.17**

Same as the Executive.

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

Executive

In House Finance

**Personal Income Tax**

**TAXCD2 Reciprocity agreement deduction**

**R.C. 5747.01, Section 803.60**

Clarifies that income not subject to tax based on a reciprocity agreement between Ohio and another state may be deducted on a taxpayer's annual return. (Those agreements allow nonresidents to be exempted from Ohio's income tax on income earned or received as long as that other state provides the same tax treatment for Ohio residents.)

**Fiscal effect: None.**

**R.C. 5747.01, Section 803.60**

Same as the Executive.

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

**TAXCD26 Reference to a federal tax credit in Ohio income tax law**

**R.C. 5747.01, Section 803.60**

Amends references in the state's income tax law to the federal "targeted jobs" tax credit, which has been renamed in federal law as the "work opportunity" tax credit.

**Fiscal effect: None. The work opportunity tax credit (WOTC) is a federal tax credit available to employers for hiring individuals from certain targeted groups who have faced significant barriers to employment.**

**R.C. 5747.01, Section 803.60**

Same as the Executive.

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

**TAXCD30 Definition of taxable business income - technical amendment**

**R.C. 5747.01, 5747.10**

Corrects, in the definition of taxable business income, a cross-reference error to the business income deduction.

**Fiscal effect: None.**

**R.C. 5747.01, 5747.10**

Same as the Executive.

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

Executive

In House Finance

**TAXCD37 Railroad retirement benefits**

**R.C. 5747.01, Section 803.60**

Explicitly authorizes a personal income tax deduction for all railroad retirement benefits that are exempt from state taxation under federal law.

**Fiscal effect: None.**

**R.C. 5747.01, Section 803.60**

Same as the Executive.

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

**TAXCD47 Personal income tax rate reduction**

No provision.

**R.C. 5747.02, Section 803.97**

Reduces tax rates on nonbusiness income by 2% across-the-board, starting for taxable years beginning in 2021.

**Fiscal effect: Reduces all funds revenue by \$148 million in FY 2022 and \$156 million in FY 2023. The GRF revenue loss would account for about \$143 million and \$151 million of these amounts, with the remaining losses split equally between the Local Government Fund and Public Library Fund. There would be an additional one-time revenue loss in FY 2022 associated with a reduction in withholding rates; depending on when the rates are adjusted, may add roughly \$74 million (\$72 million GRF) to the FY 2022 revenue loss.**

Executive

In House Finance

**TAXCD1 Resident credit amended return time period**

**R.C. 5747.05**

Changes the time within which to file an amended return to report changes to a taxpayer’s Ohio resident credit from 60 days to 90 days, making the time period consistent with other amended return deadlines. (Because the resident credit is often contingent on tax required to be paid to another state or the District of Columbia, when the tax liability to the other jurisdiction is corrected, the Ohio resident tax credit must also be corrected.)

**Fiscal effect: None.**

**R.C. 5747.05**

Same as the Executive.

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

**TAXCD25 Income tax credit for tax withholdings**

**R.C. 5747.08, Section 803.70**

Clarifies that any income tax withheld, including from a taxpayer's wages, lottery and casino winnings, or retirement income, entitles the taxpayer to a credit for such amounts on the taxpayer's annual return.

States that the provision is intended to clarify existing law and applies to taxable years beginning on and after January 1, 2016.

**Fiscal effect: None.**

**R.C. 5747.08, Section 803.70**

Same as the Executive.

Same as the Executive.

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

**TAXCD27 Business Income Deduction (BID) reporting requirement**

**R.C. 5747.08, Section 803.80**

Removes the requirement that taxpayers claiming the business income deduction indicate on their annual return the North American Industry Classification System (NAICS) code of each business or professional activity from which that income is derived.

No provision.

Executive

In House Finance

**Fiscal effect: None. The reporting requirement was originally imposed by S.B. 26 of the 133rd General Assembly, which provided that, beginning with tax year 2020, taxpayers claiming the BID must report the 6-digit NAICS code for each of their sources of business income on "Ohio Schedule IT BUS," for purposes of the state income tax.**

**TAXCD36 Fraudulent unemployment compensation**

**Section: 757.10**

Declares that the State of Ohio does not intend to impose tax on unemployment compensation reported to a person whose identity was fraudulently used by a third party to collect unemployment compensation.

**Fiscal effect: None. The Internal Revenue Service instructs taxpayers who are unable to obtain a timely, corrected Form 1099-G for unemployment benefits from states to file an accurate tax return, reporting only the income they received. Taxpayers are not expected to include unemployment benefits they did not actually receive because of identity theft.**

**Section: 757.10**

Same as the Executive, but requires the publication of information about such fraud on the websites of the Department of Job and Family Services and the Department of Taxation until June 2023.

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

Sales and Use Taxes

**TAXCD40 Sales tax exemption-investment metal bullion and coins**

No provision.

**R.C. 5739.02, Section 803.93**

Reinstates the sales and use tax exemption for sales of investment metal bullion and investment coins. (The exemption was repealed by H.B. 166 of the 133rd General Assembly.)

**Fiscal effect: Reduces sales tax revenue to the GRF by \$5.8 million per year. Reduces revenue from permissive county and transit authorities taxes by \$1.7 million per year.**

Executive

In House Finance

**TAXCD33 Use tax for remote sellers**

**R.C. 5741.01, 5741.03, 5741.032 (repealed), Section 610.30**

Repeals certain provisions of use tax law that would have applied only in the event that an act of Congress authorized states to compel "remote sellers" to collect and remit use tax.

**Fiscal effect: None. Following a U.S. Supreme Court decision in 2018 which allowed states to require collection and remittance of use tax by remote sellers, H.B. 166 (133rd G.A.) enacted language implementing the Court's decision. The Court's decision made Congressional action unnecessary, which made the provisions to be repealed obsolete.**

**R.C. 5741.01, 5741.03, 5741.032 (repealed), Section 610.30**

Same as the Executive.

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

**Commercial Activity Tax**

**TAXCD28 JCTC reporting of work-from home employees**

**R.C. 122.17**

Allows any business that receives the Job Creation Tax Credit (JCTC) to include work-from-home employees in its annual reporting of employment and payroll, thus allowing those employees' payroll to count towards computing and verifying the credit, beginning with reports filed for 2020. (Current law only allows JCTC recipients whose applications were approved after September 29, 2017, to include work-from-home employees).

**Fiscal effect: None. (Potentially prevents a loss of approved credits for taxpayers with JCTC agreements authorized prior to September 29, 2017, and whose employees may be required to work from home).**

**R.C. 122.17**

Same as the Executive.

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

Executive

In House Finance

**TAXCD29 JCTC expansion - alternative eligibility**

**R.C. 122.17, 122.86, Section 701.20**

Requires the Director of Development to adopt rules establishing alternative JCTC eligibility requirements for businesses that do not meet the minimum employment (ten new employees) or payroll thresholds prescribed by current rules but are otherwise eligible for the credit. Limits total credits awarded under the new eligibility criteria to \$25 million per fiscal biennium.

No provision.

Reduces, from \$50 million to \$25 million, the biennial credit allotment for an existing income tax credit for investments in smaller businesses. (This credit is issued by the Director of Development).

No provision.

**Fiscal effect: The JCTC may be claimed against the commercial activity tax (CAT), the petroleum activity tax, the personal income tax, the financial institutions tax, the domestic and foreign insurance taxes, and the corporate franchise tax. The executive anticipates this provision would reduce CAT receipts to the GRF by \$10 million in FY 2023, the earliest expected revenue loss.**

**TAXCD34 Common ownership test for CAT taxpayers groups**

**R.C. 5751.015**

Codifies an administrative rule related to which business entities are considered to be part of a consolidated elected or combined taxpayer group. (Under the CAT, each entity in a consolidated elected taxpayer group may elect, and each entity in a combined taxpayer group is required, to aggregate their taxable gross receipts and file as a single taxpayer.)

**R.C. 5751.015**

Same as the Executive.

**Fiscal effect: None.**

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

Executive

In House Finance

**TAXCD41 Commercial activity tax (CAT) administrative earmark**

No provision.

**R.C. 5751.02, 812.20**

Reduces from 0.65% to 0.5% beginning July 1, 2021, the percentage of CAT revenue credited to the Revenue Enhancement Fund (Fund 2280).

**Fiscal effect: Lowers the amount of CAT revenue deposited into Fund 2280 for the Department's tax administration purposes by about \$3.3 million each fiscal year, and correspondingly increases the combined amount of CAT receipts deposited in the GRF (85%), the School District Tangible Property Tax Replacement Fund (Fund 7047, 13%), and the Local Government Tangible Property Tax Replacement Fund (Fund 7081, 2%) by \$3.3 million per year.**

**TAXCD31 Calculation of the annual minimum tax for the CAT**

**R.C. 5751.03, Section 812.20**

Requires the calculation of the annual minimum tax applicable to the first \$1 million in taxable gross receipts to be determined on the basis of taxable gross receipts reported in the preceding, rather than the current calendar year.

**Fiscal effect: None. (Clarifies the reporting requirement for AMT taxpayers and reduces the process of reconciling actual tax paid with what was actually owed, as current law demands taxpayers estimate future gross receipts.)**

**R.C. 5751.03, Section 812.20**

Same as the Executive.

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

**TAXCD32 CAT: QDC technical amendment**

**R.C. 5751.40**

Corrects a cross reference error in the law governing the qualified distribution center (QDC) exclusion used in computing taxable gross receipts for the CAT.

**R.C. 5751.40**

Same as the Executive.

Executive

In House Finance

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Financial Institutions Tax

TAXCD12 Financial institutions tax - technical amendment

R.C. 5726.20, Section 803.50

Corrects an erroneous cross-reference in the financial institutions tax law.

Fiscal effect: None.

R.C. 5726.20, Section 803.50

Same as the Executive.

Fiscal effect: Same as the Executive.

Property Taxes and Transfer Fees

TAXCD45 Property tax exemption: urban agricultural area

No provision.

R.C. 323.161, 319.302, 323.155

Allows a county with a population between 400,000 and 450,000 (Lucas County) to designate areas within the boundaries of a municipality an "urban agricultural area" and to allow qualifying urban farmers located within such an area to apply for a full or partial exemption only from property taxes charged by the county. Limits the initial term of the exemption to five years or less, but permits it to be renewed. Specifies that the urban farm must not be enrolled in the current agricultural use valuation program, and the urban farmer must meet certain eligibility criteria in order to qualify.

Fiscal effect: May result in loss of property tax revenue to Lucas County. The county's levies totaled about 20.08 mills or 2% for tax year 2020, implying that the county could choose to exempt taxes totaling about that percentage of the taxable value of the qualifying urban farm.

Executive

In House Finance

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TAXCD43 Clark County lodging tax

No provision.

R.C. 351.021

Authorizes a county that has a 2000 population of between 130,000 and 150,000, and that has a city with a 2000 population of more than 50,000 (Clark County), to increase its existing Convention Facilities Authority lodging tax rate from 3% to 4%.

**Fiscal effect: Department of Taxation data indicate that 6% lodging taxes in the City of Springfield and two townships, all in Clark County, raised \$1.1 million in 2018. Based on these figures, a 1 percentage point increase in Clark County's lodging tax might raise about \$190,000 per year. (No data are shown in this source for the county's lodging tax.)**

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TAXCD44 Improper homestead exemption recovery

No provision.

R.C. 4503.066, 323.153

Imposes a charge against real property or manufactured or mobile homes receiving the homestead exemption if the property owner or occupant failed to notify the county auditor that the owner or occupant no longer qualified for the exemption, as required under continuing law. Specifies the amount of the charge equals the tax savings, plus interest, for each tax year that the owner or occupant did not qualify for the exemption.

Executive

In House Finance

**Fiscal effect: Increases local property tax receipts by an indeterminate amount on behalf of erroneously claimed homestead exemptions later recovered by the applicable county. Although existing law provides for the recoupment of the owner-occupancy reduction (i.e., 2.5% property tax rollback) if the auditor later discovers that the owner was not entitled to the reduction and failed to notify the auditor, there is no similar reference in law for the recoupment of a homestead exemption. Nor is there any reference to an auditor’s ability to retroactively invalidate a prior year’s application or continuing application.**

**TAXCD46 Emergency and police services combined levy**

No provision.

**R.C. 5705.19, Section 803.90**

Authorizes a municipal corporation or a township to permanently impose, with voter approval, a combined levy for fire and emergency medical services (EMS) and police services. (Separate police and fire/EMS levies may already be levied for a continuing period, and combined levies may already be levied for five or fewer years.)

**Fiscal effect: Allows another option for funding local police and fire/EMS services, reducing the number of times levies would need voter approval.**

**TAXCD4 Property tax exemption for supportive mental health housing**

**R.C. 5709.121, Section 803.30**

Authorizes a property tax exemption for qualifying housing used by individuals diagnosed with mental illness or substance use disorder and their families. Applies beginning in tax year 2021, as well as to any pending tax exemption application.

**R.C. 5709.121, Section 803.30**

Same as the Executive.

Executive

In House Finance

**Fiscal effect: Expanded criteria under which housing for disabled persons may qualify for property tax exemption may result in lower real property tax revenue to school districts and other units of local government. Such property was determined to be taxable in a recent Board of Tax Appeals decision. Revenue loss from tax exemption is uncertain but may range up to \$15 million-\$32 million per year.**

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

**TAXCD10 Property tax administration**

**Section: 409.20**

Requires the Tax Commissioner in FY 2022, notwithstanding section 5703.80 or division (F) of section 321.24 of the Revised Code, not to compute or certify the amounts calculated under divisions (A) and (B) of that section. Requires the Director of Budget and Management not to transfer any amounts from the General Revenue Fund to the Property Tax Administration Fund (Fund 5V80) in fiscal year 2022.

**Section: 409.20**

Same as the Executive.

Prohibits the Director of Budget and Management to transfer any amounts from the General Revenue Fund to the Property Tax Administration Fund in fiscal year 2022, and prohibits the Tax Commissioner to subtract any amounts computed under section 5703.80 of the Revised Code, as amended by this act, from the payments made from the GRF to county treasurers under division (F) of section 321.24 of the Revised Code.

Same as the Executive.

Specifies that the Property Tax Administration Fund shall be funded as provided in section 5703.80 and division (F) of section 321.24 of the Revised Code during FY 2023.

Same as the Executive.

Executive

In House Finance

Fiscal effect: Section 5703.80 provides for funding of property tax administration with 0.25% or less of the amount of the 10% rollback on residential and agricultural real property and 0.45% or less of the amount of taxes on public utility tangible personal property, limited to costs to administer these taxes. These percentages were reduced by H.B. 26 of the 132nd G.A. and calculation of them was suspended in FY 2018 through FY 2021. Prior to FY 2018, revenues to Fund 5V80 considerably outpaced expenditures, and cash accumulated in Fund 5V80, due in part to expansion of pipelines in the state. Property tax administration costs were paid out of these accumulated cash balances during FY 2018 through FY 2021 while transfers to Fund 5V80 were suspended. Property tax administration expenses totaled about \$3.6 million in FY 2020. Suspension of transfers is to continue in FY 2022 under the Executive's proposed budget, and transfers resume in FY 2023.

Fiscal effect: Same as the Executive.

Other Taxation Provisions

**TAXCD13 Wireless 9-1-1 Government Assistance Fund distribution**

R.C. 128.55

Requires the monthly disbursements made by the Tax Commissioner from the Wireless 9-1-1 Government Assistance Fund (Fund 7093) to county treasurers to be made in the same proportion distributed to that county in the corresponding month of the previous calendar year, instead of the current law disbursements requirement that is based on the same amounts disbursed in the corresponding months in 2013 made by the Public Utilities Commission of Ohio (PUCO).

Requires any shortfall in distributions resulting from the timing of funds received in a previous month to be distributed in the following month. (Under current law, the distribution

R.C. 128.55

Same as the Executive.

Same as the Executive.

Executive

In House Finance

requirement due to insufficient funds is based on reducing each county's share in proportion to the corresponding month in 2013 until the amount available in Fund 7093 is allocated, and such shortfalls must be remedied in the following month.)

**Fiscal effect: None. Total disbursements to counties in calendar year (CY) 2020 were the same as the distributions made by PUCO in CY 2013.**

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

**TAXCD42 Delinquent municipal income tax collection: federal Treasury Offset Program**

No provision.

**R.C. 131.025**

Requires the Attorney General to participate in the federal Treasury Offset Program (TOP) for the collection of past due municipal income taxes to the extent that such taxes qualify for the program.

No provision.

Specifies that the Attorney General is the tax administrator with respect to past due municipal income taxes that are certified to the Attorney General for collection solely for the purpose of qualifying for the TOP.

**Fiscal effect: TOP is a program in which state and federal tax administrators cooperate to collect delinquent taxes. Adding municipal income taxes to the program will increase collections, but likely not by a substantial amount; participation is voluntary for municipalities. Since the state already participates in TOP, additional costs, including AGO costs, would be minimal.**

Executive

In House Finance

**TAXCD14 Estate tax filing and fees**

**R.C. 319.54, 321.27, 5731.21, 5731.24, 5731.28, and 5731.41**

Makes administrative changes to the repealed estate tax and the fees allowed to officials and agents for collecting the tax. Provides that no estate tax is due for property first discovered after December 31, 2021. (The state estate tax was repealed on January 1, 2013, but the tax continues to apply to newly-discovered property of decedents who died before that date.)

**Fiscal effect: Potential revenue loss is likely negligible; estate tax receipts continue to trickle in since the tax was repealed. In FY 2020, receipts were about \$0.5 million; about \$0.1 million was deposited into the GRF and \$0.4 million was the share to local governments.**

**R.C. 319.54, 321.27, 5731.21, 5731.24, 5731.28, and 5731.41**

Same as the Executive.

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

**TAXCD18 Verification of liquor permit holder payments to local subdivisions**

**R.C. 4303.271, 4303.26, Section 803.20**

Requires the Tax Commissioner, beginning February 1, 2022, to annually verify that a liquor permit holder is current on its payments of resort area and tourism development district gross receipts taxes, which are levied by certain subdivisions.

**Fiscal effect: May increase resort areas and tourism development districts receipts by a minimal amount.**

**R.C. 4303.271, 4303.26, Section 803.20**

Same as the Executive.

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

**TAXCD35 Motor vehicle title fee partial reallocation**

**R.C. 4505.09**

Reallocates 10¢ of each fee collected on vehicle title issuance from the Motor Vehicle Sales Audit Fund (Fund 4360), used by the Department of Taxation, to the Highway Operating Fund (Fund 7002), used by the Department of Transportation.

**R.C. 4505.09**

Same as the Executive.

Executive

In House Finance

**Fiscal effect: Revenue increase of approximately \$600,000 per fiscal year to Fund 7002, and an equal decline of revenue to Fund 4360.**

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

**TAXCD20 Sharing information with State Racing Commission**

**R.C. 5703.21**

Permits the Department of Taxation to share certain information with the State Racing Commission necessary to verify compliance with horse-racing laws.

**R.C. 5703.21**

Same as the Executive.

**Fiscal effect: None.**

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

**TAXCD3 Tax refund application review process**

**R.C. 5703.70**

Explicitly authorizes the Tax Commissioner to adjust the amount of a state tax refund multiple times before issuing a final refund determination in response to the refund requestor's submission of additional information following notice of the Commissioner's preliminary determination.

**R.C. 5703.70**

Same as the Executive.

**Fiscal effect: None.**

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

**TAXCD21 Political subdivision funds transfer approval period**

**R.C. 5705.16**

Extends, from 10 days to 30 days, the time allowed the Tax Commissioner to approve or disapprove a political subdivision's petition for a transfer of moneys between certain of the subdivision's funds.

**R.C. 5705.16**

Same as the Executive.

**Fiscal effect: None.**

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

Executive

In House Finance

**TAXCD11 Pollution control facility tax exemptions**

**R.C. 5709.21, Section 803.40**

Requires an application to the Tax Commissioner for a property and sales and use tax exemption for certain facilities used to abate pollution, noise, or energy waste (i.e., an exempt facility certificate) to separately identify property exclusively and necessarily used for the operation of the facility ("exclusive property"), as distinct from auxiliary property that may also be used for other purposes. (A property tax exemption for auxiliary property is calculated differently than for exclusive property.)

Specifies that the requirement to separately identify exclusive property applies to applications for an exempt facility certificate filed on and after the provision's effective date.

Requires an applicant to prove which property is exclusive property for applications filed before that date, in which such property was not separately distinguished.

**Fiscal effect: None.**

**R.C. 5709.21, Section 803.40**

Same as the Executive.

Same as the Executive.

Same as the Executive.

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

**TAXCD38 Business incentive tax credits**

**Section: 757.20**

Provides estimates of the amounts of business incentive tax credits that may be authorized and claimed during the biennium and the amount of authorized credits that may be outstanding at the end of the biennium.

**Section: 757.20**

Same as the Executive.

Appropriation Language

Executive

In House Finance

**TAXCD5 Tax refunds**

**Section: 409.20**

Specifies that appropriation item 110635, Tax Refunds, is to be used to pay refunds under section 5703.052 of the Revised Code. Appropriates additional amounts if needed for this purpose.

**Section: 409.20**

Same as the Executive.

**TAXCD6 Vendor's license payments**

**Section: 409.20**

Specifies that appropriation item 110631, Vendor's License Application, is to be used to make payments to county auditors under section 5739.17 of the Revised Code. Appropriates additional amounts if necessary to make such payments.

**Section: 409.20**

Same as the Executive.

**TAXCD7 International registration plan administration**

**Section: 409.20**

Specifies that appropriation item 110616, International Registration Plan Administration, is to be used under section 5703.12 of the Revised Code for audits of persons with vehicles registered under the International Registration Plan.

**Section: 409.20**

Same as the Executive.

**TAXCD8 Travel expenses for the streamlined sales tax project**

**Section: 409.20**

Specifies that appropriation item 110607, Local Tax Administration, may be used by the Tax Commissioner to disburse funds, if available, for the purposes of paying travel expenses incurred by members of Ohio's delegation to the Streamlined Sales Tax Project, as appointed under section 5740.02 of the Revised Code. Requires any travel expense reimbursement paid for by the Department of Taxation to be done in accordance with applicable state laws and guidelines.

**Section: 409.20**

Same as the Executive.

Executive

In House Finance

**TAXCD9 Tobacco settlement enforcement**

**Section: 409.20**

Requires appropriation item 110404, Tobacco Settlement Enforcement, to be used by the Tax Commissioner to pay costs incurred in the enforcement of divisions (F) and (G) of section 5743.03 of the Revised Code.

**Section: 409.20**

Same as the Executive.

Executive

In House Finance

**DOTCD29 Public Transportation - State**

**Section: 411.20**

Requires that GRF appropriation item 775470, Public Transportation - State, be used for grants to support public transit.

**Section: 411.20**

Same as the Executive.

**DOTCD47 Airport Improvements - State**

No provision.

**Section: 411.30**

Requires GRF appropriation item 777471, Airport Improvements - State, to be used to administer the Ohio Airport Grants Program to support capital improvements, maintain infrastructure, and ensure safety at publicly owned, public use airports.

**DOTCD37 Diesel Emissions Reduction Grant Program**

**Section: 755.10**

Establishes the Diesel Emissions Grant Reduction Program, administered by the Director of Environmental Protection and funded by Highway Operating Fund (Fund 7002) appropriations under the budget of the Department of Transportation. Requires the EPA Director to solicit, evaluate, score, and select projects submitted by public and private entities that are eligible for funding under the federal Congestion Mitigation and Air Quality (CMAQ) Program.

**Section: 755.10**

Same as the Executive.

Specifies that in addition to the expenditures allowed under RC 122.861, program funds also may be used for projects proposing to buy or use hybrid and alternative fuel vehicles as allowed under CMAQ guidelines provided by the Federal Highway Administration (FHWA).

Same as the Executive.

Executive

In House Finance

Specifies that public entities eligible to receive funds under RC 122.861 and CMAQ shall be reimbursed from money in Fund 7002 that is set aside for the Diesel Emissions Reduction Grant Program. Specifies that private entities are to be reimbursed, at the direction of the local public agency sponsor and upon approval of ODOT, through direct payments. Limits the amount of funding available for the Diesel Emissions Reduction Grant Program to \$10,000,000 in each fiscal year of the FY 2022-FY 2023 biennium.

Same as the Executive.

Specifies that the funding for CMAQ under this section does not reduce the amount of CMAQ funding designated for metropolitan planning organizations.

Same as the Executive.

Requires the EPA Director, in consultation with the ODOT Director, to develop guidance for funding and administering the Diesel Emissions Reduction Grant Program, including a method for prioritizing projects, acceptable technologies, and procedures for awarding grants.

Same as the Executive.

Executive

In House Finance

**TOSCD7 State and local government expenditure database**

**R.C. 113.71, 113.70, 113.72, 113.73, 113.74, 113.75, 113.76, 113.77**

No provision.

Requires the Treasurer of State (TOS), in collaboration with the Director of Budget and Management (OBM) and the Director of Administrative Services (DAS), to establish and maintain the Ohio State and Local Government Expenditure Database, which is to include detailed data on expenditures of state government and those of volunteering political subdivisions and state retirement systems. Requires the database be made freely available to the public via the TOS and OBM websites. Requires TOS to enter into an annual agreement with OBM and DAS to ensure the proper maintenance and operation of the database.

No provision.

Requires the database to include specified expenditure information and salary and employment information for state and school district workers, and to have specified capabilities to filter and display data.

No provision.

Requires the database to omit any information that is confidential or not a public record under state law, and exempts the state and state employees from liability in the event a confidential record is published.

No provision.

Allows a political subdivision or state retirement system to publish expenditure information on the database, pursuant to laws governing the database's content.

No provision.

Requires each state agency to display a link to the database on their website.

No provision.

Requires TOS to coordinate with OBM to allow for public comment regarding the database's usability.

Executive

In House Finance

Fiscal effect: Most of these provisions codify existing practice of operating Ohio Checkbook website: [Checkbook.ohio.gov](http://Checkbook.ohio.gov).

**TOSCD1 Office of the Sinking Fund**

**Section: 413.20**

Specifies that appropriation item 090401, Office of the Sinking Fund, be used to pay costs incurred by or on behalf of the Commissioners of the Sinking Fund and the Public Facilities Commission with respect to State of Ohio general obligation bonds or notes.

Requires the GRF to be reimbursed for such costs relating to the issuance and administration of Highway Capital Improvement bonds or notes authorized under Ohio Constitution, Article VIII, Section 2m and Chapter 151 of the Revised Code from appropriation item 155902, Highway Capital Improvement Bond Retirement Fund (Fund 7072), by intrastate transfer voucher pursuant to a certification by the Office of the Sinking Fund of the actual amounts used. Appropriates amounts necessary to provide such reimbursements from Fund 7072.

**Section: 413.20**

Same as the Executive.

Same as the Executive.

**TOSCD2 STABLE account administration**

**Section: 413.20**

Requires appropriation item 090613, STABLE Account Administration, to be used for administration of the Achieve a Better Living Experience (ABLE) account program.

**Section: 413.20**

Same as the Executive.

Executive

In House Finance

**TOSCD3 Tax Refunds**

**Section: 413.20**

Requires appropriation item 090635, Tax Refunds, to be used to pay specified tax refunds. Appropriates additional amounts if the Director of Budget and Management determines that additional amounts are necessary for that purpose.

**Section: 413.20**

Same as the Executive.

**TOSCD4 Treasury management system**

**Section: 413.30**

Requires appropriation item 090406, Treasury Management System Lease Rental Payments, to be used for payments during the period from July 1, 2021 through June 30, 2023, pursuant to leases and agreements with respect to financing the costs associated with the acquisition, development, implementation, and integration of the Treasury Management System.

**Section: 413.30**

Same as the Executive.

**TOSCD5 OhioMeansJobs Workforce Development Revolving Loan Program**

**Section: 413.40**

Requires appropriation item 090610, OhioMeansJobs Workforce Development, to be used to provide loans to individuals for workforce training.

Earmarks up to \$250,000 in each fiscal year to provide for administration of the program, and reappropriates unexpended and unencumbered funds at the end of FY 2022 to be used for the same purpose in FY 2023.

Requires the Treasurer of State, during the second half of FY 2023, to determine if funding sources will be adequate to support the FY 2023 appropriation, and permits the Treasurer to request up to \$325,000 from the Controlling Board if funding sources are determined to be inadequate. Specifies that the

**Section: 413.40**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

request should be for a transfer from the Controlling Board Emergency Purposes/Contingencies Fund (Fund 5KM0) to the OhioMeansJobs Workforce Development Revolving Loan Fund (Fund 5NH0).

**TOSCD6 Pay for Success Contract Fund**

**Section: 701.10**

Requires the State Pay for Success Contract Fund to be used for the purpose of funding a pay for success project pursuant to R.C. 113.60.

Requires the Treasurer of State (TOS), in consultation with the Director of Administrative Services and the Chancellor of Higher Education, to initiate a pay for success contract with a service intermediary and service provider to improve Ohio National Guard Scholarship utilization and postsecondary outcomes for scholarship recipients. Specifies that the program must be delivered to Ohio National Guard members planning to matriculate at a state institution of higher education in Ohio.

**Section: 701.10**

Same as the Executive.

Same as the Executive.

Executive

In House Finance

**DVSCD1 Veterans organizations' rent**

**Section: 415.10**

Requires GRF appropriation item 900408, Department of Veterans Services, to be used to pay veterans organizations' rent in buildings managed by the Department of Administrative Services.

**Section: 415.10**

Same as the Executive.

**DVSCD2 Veterans Compensation General Obligation Bond Debt Service**

**Section: 415.10**

Requires GRF appropriation item 900901, Veterans Compensation General Obligation Bond Debt Service, to be used to pay all debt service and related financing costs during the period from July 1, 2021, through June 30, 2023, on obligations issued under Section 2r of Article VIII, Ohio Constitution.

**Section: 415.10**

Same as the Executive.

**DVSCD3 Uniforms to Unions**

No provision.

**Section: 415.10**

Earmarks \$150,000 in each fiscal year from GRF appropriation item 900408, Department of Veterans Services, to make grants to the Ohio State Building and Construction Trades Council for the Uniforms to Unions Ohio initiative and to hire an employee to run and promote the grant program. Specifies that, to the extent possible, the employee should be a veteran of the armed forces of the United States. Requires grant funds to be used to recruit, retain, assist, and support National Guard, reserve, and active duty military member and veteran participation in apprenticeship programs registered with ApprenticeOhio to connect participants with career training and employment in the building and construction industry.

Executive

In House Finance

**DYSCD1 Community Programs**

**Section: 421.10**

Permits the Department of Youth Services, for purposes of implementing juvenile sentencing reforms, to use up to \$1,375,000 of the unexpended, unencumbered balance of the portion of GRF appropriation item 470401, RECLAIM Ohio, that is allocated to juvenile correctional facilities in each fiscal year to expand Targeted RECLAIM, the Behavioral Health Juvenile Justice Initiative, and other evidence-based community programs.

**Section: 421.10**

Same as the Executive.

**DYSCD2 Juvenile Correctional Facilities Lease Rental Bond Payments**

**Section: 421.10**

Requires GRF appropriation item 470412, Juvenile Correctional Facilities Lease Rental Bond Payments, to be used to meet all payments during the period from July 1, 2021, through June 30, 2023, by the Department of Youth Services under the leases and agreements for facilities under R.C. Chapters 152. and 154., and specifies that the appropriated amounts are the source of funds pledged for bond service charges on related obligations issued under R.C. Chapters 152. and 154.

**Section: 421.10**

Same as the Executive.

**DYSCD3 Education Services**

**Section: 421.10**

Requires DPF Fund 1750 appropriation item 470613, Education Services, to be used to fund the operating expenses of providing educational services to youth supervised by the Department of Youth Services, including, but not limited to, teachers' salaries, maintenance costs, and educational equipment.

**Section: 421.10**

Same as the Executive.

Executive

In House Finance

**DYSCD4 Flexible Funding for Children and Families**

**Section: 421.10**

Permits the juvenile court, in collaboration with that county's family and children first council, to transfer portions of its allocations from one or both of GRF appropriation items 470401, RECLAIM Ohio, and 470510, Youth Services, to a flexible funding pool as authorized by Section 337.160 (Family and Children First Flexible Funding Pool) of the bill.

**Section: 421.10**

Same as the Executive.

Executive

In House Finance

**LOCCD1 Jurisdiction for appeals**

**R.C. 119.12**

Establishes the Franklin County Court of Common Pleas as the jurisdiction for all appeals from orders issued by the Occupational Therapy, Physical Therapy, and Athletic Trainers Board (instead of the court of common pleas of the licensee's county of residence or of the county in which the licensee's place of business is located).

**Fiscal effect: Possible increase in expenses related to additional cases in the Franklin County Court of Common Pleas, with some offsetting revenue in the form of court costs and fees. Corresponding decrease in expenses and offsetting revenue in the court of common pleas that would have otherwise heard such an appeal. Potential savings effect for the Board, as staff would not have to travel and defend action(s) in another county.**

**R.C. 119.12**

Same as the Executive.

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

**LOCCD3 Political subdivision purchases through DAS**

**R.C. 125.04, 3501.302**

Authorizes DAS to permit political subdivisions of another state to participate in DAS contracts for the purchase of supplies and services.

Allows a county board of elections to participate in DAS contracts for the purchase of supplies and services if DAS has authorized that county to participate in those contracts, rather than making the board apply separately.

Clarifies that a county board of elections is permitted to purchase election supplies through DAS's cooperative purchasing program, through the Secretary of State's bulk purchasing program, or through other means.

**R.C. 125.04, 3501.302**

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance

Fiscal effect: Provides county boards of elections purchasing flexibility that would allow the boards to acquire supplies at a lower cost in some instances.

Fiscal effect: Same as the Executive.

LOCCD15 Agreements with animal shelters

No provision.

R.C. 955.15

Expands the types of entities with which a board of county commissioners may enter into a written agreement to operate as a dog pound on behalf of the county to include an animal shelter that (1) is suitable to act as a dog pound, and (2) maintains devices for humanely destroying dogs. (Current law allows such agreements only with humane societies that operate animal shelters.)

Fiscal effect: Gives counties flexibility to select other animal shelter operators to serve as dog pounds, the costs of which are paid from county dog and kennel funds.

LOCCD18 Shoreline improvement district project expansion

No provision.

R.C. 1710.01

Allows a special improvement district to fund projects, including by assessing property within the district, to abate soil erosion along waters within a watershed district.

Fiscal effect: Provides an additional funding mechanism to undertake soil erosion abatement projects within watershed districts.

Executive

In House Finance

**LOCCD16 Jefferson County County Court**

No provision.

**R.C. 1907.15, Section 812.10**

Removes, effective January 1, 2022, the requirement that the presiding judge of the Jefferson County County Court determine areas of separate jurisdiction for the judges of that Court and that the judges hold court in Wintersville or Cross Creek, Dillonvale, and Toronto.

**Fiscal effect: Potential cost savings for the Jefferson County County Court.**

**LOCCD4 Protection orders**

**R.C. 2151.34, 2903.213, 2903.214, 2919.26, 3113.31**

(1) Requires a law enforcement agency, upon notification by the clerk of court, to enter any juvenile court protection orders, temporary protection orders (related to a criminal offense), and civil protection orders into the Law Enforcement Automated Data System (LEADS) and the National Crime Information Center (NCIC) by the close of the next business day after the day on which the court issues the order.

(1) No provision.

(2) Requires, upon the termination or cancellation of the order and notification by the clerk of court, a local law enforcement agency to remove the order from LEADS by the close of the next business day after the day on which the termination or cancellation of the order occurred and that it be ensured that the order is terminated, cleared, or canceled in the protection order database of the NCIC.

(2) No provision.

**Fiscal effect: Potential increase in administrative expenses for the clerks of court to notify law enforcement of orders issued and canceled, and for law enforcement agencies to enter and remove such orders within the time limit set.**

Executive

In House Finance

**LOCCD7 Notification of possible prison term for community control violation**

**R.C. 2929.15, 2929.19**

Changes the law that requires a court sentencing an offender to a community control sanction for a felony to notify the offender of the possible prison term that may be imposed if the offender violates the sanction, violates a law, or leaves the state without permission from an indication of "the specific prison term that may be imposed" to an indication of the "range from which the prison term may be imposed," which must be the range of terms available for the offense.

**Fiscal effect: None.**

**R.C. 2929.15, 2929.19**

Same as the Executive.

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

Executive

In House Finance

**LOCCD5 Arrest warrant entry into LEADS/NCIC**

**R.C. 2935.01, 2935.10**

(1) Creates a class of serious offenses known as "Tier 1" offenses and defines a "Tier 1" offense as the offenses of aggravated murder, murder, voluntary manslaughter, involuntary manslaughter, aggravated vehicular homicide, vehicular homicide, vehicular manslaughter, felonious assault, aggravated assault, aggravated menacing, menacing by stalking, kidnapping, abduction, trafficking in persons, rape, sexual battery, unlawful sexual conduct with a minor, gross sexual imposition, pandering obscenity involving a minor or an impaired person, pandering sexually oriented matter involving a minor or an impaired person, illegal use of a minor or impaired person in nudity-oriented material or performance, aggravated arson, arson, terrorism, aggravated robbery, robbery, aggravated burglary, domestic violence, escape, improperly discharging a firearm at or into a habitation, in a school safety zone, or with intent to cause harm or panic to persons in a school, in a school building, or at a school function or the evacuation of a school function, failure to register as a sexually oriented offender, failure to provide notice of residence address change as a registered sexually oriented offender, failure to timely verify residence address change as a registered sexually oriented offender.

(1) No provision.

(2) Requires law enforcement agencies to enter Tier 1 warrants into the Law Enforcement Automated Data System (LEADS) and the National Crime Information system (NCIC) within 48 hours of receipt, and to enter the warrants with a full extradition radius as defined by the Ohio LEADS administrator, who is the Superintendent of the Ohio State Highway Patrol under continuing law.

(2) No provision.

Executive

In House Finance

**Fiscal effect: Potential increase in administrative expenses for law enforcement agencies to enter and remove such orders within the time limit set, and for the Superintendent of the Ohio State Highway Patrol to define "full extradition radius."**

**LOCCD6    Incompetency and not guilty by reason of insanity entry into LEADS/NCIC**

**R.C.        2945.403**

(1) Requires if an individual is found to be incompetent to stand trial (IST) or not guilty by reason of insanity (NGRI):

(1) No provision.

(a) The judge who made the finding to notify the Attorney General of the finding not later than seven days after the adjudication or commitment;

(a) No provision.

(b) The Attorney General to enter the information into the Law Enforcement Automated Data System (LEADS) by the close of the next business day after the day on which the notice is received;

(b) No provision.

(c) The judge to notify the Attorney General if the person subsequently is found to be competent or has commitment terminated not later than seven days after the finding, discharge, or final termination; and

(c) No provision.

(d) The Attorney General, upon receipt of a notice, to take all steps necessary to ensure that the information regarding the person entered is removed from LEADS and terminated, cleared, or canceled in the National Crime Information Center (NCIC) by the close of the next business day after the day on which the notice is received.

(d) No provision.

(2) Requires the Attorney General to make available to all judges forms to be used by them for the purpose of making the required notifications.

(2) No provision.

Executive

In House Finance

**Fiscal effect: Potential increase in administrative expenses for courts to notify the Attorney General of orders issued and canceled and for the Attorney General to enter and remove such orders within the time limit and to make the necessary forms available to judges.**

**LOCCD8 Sealing of records related to an unconditional pardon**

**R.C. 2967.04**

Allows the Governor to include as a condition of an unconditional pardon that the records related to conviction be sealed and generally provides that the records are not subject to public inspection.

**Fiscal effect: Increased administrative expenses for any state or local agency to seal related files and a potential decrease in pardon-related hearing costs for local courts that may have been the venue for a record sealing application in lieu of this procedure.**

**R.C. 2967.04**

Same as the Executive.

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

**LOCCD17 Indigent Drivers Alcohol Treatment Fund**

No provision.

**R.C. 4511.191**

Expands the authorized uses a court may make of surplus money in an Indigent Drivers Alcohol Treatment Fund to allow, in addition to the currently authorized uses, expenditures for staffing, equipment, training, drug testing, supplies, and other expenses of any specialized docket program certified by the Supreme Court.

**Fiscal effect: Potential expenditure increase, up to available revenue.**

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